Petroleum Storage Tank Committee Meeting

October 22, 2009

State Personnel Building
Leo Griego Auditorium
2600 Cerrillos Road
Santa Fe, NM 87505

Public Handout

NEW MEXICO ENVIRONMENT DEPARTMENT

Petroleum Storage Tank Bureau

1301 Siler Road
Building B
Santa Fe, New Mexico 87507
Telephone (505) 476-4397 Fax (505) 476-4374
www.nmenv.state.nm.us

BILL RICHARDSON
Governor

DIANE DENISH
Lieutenant Governor

RON CURRY
Secretary

JON GOLDSTEIN
Deputy Secretary

JIM NORTON
Director

AGENDA
STORAGE TANK COMMITTEE MEETING
Thursday, October 22, 2009
10:00 AM – 12:00 PM
State Personnel Building
Leo Griego Auditorium
2600 Cerrillos Road
Santa Fe, NM 87505

The following items are for discussion and possible action:

Item # 1	Roll Call
Item # 2	Approval of the Agenda
Item # 3	Approval of August 25, 2009 Meeting Minutes
Item # 4	Update of Corrective Action Fund: Marlene Cordova- 15 minutes
Item # 5	Update on Remedial Action Sites: Joyce Shearer- 15 minutes
Item # 6	Update on Prevention and Inspection Program: Kalvin Martin- 15 minutes
Item # 7	Update on Regulation Process: Jennifer Pruett- 15 minutes
Item # 8	Legislative Update
Item # 9	Next Meeting-TBA
Item # 10	Adjournment

Corrective Action Fund Update
August 2009

	Beginning Cash	Additions to Cash		Deductions to Cash		Ending Cash
July Ending Cash	14,451,620	PPL Fee^	$ 1,561,207	Payments	$ (1,282,028)	
Cash ZBA						
				Operating Transfers*	$ (750,258)	
TOTALS	$ 14,451,620		$ 1,561,207		$ (2,032,287)	**$ 13,980,540**

$ 1,000,000 (Reserve)
$9,587,742 (Workplan Liabilities)
$ 3,392,798 (Unobligated)

^7-13A-3(C)(4) NMSA 1978 or $150/load
^^Reserve in 20 NMAC 5.15.1505
^^^as described in Section 7-13A-3(E) NMSA 1978

*Funds from CAF to cover CAF Admin. (salaries & assoc. costs) and HB19 transferred monthly based on 1/12 of approved budget

Monthly Activity
FY10 Workplan Approval

Month	# of	State Lead	# of	Resp. Party	SLAddenda	RPAddenda
July-09	4	$985,198	32	$601,890	$0	$30
August-09	11	$677,960	18	$162,503	$196	$35
Y-T-D Total	15	$1,663,158	50	$764,393	$196	$65

Payments
SL $ 874,817
RP $ 407,211

Yearly Activity Comparison

		Y-T-D
Y-T-D FY10 Workplan Approvals		
SL	$1,663,354	
RP	$764,458	$ 2,427,812
Y-T-D FY09 Workplan Approvals		
SL	$ 877,607	
RP	$ 1,350,926	$ 2,228,533
Y-T-D FY08 Workplan Approvals		
SL	$ 408,101	
RP	$ 933,424	$ 1,341,525

Y-T-D 10 Payments	**Y-T-D 09** Payments	**Y-T-D 08** Payments
$1,235,559	$ 1,080,038	$ 460,677
$825,580	$ 1,261,787	$ 2,506,218
$2,061,140	$ 2,341,825	$ 2,966,895

Corrective Action Fund Update
August 2009

Fiscal Year 10 Monthly Trends

	July-09	August-09	September-09	October-09	November-09	December-09	January-10	February-10	March-10	April-10	May-10	June-10	TOTAL
PPL Applicable Fees	$1,561,207	1,636,801											$ 3,198,008
PPL Posted Fees	$1,513,953	1,561,207											$3,075,159
Operating Transfers*	750,258	750,258											$1,500,516
Cash ZBA	3,802												$3,802
Other Deposits													$0

FY08 CAF revenue collections used for 30% budget available calculation, pursuant to Section 74-6B-7 NMSA 1978, is $19,440,796

*$750,258 is the 1/12th budget transfer from the CAF to the Department's Operting Fund for FY10 to match departmental federal grants pursuant to Section 74-6 and to cover CAF administrative expenses and department water needs.

