

AGENDA
ALABAMA LP GAS BOARD
QUARTERLY BOARD MEETING
JANUARY 11, 2024

**Liquefied Petroleum Gas Board
Minutes
October 5, 2023**

The Alabama Liquefied Petroleum Gas Board held its quarterly board meeting on October 5, 2023, at 10:00 a.m. at 770 S. McDonough Street, Montgomery, AL

Members Present: Chairman, State Fire Marshal Scott Pilgreen, Vice-Chairman Dickie Ferguson, Consumer Advocate Elizabeth Barnett, Larry Parden, Ken Coker, and Ken Sexton.

Members Absent:, Public Service Commission Designee Lindsey Ward, Public Safety Designee Sgt. Jeremy Burkett and Board Attorney Matt Bledsoe.

With a quorum present, the Chairman called the meeting to order, and Mr. Coker gave the invocation.

The Chairman called for a motion to adopt the agenda.

(1) Mr. Coker moved to adopt the agenda. Seconded by Ms. Barnett, the ayes were unanimous.

Copies of the meeting packages supplied to board members are retained on file at the Alabama LP-Gas Board office and are available for inspection upon request.

Minutes of the Last Meeting

The Chairman called for the approval of the minutes of the July 13, 2023, meeting.

(2) Mr. Ferguson moved to approve the minutes of the July 13, 2023, meeting. Seconded by Mr. Sexton, the ayes were unanimous.

Old Business

There were no old business presented at the Board meeting

New Business

One Class A permit application was presented to the board.

1. Freedom Fuels dba Freedom Propane, Tallassee, AL

(3) Mr. Parden moved to approve the Class A permit application. Seconded by Ms. Barnett, the ayes were unanimous.

Two Class B permit applications were presented to the board.

1. BP Products North America, Inc., Houston, TX

2. Trafigura Commodities Marketing Limited, Houston, TX

(4) Mr. Ferguson moved to approve the two Class B permit applications. Seconded by Mr. Sexton, the ayes were unanimous.

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Thirteen Class C permit applications were presented to the board.

1. AGP Mobile RV Repair & Services LLC, Madison, AL
2. Anthony Jackson, Piedmont, AL
3. Craftsman Plumbing, Inc., Birmingham, AL
4. Ingram Plumbing, LLC, Satsuma, AL
5. J.E. Case Co. Inc., Mobile, AL
6. John Wayne Plumbing & Drain Service., Tuscaloosa, AL
7. Mark A. Lomax Plumbing, Inc., Auburn, AL
8. Perfect Service Heating & Air, Inc., Trussville, AL
9. Precision Services LLC, McCalla, AL
10. Premier Service Company, Tuscaloosa, AL
11. Shoals MPE, LLC, Florence, AL
12. Shotts Property Services, Hamilton, AL
13. Surfside Services, LLC, Mobile, AL

(5) Ms. Barnett moved to approve the thirteen Class D permit applications. Seconded by Mr. Parden, the ayes were unanimous.

One Class D Permit application was presented to the board.

1. Harold Rowan., Cullman, AL

(6) Mr. Ferguson moved to approve the Class D permit applications. Seconded by Mr. Parden, the ayes were unanimous.

One Class F permit application was presented to the board.

1. RV Park Management LLC, Coden, AL

(7) Mr. Sexton moved to approve the one Class F permit applications. Seconded by Mr. Ferguson, the ayes were unanimous.

One Class E permit application was presented to the board.

1. Intermountain Truck Rebuilders, Ogden, UT

Code Violation Settlement Agreements

Settlement Agreement 2023-05 for code violations was presented for approval. The settlement agreement was based on the board's pre-approved settlement amounts.

(8) Ms. Barnett moved to approve Settlement Agreement 2023-05. Seconded by Mr. Sexton, ayes were unanimous.

Settlement Agreement 2023-11 for code violations was presented for approval. The settlement agreement was based on the board's pre-approved settlement amounts.

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(9) Mr. Ferguson moved to approve Settlement Agreement 2023-05. Seconded by Ms. Barnett, ayes were unanimous.

Settlement Agreement 2023-13 for code violations was presented for approval. The settlement agreement was based on the board's pre-approved settlement amounts.

