Petroleum Storage Tank

Committee Meeting

January 7, 2010

BILL RICHARDSON
Governor

DIANE DENISH
Lieutenant Governor

NEW MEXICO
ENVIRONMENT DEPARTMENT

Petroleum Storage Tank Bureau

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RON CURRY
Secretary

JON GOLDSTEIN
Deputy Secretary

JIM NORTON
Director

AGENDA
STORAGE TANK COMMITTEE MEETING
Thursday, January 7, 2010
10:00 AM – 12:00 PM
State Record Center & Archives/ State Library
Pinon Room, 2nd Floor
1209 Camino Carlos Rey, Santa Fe, New Mexico 87505

The following items are for discussion and possible action:

Item # 1	Roll Call
Item # 2	Approval of the Agenda
Item # 3	Approval of October 22, 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: Kal Martin – 15 minutes
Item # 7	Update on Rule Revisions & Legislative Issues: Jennifer Pruett – 15 minutes
Item # 8	Other Business
Item # 9	Next Meeting – TBA
Item # 10	Adjournment

Corrective Action Fund Update
October 2009

	Beginning Cash	Additions to Cash		Deductions to Cash		Ending Cash
September Ending Cash	13,090,551	PPL Fee^	$ 1,589,767	Payments	$ (1,185,247)	
Cash ZBA						
				Operating Transfers*	$ (750,258)	
TOTALS	$ 13,090,551		$ 1,589,767		$ (1,935,505)	$ 12,744,813

$ 1,000,000 (Reserve)
$9,124,126 (Workplan Liabilities)
$ 2,620,686 (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 out for November

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
October-09	12	$459,002	13	$218,745	$77	$172
Y-T-D Total	48	$3,274,766	108	$1,875,459	$442	$239

Payments
SL $ 693,217
RP $ 492,030

Yearly Activity Comparison

	Y-T-D FY10 Workplan Approvals	Y-T-D
SL	$3,275,208	
RP	$1,875,698	$ 5,150,906
	Y-T-D FY09 Workplan Approvals	
SL	$ 1,337,055	
RP	$ 2,506,963	$ 3,844,018
	Y-T-D FY08 Workplan Approvals	
SL	$ 889,887	
RP	$ 2,091,225	$ 2,981,112

Y-T-D 10 Payments	Y-T-D 09 Payments	Y-T-D 08 Payments
$2,688,422	$ 1,651,185	$ 641,326
$1,584,238	$ 2,663,917	$ 4,280,294
$4,272,659	$ 4,315,102	$ 4,921,620

Corrective Action Fund Update
October 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	1,589,767	1,456,042									$ 6,243,817
PPL Posted Fees	$1,513,953	1,561,207	1,636,801	1,589,767									$6,301,727
Operating Transfers**	750,258	750,258	1,500,517	750,258									$3,751,291
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
November 2009

	Beginning Cash	Additions to Cash		Deductions to Cash		Ending Cash
October Ending Cash	12,744,813	PPL Fee^	$ 1,456,042	Payments	$ (1,000,645)	
Cash ZBA						
				Operating Transfers*		
TOTALS	$ 12,744,813		$ 1,456,042		$ (1,000,645)	$ 13,200,210

$ 1,000,000 (Reserve)
$9,891,847 (Workplan Liabilities)
$ 2,308,363 (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
No Operating Transfer taken in November

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
October-09	12	$459,002	13	$218,745	$77	$172
November-09	8	$1,231,369	17	$606,583	$306	$4
Y-T-D Total	56	$4,506,135	125	$2,482,042	$749	$243

Payments
SL $ 175,322
RP $ 825,322

Yearly Activity Comparison

		Y-T-D FY10 Workplan Approvals	Y-T-D
	SL	$4,506,884	
	RP	$2,482,286	$ 6,989,169
		Y-T-D FY09 Workplan Approvals	
	SL	$ 2,207,888	
	RP	$ 3,224,883	$ 5,432,772
		Y-T-D FY08 Workplan Approvals	
	SL	$ 967,729	
	RP	$ 2,748,869	$ 3,716,598