Corrective Action Fund Update
September 2009

	Beginning Cash	Additions to Cash		Deductions to Cash		Ending Cash
August Ending Cash	13,980,540	PPL Fee^	$ 1,636,801	Payments	$ (1,026,273)	
Cash ZBA				Operating Transfers*	$ (1,500,517)	
TOTALS	$ 13,980,540		$ 1,636,801		$ (2,526,789)	**$ 13,090,551**

$	**1,000,000**	(Reserve)
	$10,558,387	(Workplan Liabilities)
$	**1,532,164**	(Unobligated)

^7-13A-3(C)(4) NMSA 1978 or $150/load
^^Reserve in 20 NMAC 5.15.1505
^^^as described in Section 7-13A-3(E) NMSA 1978

*Funds from CAF to cover CAF Admin. (salaries & assoc. costs) and HB19 transferred monthly based on 1/12 of approved budget
Operating transfer taken for September and October

Monthly Activity
FY10 Workplan Approval

Month	# of	State Lead	# of	Resp. Party	SLAddenda	RPAddenda
July-09	4	$985,198	32	$601,890	$0	$30
August-09	11	$677,960	18	$162,503	$196	$35
September-09	21	$1,152,606	45	$892,322	$169	$2
Y-T-D Total	36	$2,815,764	95	$1,656,715	$365	$67

Payments
SL $ 759,646
RP $ 266,627

Yearly Activity Comparison

		Y-T-D
	Y-T-D FY10 Workplan Approvals	
SL	$2,816,129	
RP	$1,656,781	$ 4,472,910
	Y-T-D FY09 Workplan Approvals	
SL	$ 1,293,497	
RP	$ 2,045,703	$ 3,339,201
	Y-T-D FY08 Workplan Approvals	
SL	$ 658,490	
RP	$ 1,532,636	$ 2,191,126

Y-T-D 10 Payments	**Y-T-D 09** Payments	**Y-T-D 08** Payments
$1,995,205	$ 1,354,561	$ 527,226
$1,092,207	$ 1,981,220	$ 3,465,989
$3,087,412	$ 3,335,781	$ 3,993,215

Corrective Action Fund Update
September 2009

Fiscal Year 10 Monthly Trends

	July-09	August-09	September-09	October-09	November-09	December-09	January-10	February-10	March-10	April-10	May-10	June-10	TOTAL
PPL Applicable Fees	$1,561,207	1,636,801											$ 3,198,008
PPL Posted Fees	$1,513,953	1,561,207	1,636,801										$4,711,960
Operating Transfers*	750,258	750,258	1,500,517										$3,001,033
Cash ZBA	3,802												$3,802
Other Deposits													$0

FY08 CAF revenue collections used for 30% budget available calculation, pursuant to Section 74-6B-7 NMSA 1978, is $19,440,796

*$750,258 is the 1/12th budget transfer from the CAF to the Department's Operting Fund for FY10 to match departmental federal grants pursuant to Section 74-6 and to cover CAF administrative expenses and department water needs.

AUGUST 2009 RP WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
NMDOT Capitan Patrol Yard	Capitan	Ph 5	29643	2143	15526	$ 40,132.67	08/06/09	LG
7 Eleven	Ruidoso	Ph 5	26281	31	15529	$ 3,833.60	08/10/09	TC
Permco Aztec site	Aztec	Ph 5	26802	66	15528	$ 6,630.63	08/10/09	JM
Bell Gas Carl Shorty's	Carlsbad	Ph 5	1796	22	15530	$ 1,965.00	08/10/09	TC
Russells One Stop	Cimarron	Ph 1	30358	25	15527	$ 4,635.97	08/10/09	JK
Perry's Shell	Ya Tah Hey	MSA	29935	2672	15531	$32,688.51	08/17/09	JM
Pat's Service Station	Mosquero	Ph 1	29879	3258	15532	$ 30,588.55	08/17/09	SvG
Capitol 66	Santa Fe	Ph 5	27219	324	15533	$ 13,348.80	08/19/09	SvG
Chevron Hutton	Farmington	Ph 5	26287	36	15534	$ 4,361.57	08/20/09	TL
210 & 218 Montezuma Ave	Santa Fe	Ph 1	47997	3604	15524	$ 4,200.73	08/28/09	SvG
Socorro Phillips	Socorro	Ph 5	28401	845	15535	$ 12,842.10	08/26/09	BF
Rodgers Oil	Gallup	MSA	52269	4047	15525	$ 7,274.82	08/05/09	jm
					Subtotal	$ 162,502.95		

