



THE ALABAMA DRYCLEANING ENVIRONMENTAL RESPONSE TRUST FUND BOARD

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MINUTES Board Meeting Wednesday, July 22, 2009

A meeting of the Alabama Drycleaning Environmental Trust Fund Advisory Board was called to order at 10:00 a.m. on Wednesday, July 22, 2009, at the Board Office in Montgomery, Alabama. Board members in attendance were Mr. Jim Massey, Mr. Matt Hall, Mr. Press Allinder, Mr. Steve Taylor, Mr. Wyndall Ivey, and Mr. John Patterson. Member not in attendance was Mr. Tripp Clement. Also in attendance were Mr. Keith E. Warren (Administrator), Mr. Robert Tambling (Board Counsel), Mr. Randy Barrows (Executive Assistant) and Ms. Sue Robertson (Board Engineer – Arrived 10:16 a.m.). A quorum was present to conduct business.

Public notice of this meeting was published on the Secretary of State's web site, www.sos.alabama.gov, in accordance with the Alabama Open Meetings Act and advertised on the Board's web site at www.drycleaningtrustfund.alabama.gov.

Mr. Warren administered the Oath of Office to Mr. Taylor, Mr. Ivey and Mr. Patterson. Mr. Warren asked the members about the election of officers. Mr. Massey asked Mr. Warren to continue presiding over the meeting and move the Election of Officers to Other Business.

The minutes from the April 29, 2009 meeting were presented. Mr. Allinder made a motion to approve the minutes as presented. The motion was seconded by Mr. Massey and unanimously approved by the Board.

Mr. Cary Spiegel with ADEM reported the balance of the Board's fund is \$3,080,327.39. Mr. Spiegel also provided information on the current ranking of sites as well as a list of sites that were both current and delinquent.

Mr. Warren reported to the Board about the section of the statute that requires the unobligated balance of the fund to be invested by the State Treasury. The investment account has been created and awaiting further discussion with a member of the State Treasury Staff. After evaluation of the fund balance and current fiscal year expenditures, the investment amount will be \$2,750,000.00. The Board will have full access to the money at any time by notification to the State Treasury.

Mr. Warren recognized Ms. Robertson regarding proposed rule revisions. Mr. Robertson informed the Board of the Revised Maximum Allowable Labor Rates for the Underground and Aboveground Storage Tank Trust Fund effective June 1, 2009. After discussion, the Board decided to have a special meeting for orientation of the new members regarding the regulations and procedures of the fund. Mr. Allinder made a motion to schedule this meeting for Wednesday, August 19, 2009 at 10:00 a.m. The motion was seconded by Mr. Hall and unanimously approved by the Board.

Ms. Robertson presented the first cost proposal for 15th East II, LLC (Former Northington Cleaners) in the amount of \$29,082.60. Mr. Massey made a motion to approve the cost proposal in the amount of \$29,082.60. The motion was seconded by Mr. Allinder and unanimously approved by the Board.

Due to time constraints, Mr. Massey requested that election of officers be held before he left at 11:15 a.m. Mr. Warren opened the floor for nominations for both the Chair and Vice-Chair position. Mr. Allinder made a motion to nominate Mr. Hall as Vice-Chair and Mr. Massey as Chair. Both Mr. Hall and Mr. Massey accepted the nominations. The motion was seconded by Mr. Taylor and unanimously approved by the Board.

Mr. Massey departed at 11:15 a.m.

Mr. Warren recognized Ms. Robertson to continue.

Ms. Robertson presented a payment request for Master Cleaners – Saraland, LLC in the amount of \$25,424.67. Mr. Hall made a motion to approve the payment request for Master Cleaners – Saraland, LLC in the amount of \$25,424.67. The motion was seconded by Mr. Patterson and unanimously approved by the Board.

Ms. Robertson presented a payment request for Mallard Village Center in the amount of \$52,537.09. Mr. Allinder made a motion to approve the payment request for Mallard Village Center in the amount of \$52,537.09. The motion was seconded by Mr. Hall and unanimously approved by the Board.

Mr. Robertson presented a cost proposal Gulfdale Cleaners in the amount of \$17,426.10. Mr. Hall made a motion to approve the cost proposal for Gulfdale Cleaners in the amount of \$17,426.10. The motion was seconded by Mr. Allinder and unanimously approved by the Board.

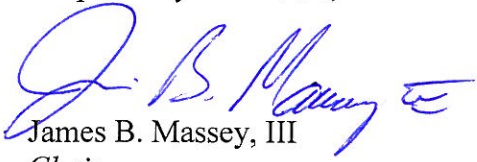
Ms. Robertson presented a second cost proposal for Aladdin Cleaners in the amount of \$3,450.20. Mr. Allinder made a motion to approve the cost proposal for Aladdin Cleaners in the amount of \$3,450.20. The motion was seconded by Mr. Patterson and unanimously approved by the Board.

Ms. Robertson presented a third cost proposal for Aladdin Cleaners in the amount of \$3,450.20. Mr. Patterson made a motion to approve the cost proposal for Aladdin

Cleaners in the amount of \$3,450.20. The motion was seconded by Mr. Allinder and unanimously approved by the Board.

The next meeting is scheduled for Wednesday, August 19, 2009, beginning at 10:00 a.m. There being no further business, Mr. Allinder made a motion to adjourn the meeting at 12:09 p.m. The motion was seconded by Mr. Hall and unanimously approved by the Board.

Respectfully Submitted,


James B. Massey, III
Chair

Keith E. Warren
Administrator