(10) Mr. Coker moved to approve Settlement Agreement 2023-13. Seconded by Mr. Parden, ayes were unanimous.

Administrator's Report

The Administrator presented the following permits for cancellation:

- BP Energy Company, Houston, TX, Class B Permit No. 645, cancelled because business migrated to BP Products North America.
- Central AL Farmers Co-Op, Faunsdale, AL, Class F Permit No. 316, cancelled stopped performing LP-gas activities.
- East Alabama Custom Plumbing LLC, Auburn, AL, Class C Permit No. 1093, cancelled due to expired insurance 01/14/2023 and non-renewal of permit.
- Gases Equipment Tools and Supplies, Inc., Dothan, AL, Class F-1 281, cancelled business closed.
- Georgia Mountain RV Resort, Guntersville AL, Class F Permit No. 310, business sold to Walker & White Investments dba Georgia Mountain RV Resort.
- Mike Martin Plumbing LLC, Moody, AL, Class C Permit No. 1088, cancelled business closed.
- Linden Ace Hardware LLC, Linden, AL, Class F Permit No. 692, cancelled business closed.
- CSGBSH Huntsville I, LLC, Huntsville, AL, Class F Permit No. 845, cancelled because business stopped performing LP-gas activities.
- McCrary Gas, Scottsboro, AL, Class C Permit 1102, non-renewal of permit.
- Mustard Seed Nursery, Cullman, AL, Class F Permit 802, cancelled because stopped performing LP-gas activities.
- Nichols Enterprise LLC dba Nichols Bait & Tackle, Monroeville, AL Class F Permit 810, cancelled sold to Ikner's Bait & Tackle.

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- Pembina Midstream (U.S.A), Inc., Calgary, Alberta Canada, Class B Permit 666, cancelled because business stopped performing LP-gas activities.
- Roberts Air Conditioning, Gulf Shores, AL, Class C Permit 217, cancelled because non-renewal of permit.
- RV Outlet, Inc., Opelika, AL, Class F Permit 757, business sold to Bama RV/ Chavers RV LLC.
- RV Outlet, Inc., Opelika, AL, Class C Permit 1054, business sold to Bama RV/ Chavers RV LLC.
- Strickland What's Inc., Alexander City, AL, Class F Permit 850, business sold to Joe Lampe.

The Administrator presented the board's financial position.

(13) Mr. Coker moved to accept the Administrator's Report as presented. Seconded by Mr. Ferguson, the ayes were unanimous.

FY 2025 Budget Request

The FY 2025 budget request for LP Gas Board Regulatory Services in the amount of \$1,959,889 was presented to the board.

(11) Mr. Ferguson moved to approve the FY 2025 budget request for LP Gas Board Regulatory Services in the amount of \$1,959,889. Seconded by Ms. Barnett, the ayes were unanimous.

The FY 2025 budget request for the LP Gas Research Education Advisory Committee (REAC) in the amount of \$200,000 was presented to the board.

(12) Mr. Ferguson moved to approve the FY 2025 budget request for the LP Gas Research Education Advisory Committee (REAC) in the amount of \$200,000. Seconded by Mr. Parden, the ayes were unanimous.

Motions

The Board presented Mr. Ken Coker with a proclamation for his years of service (April 2021 – October 2023) as the Northeast Region board member due to his retirement. Mr. Coker expressed his appreciation to the Board.

A request for a two-step increase for Administrator was presented to the Board beginning November 1, 2023.

(13) Mr. Coker made a motion to approve the two-step increase for the Administrator. Seconded by Mr. Parden, the ayes were unanimous.

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The date of the next board meeting is January 11, 2024.

(14) Mr. Coker moved to pay the board members' expenses. Seconded by Mr. Ferguson, the ayes were unanimous.

The meeting was adjourned at 10:35 a.m.