August 2009 RP ADDENDUMS

Facility Name		Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Loves Country Stor #257	Milan	Ph 5	29168	3029	15447	$ 1.25	08/07/09	DB
Winners Chevron # 102	Tucumcari	Ph 1	1418	4482	15444	$ 5.81	08/21/09	GB
Corrales Chevron	Corrales	Ph 5	1165	76	15424-2	$ 7.22	08/04/09	DB
Loves Country Store #262	Tucucari	MSA	29170	4538	15403-1	$ 5.25	08/04/09	GB
210 & 218 Montezuma Avenue	Santa Fe	Ph 1	47997	3604	15466-1	$ 13.72	08/11/09	SvG
Tom's Mini Mart	Mountainair	Ph 1	31149	2438	15216-13	$ 1.67	08/14/09	BF
COUNT	18				Subtotal	$ 34.92		
				GRAND TOTAL		$ 162,537.87		

AUGUST 2009 SL WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Indian Hills/Canyon Auto	Tijeras	Ph 5	28654	611	3407	$ 35,942.41	08/04/09	BF
Grants Triple Site	Cibola	Ph 5	29481	341	3408	$ 639,063.07	08/05/09	ML
G&S Community Corner	Albuqueruque	Ph 5	28207	53	3409	$ 2,954.03	08/12/09	TL
					Subtotal	$ 677,959.51		

August 2009 SL ADDENDUMS

Facility Name		Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Red River Chevron	Red River	Ph 5	30177	388	3393	$ 6.46	08/13/09	GB
Hilger Oil	Hatch	Ph 1	28484	286	3367	$ 3.62	08/14/09	CH
Texaco Levis	Wagonmound	MSA	1995	353	3395	$ 6.00	08/19/09	JK
Upholstery by Tony	Raton	MSA	54570	2615	3396	$ 5.25	08/14/09	SvG
Hatch Brothers Motor Co.	Las Cruces	MSA	28481	2404	3394	$ 4.64	08/19/09	JK
Indian Hills/Canyon Auto	Tijeras	Ph 5	28654	611	3359	$ 4.38	08/20/09	JS
Mikes Auto Detail	Belen	Ph 4	29415	4019	3391	$ 64.50	08/26/09	PD
Containment Subsurface Gasoline Plume	Grants	Ph 5	29481	341	3350	$ 101.63	08/17/09	ML
					Subtotal	$ 196.48		
count	11		GRAND TOTAL			$ 678,155.99		