Y-T-D 10 Payments	Y-T-D 09 Payments	Y-T-D 08 Payments
$2,863,744	$ 1,761,623	$ 999,302
$2,409,560	$ 3,071,962	$ 5,821,337
$5,273,304	$ 4,833,585	$ 6,820,639

Corrective Action Fund Update
November 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	1,589,767	1,456,042	1,648,940								$ 7,892,757
PPL Posted Fees	$1,513,953	1,561,207	1,636,801	1,589,767	1,456,042								$7,757,769
Operating Transfers*	750,258	750,258	1,500,517	750,258	$ -								$3,751,291
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.

OCTOBER 2009 RP WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Sundail Deli-Mart # 3	bloomfield	Ph 1	30823	1536	15572	$ 6,232.54	10/07/09	TL
Plateau #139	Aztec	Ph 1	1664	3000	15573	$ 4,483.50	10/07/09	TL
Travlers Service Station	Penasco	Ph 1	31185	3067	15575	$ 8,031.98	10/13/09	SvG
Love's #210	Albuquerque	Ph 1	29166	715	15574	$ 11,268.90	10/13/09	TL
A-1 Auto Repair	Penasco	PH 1	26305	764	15576	$ 23,521.06	10/13/09	SvG
Allsups	Dexter	Ph 1	888	2550	15577	$ 39,009.38	10/14/09	LG
Love's #257	Milan	MSA	29168	4591	15579	$ 3,099.38	10/30/09	DB
Allsup's # 303A Site	Gallup	PH 5	26521	2930	15578	$ 123,097.77	10/15/09	ML
COUNT:	8				Subtotal	$ 218,744.51		

October 2009 RP ADDENDUMS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Atex/Allsups # 149	Albuquerque	5	26496	1169	15467	$ 5.44	10/22/09	JM
Midway Chevron	Sapello	5	29408	2964	15390	$ 4.38	10/23/09	SR
Lea County Elec Coop	Lovington	2	29060	4435	15345	$ 141.76	10/01/09	RR
210 & 218 Montezuma Ave	Santa Fe	3	47997	3604	15495	$ 3.86	10/14/09	svg
Fina Truck Stop	Albuquerque	2	28027	1685	15361	$ 16.88	10/29/09	BF
					Subtotal	$ 172.32		
			GRAND TOTAL			$ 218,916.83		

OCTOBER 2009 SL WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM	Contract #
Fina Simpson	Tatum	Ph 5	30624	368	3420	$ 28,195.88	10/14/09	TC	06-667-35-008
Marvin Burrows	27171	Ph 5	3412	3419	3419	$ 100,000.00	10/14/09	LG	06-667-3500-0002
Hobbs City Wells	Hobbs	Ph 5	28023	58	3421	$ 45,160.17	10/15/09	TCS	06/667/3500/007
210 & 218 Montezuma Ave	Santa fe	Ph 3	47997	3604	3422	$ 47,055.19	10/16/09	SvG	10/667/3000/0006
210 & 218 Montezuma Ave	Santa Fe	Ph 3	47997	3604	3423	$ 208,534.97	10/20/09	SvG	10/667/3000/0006
Grants Triple Site	Grants	Ph 4	29481	341	3405	$ 28,215.00	10/01/09	ML	06/667/3500/0009
Mikes Auto Detail	Albuquerque	Ph 4	23869	4019	3366	$ 1,840.33	10/01/09	PdG	
					Subtotal	$ 459,001.54			
COUNT:	7								

October 2009 SL ADDENDUMS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM	Contract #
Indian Hills/Canyon Auto			28654	611	3400-1	$ 15.00	09/17/09	BF	09/667/3000/0004
Indian Hills/Canyon Auto			28654	611	3400-4	$ 1.19	09/24/09	BF	09/667/3000/0004
H & M Service Station			28433	2042	3354-1	$ 39.85	10/29/09	BF	06/667/3500-0004
Yale Auto Sales			1361	678	3344-3	$ 14.79	09/30/09	BF	09/667/3000/0003
Yale Auto Sales			1361	678	3385-1	$ 6.25	09/29/09	BF	09-667-3000-0003
					Subtotal	$ 77.08			
			GRAND TOTAL			**$ 459,078.62**			