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1. Call Meeting to Order
2. Invocation
3. Roll Call
4. Introduction of Guests
5. Adoption of the Agenda
6. Approval of Minutes from July 13, 2023, Meeting
7. Old Business
8. New Business
 - A. None to present
 - B. Class A Permit Application (to engage in all LP-Gas Operations)
 1. Freedom Fuels DBA Freedom Propane
 - C. Class B -1 Permit Application (to engage in the operation as a branch of Class A Permit Holder)
 1. None to present.
 - E. Class B Permit Application (to engage in the business of storing, distributing, and/or selling lp-gas at wholesale in quantities of 5,000 or more gallons.)
 1. BP Products North America, Inc., Houston, TX
 2. Trafigura Commodities Marketing Limited, Houston, TX
 - F. Class C Permit Application (to service, install, repair, and adjust LP-gas appliances and piping on the downstream side of the tank outlet valve only)
 1. AGP Mobile RV Repair & Services LLC, Madison, AL
 2. Anthony Jackson, Piedmont, AL
 3. Craftsman Plumbing, Inc., Birmingham, AL
 4. Ingram Plumbing, LLC, Satsuma, AL
 5. J.E. Case Co. Inc., Mobile, AL
 6. John Wayne Plumbing & Drain Service, Tuscaloosa, AL
 7. Mark A. Lomax Plumbing, Inc., Auburn, AL
 8. Perfect Service Heating & Air, Inc., Trussville, AL
 9. Precision Services LLC, McCalla, AL
 10. Premier Service Company, Tuscaloosa, AL
 11. Shoals MPE, LLC, Florence, AL
 12. Shotts Property Services, Hamilton, AL
 13. Surfside Services, LLC, Mobile, AL

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- G. **Class D Permit Application** (to engage in the business of installing and/or repairing bulk storage systems of 5,000-gallon water capacity or more)
 - 1. **Harold Rowan, Cullman, AL**

- H. **Class F Permit Application** (to operate an LP-gas cylinder filling station)
 - 1. **RV Park Management LLC. / Coden, Coden AL**

- I. **Class E Permit Application** (to engage in the business of calibration and/or repair of LP-Gas liquid meters.)
 - 1. **Intermountain Truck Rebuilders. Ogden, UT**

- J. **Code Violation Settlement Agreements**
 - 1. **Settlement Agreement 2023-05, Pre-Approved Settlement Amounts \$475.00**
 - 2. **Settlement Agreement 2023-11, Pre-Approved Settlement Amounts \$1,000.00**
 - 3. **Settlement Agreement 2023-13, Pre-Approved Settlement Amounts \$1,000.00**

- K. **Administrator's Report page**
 - 1. **Cancelled permits**
 - 2. **Financial Information**

- L. **Budget Request**

- M. **Motions.**
 - 1. **Proclamation (Ken Coker)**
 - 2. **Administrator Step raise**

- 09. **Date of Next Board Meeting – January 11th, 2023**

- 10. **Payment of Board Members' Expenses**

- 11. **Adjourn**

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Liquefied Petroleum Gas Board
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Liquefied Petroleum Gas Board
Minutes
July 13, 2022

The Alabama Liquefied Petroleum Gas Board held its quarterly board meeting on July 13, 2023, at 10:00 a.m. at 770 S. McDonough Street, Montgomery, AL

Members Present: Chairman, State Fire Marshal Scott Pilgreen, Vice-Chairman Dickie Ferguson, Larry Parden, Ken Coker, Sgt. Jeremy Burkett.

Members Absent: Ken Sexton, Consumer Advocate Elizabeth Barnett, Public Service Commission Designee Lindsey Ward, and Board Attorney Matt Bledsoe.

With a quorum present, the Chairman called the meeting to order, and Mr. Benny Gay gave the invocation.

The Chairman called for a motion to adopt the agenda.

(1) Mr. Ferguson moved to adopt the agenda. Seconded by Mr. Parden, the ayes were unanimous.

Copies of meeting packages supplied to board members are retained on file at the Alabama LP-Gas Board office and are available for inspection upon request.

Minutes of the Last Meeting

The Chairman called for the approval of the minutes of the April 13, 2023, meeting.

(2) Mr. Parden moved to approve the minutes of the April 13, 2023, meeting. Seconded by Mr. Coker, the ayes were unanimous.

Public Hearing for Proposed Changes to Regulation

The Chairman called for a motion to recess from the regular meeting to conduct a public hearing for the purpose of considering amendment of Alabama Administrative Code 530-X-1-.05 Request Public Records from Liquefied Petroleum Gas Board.

(3) Mr. Coker moved to recess from the regular meeting to move into a public hearing. Seconded by Mr. Parden, the ayes were unanimous.