SEPTEMBER 2009 RP WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Highway 70 Truckstop	Portales	Ph 1	28532	2023	15537	$ 41,216.46	09/01/09	LG
Ortiz Brothers Chevron	Carrizozo	Ph 1	29815	1324	15536	$ 3,633.75	09/01/09	LG
Allsups # 319	Taos	Ph 1	26523	2040	15539	$ 3,425.34	09/01/09	LG
Dixion Oil Company	Elida	MSA	27747	4567	15538	$ 34,053.81	09/01/09	TC
210 & 218 Montezuma Avenue	Santa Fe	Ph 1	47997	3604	15453	$ 5,343.75	09/02/09	SvG
Wilfred Padilla Fina	Santa Fe	Ph 1	29836	4438	15544	$ 2,317.08	09/04/09	GB
210 & 218 Montezuma Avenue	Santa Fe	Ph 2	47997	3604	15541	$ 7,218.34	09/03/09	SvG
210 & 218 Montezuma Avenue	Santa Fe	Ph 1	47997	3604	15545	$ 30,082.28	09/04/09	SvG
Ed's Auto Classic Site	Aztec	Ph 5	27861	1209	15542	$ 5,048.02	09/04/09	PD
Sierra Transit Mix Inc.	Las Vegas	MSA	51002	4580	15543	$ 3,845.25	09/04/09	SvG
Texaco Travel Center	Grants	Ph 1	31071	1907	15366	$ 4,500.00	09/04/09	BF
Laguna Mart Site	Laguna	Ph 5	29009	3613	15540	$ 3,623.06	09/02/09	PD
Midtown Chevron	Las Cruces	Ph 4	28069	3515	15350	$ 10,540.00	09/09/09	JK
A's 7-11 Mini Mart	Fairview	Ph 1	26333	4043	15423	$ 2,851.88	09/09/09	GB
Atex 1316	Albuquerque	MSA	29496	2187	15546	$ 7,695.00	09/09/09	TL
Sun Dail Deli-Mart	Bloomfield	Ph 1	30823	1536	15547	$ 6,020.97	09/21/09	TL
Target Gas	Las Cruces	Ph 1	31011	4490	15549	$ 3,900.00	09/22/09	CH
Tularosa Phillips 66	Tularosa	MSA	1595	994	15553	$ 11,652.05	09/22/09	DU
Santa Rosa Bulk Plant	Santa Rosa	MSA	52324	4498	15554	$ 2,100.00	09/22/09	LG
SWCP Main Yard	Silver City	MSA	52515	4561	15552	$ 60,960.00	09/21/09	DU
I-40 Pump and Save	Grants	MSA	28640	4569	15560	$ 29,405.25	09/23/09	DB
City of Roswell West Garage	Roswell	Ph 1	31573	2946	15561	$ 9,844.00	09/23/09	RR
North El Cerro Loop	Los Lunas	Ph 5	29693	57	15558	$ 8,992.99	09/23/09	BF
Texaco Station	Watrous	Ph 1	1869	1623	15337	$ 3,202.50	09/23/09	SvG
Moberg's Garage	Watrous	Ph 1	29439	1189	15338	$ 3,202.50	09/23/09	SvG
La Mesa Chevron	La Mesa	Ph 1	28996	934	15559	$ 6,330.00	09/23/09	CH
Circle K Store No. 1433	Eunice	Ph 1	1067	3687	15557	$ 8,070.96	09/23/09	RR
Fina Truck Stop	Albuquerque	Ph 2	28027	1685	15361	$ 14,500.00	09/25/09	PG
Circle K Store No.289	Belen	PH 1	1080	2149	15562	$ 5,531.53	09/25/09	ML
Raton Patrol Yard	Raton	Ph 1	29872	747	15563	$ 16,234.81	09/25/09	JK
Mustang # 33	Taos	MSA	31818	4584	15564	$ 36,370.43	09/25/09	GB
Etheridge Texaco	Clayton	MSA	27928	4104	1555	$ 46,116.56	09/22/09	JK
Dixie Truck Stop	Tor C	MSA	27745	4578	15548	$ 31,680.00	09/21/09	CH
Western auto	Eunice	MSA	30420	1500	15550	$ 48,571.25	09/21/09	RR
Save Gas 1	Lordsburg	Ph 1	30498	4447	15551	$ 12,771.57	09/21/09	DU
Giant #7211	Farmington	Ph 1	31834	4433	15556	$ 30,269.94	09/22/09	ML
Dixon Oil co	Elida	MSA	27747	4567	15538	$ 24,911.34	09/28/09	TC
Angela Fire Mini-Mart	Angel Fire	Ph 5	26605	436	15566	$ 15,588.33	09/29/09	SvG
Carlsbad Self Service # 3903	Carlsbad	Ph 1	1023	4305	15569	$ 4,248.28	09/29/09	RR
Chevron Property	Artesia	Ph 1	48001	3692	15568	$ 3,899.87	09/29/09	RR

Stop n Go # 4	Taos	MSA	1838	4583	15567	$ 36,370.43	09/29/09	GB
Apodaca's Service Inc.	Los Lunas	Ph 1	2399001	3397	15565	$ 2,775.50	09/29/09	JM
Walker Chevron	Roswell	Ph 5	28742	2420	15571	$ 3,472.15	09/29/09	RR
Laguna Mart Site	Laguna	Ph 5	29009	3613	15570	$ 239,934.40	09/29/09	PG
COUNT :	**24**				**Subtotal**	$ 892,321.63		