NOVEMBER 2009 RP WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Former Etheridge Texaco Station	Clayton	MSA	27928	4104	15555	$ 17,634.38	11/02/09	JK
Bell Gas # 183	Alamogordo	Ph 1	956	2899	15583	$ 3,474.00	11/06/09	DU
R.C. Sanders Trucking	Las Cruces	Ph 5	30116	2782	15584	$ 20,240.00	11/06/09	DU
R.C. Sanders Trucking	Las Cruces	Ph 5	30116	2782	15585	$ 119,270.00	11/06/09	DU
Former (Roswell) Self Serve # 1	Roswell	Ph 5	1751	2673	15582	$ 8,541.45	11/06/09	DRR
South Main Shamrock	Roswell	Ph 1	1816	2821	15581	$ 7,000.00	11/06/09	DRR
Carrizozo Fina	Carrizozo	Ph 1	27258	3131	15587	$ 12,399.19	11/06/09	LG
Stough Lowell/Jennings Site	Alamogordo	Ph 5	1841	1918	15586	$ 28,800.00	11/06/09	JK
Thriftway # 220 Site	Farmington	Ph 5	29521	2035	15588	$ 192,614.72	11/12/09	TL
96B Arroyo Hondo	Santa Fe	Ph 5	28598	68	15499	$ 4,052.34	11/16/09	SvG
Bell Gas # 1186	Alto	MSA	912	4547	15589	$ 12,750.00	11/20/09	TCS
Loves #257	Milan	MSA	29168	4591	15591	$ 142,340.29	11/23/09	DB
Midtown Chevron	Las Cruces	Ph 4	28069	3515	15350	$ 5,700.00	11/24/09	JK
Colfax County Rd. Dept. Site	Raton	Ph 1	27457	2038	15590	$ 7,460.94	11/23/09	SvG
Century 21	Roswell	Ph 1	27295	2643	15592	$ 10,461.50	11/24/09	DRR
Los Alamos County Landfill	Los Alamos	MSA	29146	4563	15580	$ 13,844.51	10/29/09	Svg
COUNT :	16				Subtotal	$ 606,583.32		

November 2009 RP ADDENDUMS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Midway Chevron	Sapello	5	29408	2964	15390	$ 4.38	11/16/09	
COUNT:					Subtotal	$ 4.38		
				GRAND TOTAL		$ 606,587.70		
Grand Total of Count:								

NOVEMBER 2009 SL WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Marvin Burrows Site	Milan	Ph 5	27171	3412	3424	$ 145,831.48	11/10/09	LG
Bass Site	Albuquerque	Ph 5	26861	79	3425	$ 1,526.07	11/13/09	TL
Santa Fe County Judicial & Surrounding	Santa Fe	Ph 3	47997	3604	3426	$ 1,081,147.86	11/19/09	SvG
Valley Pic Quik	Las Cruces	Ph 1	29963	3481	3357	$ 940.00	11/06/09	LG
Hobbs City Wells	Hobbs	Ph 5	28023	58	3421	$ 1,923.75	11/19/09	TCS
TOTAL	5				Subtotal	$ 1,231,369.16		

November 2009 SL ADDENDUMS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
Containment of Subsurface Plume	Grants	3	29481	341	3350-13	$ 300.92	11/13/09	
Indian Hills/Canyon Auto	Zuzax	5	28654	611	3400-5	$ 1.19	11/19/09	BF
Indian Hills/Canyon Auto	Zuzax	5	28654	611	3359-5	$ 4.38	10/22/09	BF
TOTAL	3				Subtotal	$ 306.49		
			GRAND TOTAL			$ 1,231,675.65		
Grand Total of Count:								