The Chairman declared the Board in a public hearing related to the proposed adoption of Alabama Administrative Code 530-X-1-.05 Request Public Records from Liquefied Petroleum Gas Board.

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The public hearing convened at 10:06 a.m.

The Administrator stated there are no public comments received for the adoption of Alabama Administrative Code 530-X-1-.05 Request Public Records from Liquefied Petroleum Gas Board. The Administrator explained the proposed adoption.

The Chairman called for a motion to end the public hearing and reconvene the regular quarterly board meeting.

(4) Mr. Coker moved to end the public hearing and reconvene the regular quarterly board meeting. Seconded by Mr. Parden, the ayes were unanimous.

The public hearing ended, and the regular board was reconvened at 10:09 a.m.

Old Business
None

New Business
The Chairman called for a motion to adopt Alabama Administrative Code 530-X-1-.05 Request Public Records from Liquefied Petroleum Gas Board as petitioned.

(5) Sgt. Burkett moved to adopt Alabama Administrative Code 530-X-1-.05 Request Public Records from Liquefied Petroleum Gas Board. Seconded by Mr. Ferguson, the ayes were unanimous.

The Chairman appointed board members Mr. Larry Parden and Mr. Dickie Ferguson to serve on the Research Education Advisory Committee (REAC) for 2023-2024.

Two Class B permit applications were presented to the Board.

1. Trafigura Trading LLC, Houston, TX
2. KAG Energy LLC dba Advantage Tank Lines

(6) Mr. Parden moved to approve the Class B permit application. Seconded by Mr. Coker, the ayes were unanimous.

Sixteen Class C permit applications were presented to the Board.

1. American Maintenance & Renovation, LLC, Opelika, AL
2. American Plumbing LLC, West Blocton, AL
3. Baty Service Company, Greensboro, AL
4. Brim Construction Group, Mobile AL
5. Building Technology Inc., Muscle Shoals, AL
6. Clark Heating, Air and Plumbing of Alabama, LLC., Montgomery, AL
7. Crews Plumbing Company, Milton, FL
8. Davis Air, Winfield, AL
9. Guinn Service, Birmingham, AL

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10. Hodge Mechanical Services LLC, Cullman, AL
11. Loggins Gas Fitting Services, Warrior, AL
12. Regal Plumbing, LLC., Tallassee, AL
13. Southeast Quality Beverage, LLC, Athens, AL
14. Southern Tankless Gas Fitter, Marbury, AL
15. Stephen King, Russellville, AL
16. Tic Pope Plumbing and Gas, Huntsville, AL

(7) Mr. Parden moved to approve the sixteen Class C permit applications. Seconded by Mr. Ferguson, the ayes were unanimous.

Nine Class F permit applications were presented to the Board.

1. Deer Run Troy, LLC, Troy, AL
2. GARV of Heflin dba Great American RV Superstores, Heflin, AL
3. Ikner's Bait and Tackle, Monroeville, AL
4. Ocean Canyon Resorts LLC dba OCR-Mountain Lakes Resort LLC Langston, AL
5. RV Park Management LLC/Theodore, Theodore, AL
6. Tractor Supply Company #2682/Childersburg, Childersburg, AL
7. Tractor Supply Co. #2697/ Pelham, Pelham, AL
8. Triple H. Properties, Inc., Haleyville, AL
9. Walker & White Investments dba Georgia Mountain RV Resort, Guntersville, AL

(8) Mr. Coker moved to approve the nine Class F permit applications. Seconded by Mr. Parden, the ayes were unanimous.

Code Violation Settlement Agreements

Settlement Agreement 2023-02 for code violations was presented for approval. The settlement agreement was based on the board's pre-approved settlement amounts.

(9) Mr. Ferguson moved to approve Settlement Agreement 2023-02. Seconded by Mr. Coke, the ayes were unanimous.

Settlement Agreement 2023-06 for code violations was presented for approval. The settlement agreement was based on the board's pre-approved settlement amounts.

(10) Mr. Ferguson moved to approve Settlement Agreement 2023-06. Seconded by Mr. Parden, the ayes were unanimous.

Settlement Agreement 2023-12 for code violations was presented for approval. The settlement agreement was based on the board's pre-approved settlement amounts.