September 2009 RP ADDENDUMS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Tom's Mini Mart	Mountain air	Ph 1	31149	2438	15216	$ 1.67	09/24/09	BF
COUNT:					**Subtotal**	$ 1.67		
			GRAND TOTAL			**$ 892,323.30**		
Grand Total of Count:								

SEPTEMBER 2009 SL WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Indian Hills/Canyon Auto	Tijeras	Ph 5	28654	611	3410	$ 9,484.95	09/02/09	BF
Grants Triple site-Maverick Country Store	Grants	Ph 5	29299	907	3411	$ 303,538.92	09/02/09	ML
Badger Welding Site	Hobbs	Ph 5	26829	265	3412	$ 23,500.00	09/08/09	TC
Conoco Mini Mart	Chama	MSA	27498	2316	3414	$ 10,228.67	09/08/09	LG
Hobbs city Well	Hobbs	Ph 5	28023	58	3413	$ 8,109.96	09/08/09	TC
Mikes Auto Detail	Belen	Ph 4	29415	4019	3415	$ 222,986.04	09/08/09	PG
Halls Well State Lead site	San Jon	Ph 1	28453	903	3373	$ 4,045.22	09/10/09	GB
Alto Well State Lead site	Santa Fe	Ph 5	26554	2071	3416	$ 9,918.00	09/18/09	GB
Mikes Auto Detail	Belen	Ph 4	29415	4019	3418	$ 47,862.68	09/30/09	PG
Mikes Auto Detail	Belen	Ph 4	29415	4019	3417	$ 512,931.77	09/30/09	PG
TOTAL	2				Subtotal	$ 1,152,606.21		

September 2009 SL ADDENDUMS

Facility Name		Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Bell Gas t or C Petroleum	T or C	Ph 5	1830	367	3370-1	$ 2.37	09/03/09	CH
Bell Gas t or C Petroleum	T or C	Ph 5	1830	367	3370-2	$ 7.25	09/03/09	CH
Bell Gas t or C Petroleum	T or C	Ph 5	1830	367	3370-3	$ 6.66	09/03/09	CH
Indian Hills/Canyon Auto	Tijeras	Ph 4	28654	611	3400-3	$ 1.19	09/15/09	BF
Cibola Chevron	Grants	Ph 4	29481	341	3337-16	$ 33.33	09/10/09	JD
Cibola Chevron	Grants	Ph 4	29481	341	3337-17	$ 36.83	09/10/09	JD
Twin Butte Hot Plant	Gallup	MSA	1968	2494	3394	$ 2.33	09/28/09	BF
Twin Butte Hot Plant	Gallup	MSA	1968	2494	3384	$ 31.45	09/28/09	BF
Indian Hill/Canyon Auto	Tijeras	Ph 5	28654	611	3359-4	$ 4.38	09/27/09	BF
					Subtotal	$ 125.79		
			GRAND TOTAL			$ 1,152,732.00		
Grand Total of Count:								

Cordova, Marlene, NMENV

From: Roberts, Clancy, NMENV
Sent: Thursday, August 20, 2009 9:52 AM
To: Atencio, Cathy, NMENV
Cc: Blea, Lorelei S., NMENV; Cordova, Marlene, NMENV
Subject: RE: Operating Transfers

