



Michigan Underground Storage Tank Authority Board of Directors Meeting Minutes

A meeting of the Michigan Underground Storage Tank Authority (MUSTA) Board (Board) was held on May 16, 2023, at 1:00 p.m., both in person and virtually via Microsoft Teams.

MEMBERS PRESENT: Brian Eggers, Sr. – Chairman
Kevin Lepak – Vice Chairman
Jennifer McKay
Richard Bratschi
Bill Saad – via Teams
Mike Neller – via Teams

MEMBERS ABSENT: Juman Doleh-Alomary

1. Call to Order/Establish of a Quorum

Brian Eggers, Sr., called the meeting to order at 1:01 p.m. with a quorum established.

2. Review of Agenda – Board

Brian Eggers, Sr., asked for any revisions to the proposed agenda. One change was made by Bob Reisner regarding the postponement of the Denial of MUSTA Claim #23-031, Lakeshore Tire & Auto. No other changes were made.

3. Review of the November 1, 2022, Meeting Minutes – Board

Brian Eggers, Sr., asked if there were any questions, comments, or additions to the November 1, 2022, meeting minutes. Upon hearing no comments, a motion was made by Kevin Lepak and supported by Jennifer McKay to approve the November 1, 2022, meeting minutes. **APPROVED UNANIMOUSLY**

4. Review of the March 21, 2023, Meeting Minutes – Board

Brian Eggers, Sr., asked if there were any questions, comments, or additions to the March 31, 2023, meeting minutes. Upon hearing no comments, a motion was made by Kevin Lepak and supported by Richard Bratschi to approve the March 31, 2023, meeting minutes. **APPROVED UNANIMOUSLY**

5. Appeal Review – Denial of MUSTA Claim #23-031, Lakeshore Tire & Auto

Claimant Mohammad Essa stated that the denial should be overturned because the UST's were out of compliance and red tagged by LARA prior to his purchase of the property and also cited financial hardship.

Brian Eggers Sr., Explained that this site has many violations, and while the Board is here to help, the Board must uphold the laws set forth by the State of Michigan. Brian Eggers Sr. made a motion to uphold the denial made by the Administrator. The

motion was supported by Kevin Lepak. **APPROVED UNANIMOUSLY**

6. Administrator's Program Updates– Bob Reisner

Bob Reisner presented the Board with the Administrative Update, sharing a few highlights.

- The unreserved balance went up again, which could be due to the number of claims that were closed, and that MUSTA had received its payment of twenty-million dollars for the year.
- The number of facilities using MUSTA for Financial Responsibility (FR) has gone up. There are now more than 60% of Owner/Operators (O/Os) using MUSTA for FR. It looks like outreach efforts have been beneficial.

Mike Neller asked of the 454 claims that are open, do you know the percentage of those that are older than four or five years.

Bob Reisner responded that he doesn't have that information now, but he could look it up.

Mike Neller commented that he is the Director for RRD, and their division manages Part 213. He stated that it takes an average of five years from release to closure. He further stated that he'd like to work alongside MUSTA to track sites that might be open that should be closed.

Bob Reisner stated that he is committed to working with RRD to determine why some of these claims are taking so long to close.

7. Public Comment

No comments given.

8. Adjournment

Meeting was adjourned at 1:35 p.m.