(11) Mr. Parden moved to approve Settlement Agreement 2023-12. Seconded by Mr. Coker, the ayes were unanimous.

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Administrator's Report

The Administrator presented the following permits for cancellation:

- Citizen Propane, Inc., Colquitt, GA, Class B Permit No. 628, canceled because business sold.
- Metro RV Theodore LLC dba Mobile West RV Resort, Theodore, AL, Class F Permit No. 828 business sold to RV Park Management LLC.
- Metro RV Mobile LLC, Coden, AL, Class F Permit No. 793, business sold RV Park Management LLC.
- Mr. Dan's Plumbing, Inc., Eastaboga, AL, Class C Permit No. 791, was canceled because the business stopped performing LP-gas activities.
- S & S Propane Service, Rutledge, AL, Class C Permit No. 1138, business closed.
- B4 Enterprise LLC dba Deer Run RV Park, Troy, AL, Class F Permit No. 858, business sold to Deer Run Troy LLC.
- Clark Diversified Services, Inc., Montgomery, AL, Class C Permit No. 1077, business sold to Clark Heating and Plumbing of Alabama, LLC, Class C Permit No. 1218.
- Hunter Property's LLC dba Poppy's Propane, Addison, AL, Class F Permit 735, business closed.
- Rocket City Storage LLC, Meridianville, AL, Class F Permit 796, canceled because stopped performing LP-gas activities.

The Administrator presented the board's financial position.

(12) Mr. Ferguson moved to accept the Administrator's Report as presented. Seconded by Mr. Parden, the ayes were unanimous.

Policy Updates

The Administrator presented an updated Staff attendance policy to the board and gave a brief discussion of what was included in the attendance policy.

(13) Mr. Ferguson made a motion to adopt the attendance policy. Seconded by Sgt. Burkett, the ayes were unanimous.

The Administrator presented the vehicle use policy for the Liquefied Petroleum Gas Board related to the governor's executive order #728, which promotes efficiency and accountability in the use of

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state vehicles. The Administrator discussed with the board that the vehicle use policy had to be implemented by July 1, 2023, before the board could vote on it.

(14) Mr. Paden made a motion to adopt the Liquefied Petroleum Gas Board vehicle use policy. Seconded by Mr. Ferguson, the ayes were unanimous.

Proposed Administrative Pay Grade Review

The Administrator explained to the board that the Executive Assistant's pay grade has not been reviewed since October 2005, and the Executive Assistant's duties have increased over the years. Also, the Administrator requested to review the Executive Assistant's pay grade and reclassify the job title.

(15) Sgt Burkett made a motion to review the Executive Assistant's pay grade and reclassify the job title. Seconded by Mr. Coker, the ayes were unanimous.

Inspector Qualification

The administrator requested to reinstate the allowance of APOST certification in lieu of propane job experience and three minimum years for law enforcement. He stated this would allow more applicants to apply for the job.

(16) Sgt. Burkett made a motion to reinstate the allowance of APOST certification in lieu of propane job experience. Seconded by Mr. Ferguson.

The date of the next board meeting is October 5, 2023.

(15) Sgt. Burkett moved to pay the board members' expenses. Seconded by Mr. Coke, the ayes were unanimous.

The meeting was adjourned at 10:50 a.m.



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

777 S. Lawrence Street, Suite 100

TELEPHONE (334) 241-8887

FAX (334) 240-3255

P.O. BOX 1742

MONTGOMERY, ALABAMA 36102-1742



BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Johnny's RV Center LLC
Permit "F" #540
Code Violation

SETTLEMENT AGREEMENT 2023-05

Johnny's RV Center LLC/Theodore, AL. (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. A Respondent employee attempted to fill a LP-Gas cylinder that was overdue for requalification.
2. A Respondent employee attempted to fill a LP-Gas cylinder without first visually inspecting it.

STIPULATED CONCLUSIONS OF LAW

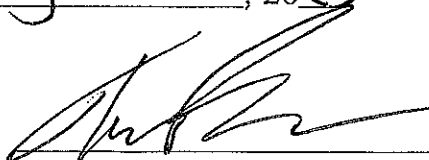
1. Respondent does not contest to the finding that a Respondent employee attempted to fill a DOT LP-Gas cylinder that was overdue for requalification in violation of *NFPA 58-5.2.2.3*.
2. Respondent does not contest to the finding that a Respondent employee attempted to fill a DOT LP-Gas cylinder without first visually inspecting it in violation of *NFPA 58-7.2.2.9*.