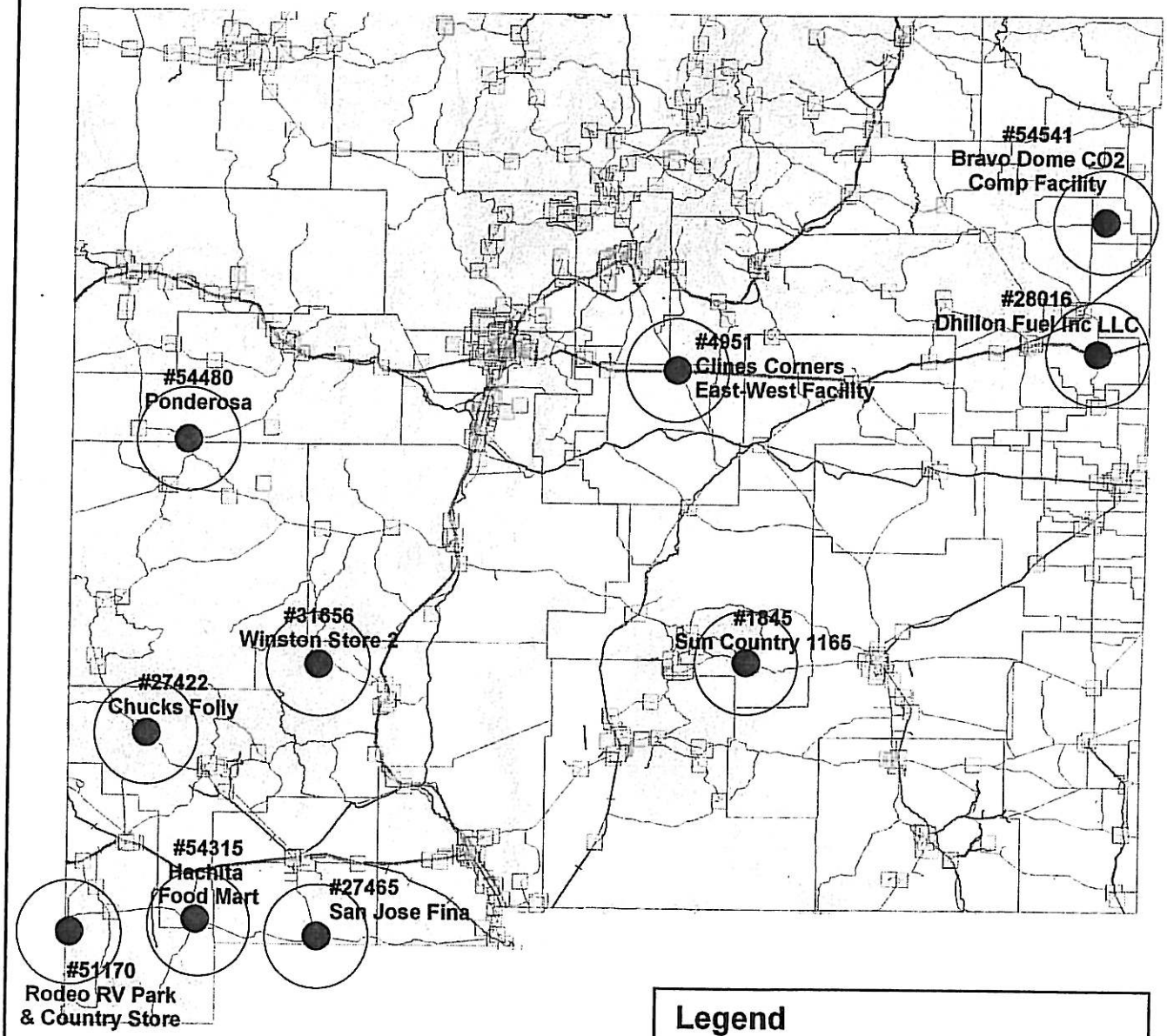
Cathy,
You may share the following response with the PST Committee.

The Department uses all its special revenue funds to maintain cash! The Corrective Action Fund (***Fund 9900***) is just one of roughly 34 funds used for that purpose. During each fiscal year, we perform a fund transfer each period (***monthly***) from the funds to maintain a positive cash balance in our operating fund (***0640***). Normally, the transfer is done at the ***beginning*** of the month. However, if fund ***0640*** has or is projected to have a negative balance, then we may conduct a second transfer from the funds with sufficient balance at the ***end*** of the month to maintain a positive cash flow. Finally, the funds may have no more than ***12-draws*** conducted for a fiscal year.

This practice is normal for the Department. Please call if you have any questions.

Thank You,
Clancy Roberts, MBA & PMP
Chief Financial Officer/Deputy Director
Administrative Services Division
New Mexico Environment Department
(505) 476-3725 (office) & (505) 827-2765 (fax)

Registered Tank Sites in New Mexico With a 20 Mile or More Buffer



Legend

- Registered Tanks with 20 Mile Buffer
- Registered Tank

N
W E
S

0 25 50 100 Miles

New Mexico Environment Department
Petroleum Storage Tank Bureau

August 2009