

**MINUTES**  
**Petroleum Storage Tank Insurance Fund**  
**Board of Trustees Meeting**  
**January 26, 2022**

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

Chairman Greer called the meeting to order and said that it was good to see most everyone in person. He commented that he was appreciative of those in attendance as it's much easier to collaborate as a group and work efficiently with everyone in the same room even though a few Trustees did have to participate via conference call due to travel and the virus. 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  
Nikki Loethen  
Ski Mariea  
Kristi Naught  
Jacob Westen

**Trustees Present by Phone:**

Tom Kolb  
Don McNutt  
Cathy Stepp

**Trustees Absent:**

Danny Opie

**Staff Present or Participating by Phone:**

Dan Henry, Williams & Company Consulting  
Craig Jacobs, Attorney General's Office  
Diane James, Executive Assistant  
Kelley Ogletree, Executive Director  
John Taylor, General Counsel  
Pat Vuchetich, Williams & Company Consulting

**Others Present or Participating by Phone:**

Justin Buckler, Tanks Section, MoDNR/ERP  
Todd Burkhardt, Neumayer Equipment Company  
Ken Koon, Tanks Section, MoDNR/ERP  
Mike Martin, Tanks Section, MoDNR/ERP  
Darryl Slade, Tanks Compliance and Enforcement, MoDNR/ERP

**Approval of Minutes – December 8, 2021 – Open Session**

Jim Ford moved to approve the minutes as presented. Kristi Naught seconded. There were no amendments or discussion. A roll call vote was taken. Motion carried unanimously with Trustee Mariea not present for this vote.

### **Discussion of ST18888, Petro Mart, Union**

Chairman Greer called Trustees attention to a memo in the meeting materials regarding a site in Union, Missouri that has applied for participation. He asked Ms. Ogletree to summarize the memo and provide any additional details.

*Ski Mariea arrived at the meeting.*

Ms. Ogletree summarized by stating that Trustees must determine if they will make an exception to the “five-year rule” and allow the site to participate in the Fund.

Ms. Ogletree outlined the circumstances, stressing that the applicant has been working toward getting their tanks back in use for many months but experiencing delays in receiving equipment. Ms. Ogletree noted that MoDNR had advised they are exercising enforcement discretion and allowing the tank owner to put the tanks back in use. Mike Martin from MoDNR confirmed this to be the case and emphasized that the tank owner had taken steps to confirm the integrity of the tanks to the satisfaction of MoDNR.

Chairman James Greer moved to allow Union-Petro Mart #39 until March 1, 2022 to complete an application for participation in PSTIF, contingent on MoDNR exercising enforcement discretion regarding the requirements of 10 CSR 26-2.053(4). Ski Mariea seconded. There was no further discussion or comments. A roll call vote was taken. Motion carried unanimously.

Chairman Greer thanked Messrs. Martin and Burkhardt for attending the meeting and giving Trustees what they needed to make an informed decision on this site.

### **Monthly Reports**

Chairman Greer directed Trustees’ attention to the financial statements and monthly activity reports provided. He commented that it looked like the transport load fee had caught up and that work looked to be beginning on claims that had slowed down during the last year. Chairman Greer then asked Ms. Ogletree to give a brief overview of the large-loss claims summary, which she did.

Chairman Greer asked if there were any other questions on any of the other reports provided; there were none.

### **Approve CSCAP for FY23**

Chairman Greer said each year the Office of Administration provides the Central Services Cost Allocation Plan and as a Board we formally approve this expense. He noted costs went down, which hasn’t been seen in a long time, if ever, and asked Ms. Ogletree if there was any explanation for the reduction. Ms. Ogletree explained there are a number of state funds that share these costs and they are based on revenue. She said the formula changed last year so there was a large jump in the Fund’s costs then but ours has been steady and was reduced this year due to other funds’ costs increasing.

