

**MINUTES**  
**Petroleum Storage Tank Insurance Fund**  
**Board of Trustees Meeting**  
**May 20, 2020 \*\***

**In Person and Via Conference Call**  
**Start Time: 9:30 a.m.**

Chairman Greer called the meeting to order, with some Trustees/staff participating in person and the other Trustees/staff/others participating by conference call. Roll was called to confirm Trustees' participation. Chairman Greer then asked all members of the audience to identify themselves for the record. He noted that all votes would be taken by roll call.

**Trustees Present In Person:**

James Greer, Chairman  
Jim Ford, Vice Chairman  
Chuck Adamson  
Tom Kolb

**Trustees Present by Phone:**

Bill Abbott  
Don McNutt  
Kristi Naught  
Nikki Loethen  
Ski Mariea

**Trustees Absent:**

Danny Opie

**Staff Present or Participating by Phone:**

Kelly Campbell, Spencer Fane  
Carol R. Eighmey, Executive Director  
Pat Eriksen, Williams & Company Consulting  
Craig Jacobs, Assistant Attorney General  
Diane James, Executive Assistant  
Dorcee Lauen, Williams & Company Consulting  
Kelley Ogletree, Deputy Director

**Others Participating by Phone:**

Carol Comer, Department of Natural Resources  
Doug Drouare, U.S. EPA – Region 7  
John Jurgensmeyer, DNR Environmental Remediation Program  
Eric Kolkmeier, Energy Transport Solutions  
Ken Koon, Tanks Section, DNR Environmental Remediation Program  
Ron Leone, Missouri Petroleum Marketers and Convenience Store Association  
Darryl Slade, Tanks Section, DNR Environmental Remediation Program

**Approval of Minutes – March 31, 2020 – Open Session**

Jim Ford moved to approve the minutes as presented. Tom Kolb seconded. A roll call vote was taken. Motion carried with Trustee Mariea abstaining.

\*\* Due to the COVID-19 pandemic; this meeting was held with some Trustees/staff in person and some Trustees/staff/others via conference call.

## **Monthly Reports**

Chairman Greer directed Trustees' attention to the financial statements and monthly activity reports, pointing out that there will likely be a decrease in revenues in the next few months due to the reduction in fuel sales. There were no questions about those reports.

Chairman Greer called attention to the large-loss report and asked if there were any questions. A brief conversation followed regarding the length of time it takes to complete cleanups. Ms. Eighmey reported that often cleanups stall after the initial response mitigates the immediate risk and a responsible party may not have much incentive to continue. She also stated that DNR has recently increased the frequency of its contacts with tank owners on these older cleanups.

## **Report on Effects of COVID-19**

Ms. Eighmey commented that PSTIF operations have continued largely unaffected through the modified working conditions in response to COVID-19. Claims, underwriting, and inspections have continued. Some slowdown in construction and cleanup activities have occurred due to contractors' limitations, which will affect claim payments in the coming months.

## **Legislative Report**

Chairman Greer noted the budget bills passed but it was hard to know what else might have passed before the Legislature adjourned the previous Friday, since multiple bills had been consolidated into large "omnibus bills" in the final days of the legislative session. He asked Ms. Ogletree to review what had transpired. Ms. Ogletree commented very few bills were passed other than state budget bills. Most notably, the bill that dealt with PSTIF was not heard prior to the legislature going on break in response to COVID-19 and was not picked back up when legislators returned.

## **Status Report – Revision of PSTIF/DNR Memorandum of Understanding (MOU)**

Chairman Greer invited Ms. Ogletree to report on efforts to revise the MOU. Ms. Ogletree said the current MOU had been in effect since 1999 and included several addenda; it is being updated to reflect current operations as well as to respond to concerns voiced by the EPA. PSTIF staff, DNR staff, and the governor's office are working together to finalize a few remaining issues and expect to have a document ready for the Board to review and take action on via teleconference prior to the EPA's May 29 deadline for response. Chuck Adamson expressed the DNR's commitment to coming to an agreement on an MOU that addresses the concerns of the EPA. Chairman Greer thanked Ms. Ogletree and Mr. Adamson for their work on this and encouraged them to keep pressing forward so the final version can be signed by the May 29 deadline. Mr. Adamson gave credit to Mr. Jacob Westen who has been working with Ms. Ogletree in his absence.