STIPULATED DISPOSITION

The Board and the Respondent agree that this action will be settled upon the following terms:

1. The respondent agrees to remit a fine of \$475 (*Attempting to fill a cylinder that was overdue for requalification, \$225; and attempting to fill a cylinder without performing a visual inspection, \$250.*)
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 19 day of May, 2023


Trevor Bowen
Trevor Bowen, Respondent
Johnny's RV Center LLC


R. Dewayne Whiddon, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

777 S. Lawrence Street, Suite 100

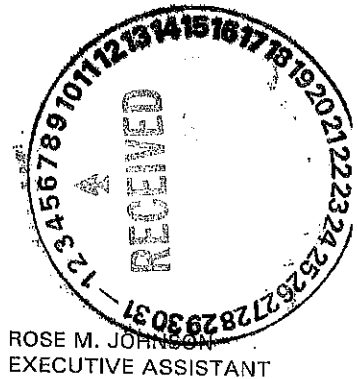
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MONTGOMERY, ALABAMA 36102-1742

R. DEWAYNE WHIDDON
ADMINISTRATOR



BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Amerigas Propane LP/Birmingham
Permit "B-1" #273
Code Violation

SETTLEMENT AGREEMENT 2023-11

Amerigas Propane LP Birmingham, AL. (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. Respondent's employee supplied product to a retail cylinder filling station not holding the required permit.

STIPULATED CONCLUSIONS OF LAW

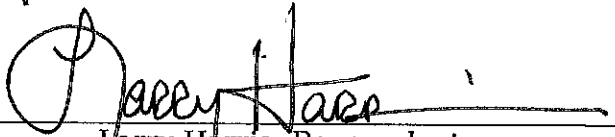
2. Respondent does not contest to the finding that the Respondent's employee supplied product to a retail cylinder filling station not holding the required permit in violation of 9-17-105(b)(3).


STIPULATED DISPOSITION

The Board and the Respondent agree that this action will be settled upon the following terms:

1. The respondent agrees to remit a fine of \$1,000 (*supplying product to retail cylinder filling station not holding the required permit \$1,000*) to the Board within 30 days of the Board's acceptance of this agreement.
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 1st day of July, 2023


Larry Harris, Respondent
Amerigas Propane LP/Birmingham


R. Dewayne Whiddon, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

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R. DEWAYNE WHIDDON
ADMINISTRATOR

ROSE M. JOHNSON
EXECUTIVE ASSISTANT

BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

DCC Propane LLC dba Southern Alabama Propane/Greenville
Permit "B-1" #714
Code Violation

SETTLEMENT AGREEMENT 2023-13

DCC Propane LLC dba Southern Alabama Propane Greenville, AL. (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. The Respondent violated a written directive (Red Tag), that condemned the meter on truck #3971 for failure to correct discrepancies previously cited.

STIPULATED CONCLUSIONS OF LAW

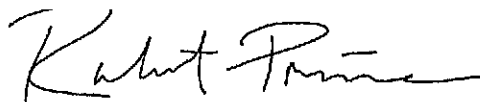
1. Respondent does not contest to the finding that the Respondent violated a written directive from the Alabama LP-Gas Board condemning the meter on truck #3971 in violation of *Code of Alabama 9-17-108, 9-17-109(d)*.

STIPULATED DISPOSITION

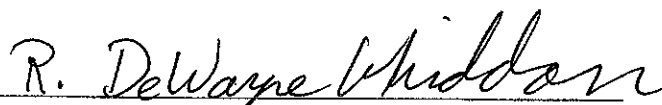
The Board and the Respondent agree that this action will be settled upon the following terms:

1. The respondent agrees to remit a fine of \$1,000 (*Violation of condemn notice/red tag \$1,000*) to the Board within 30 days of the Board's acceptance of this agreement.
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 16th day of August, 2023



Robert Prince, Respondent
DCC Propane LLC dba Southern Alabama Propane/Greenville



R. Dewayne Whiddon, Administrator
Alabama Liquefied Petroleum Gas Board

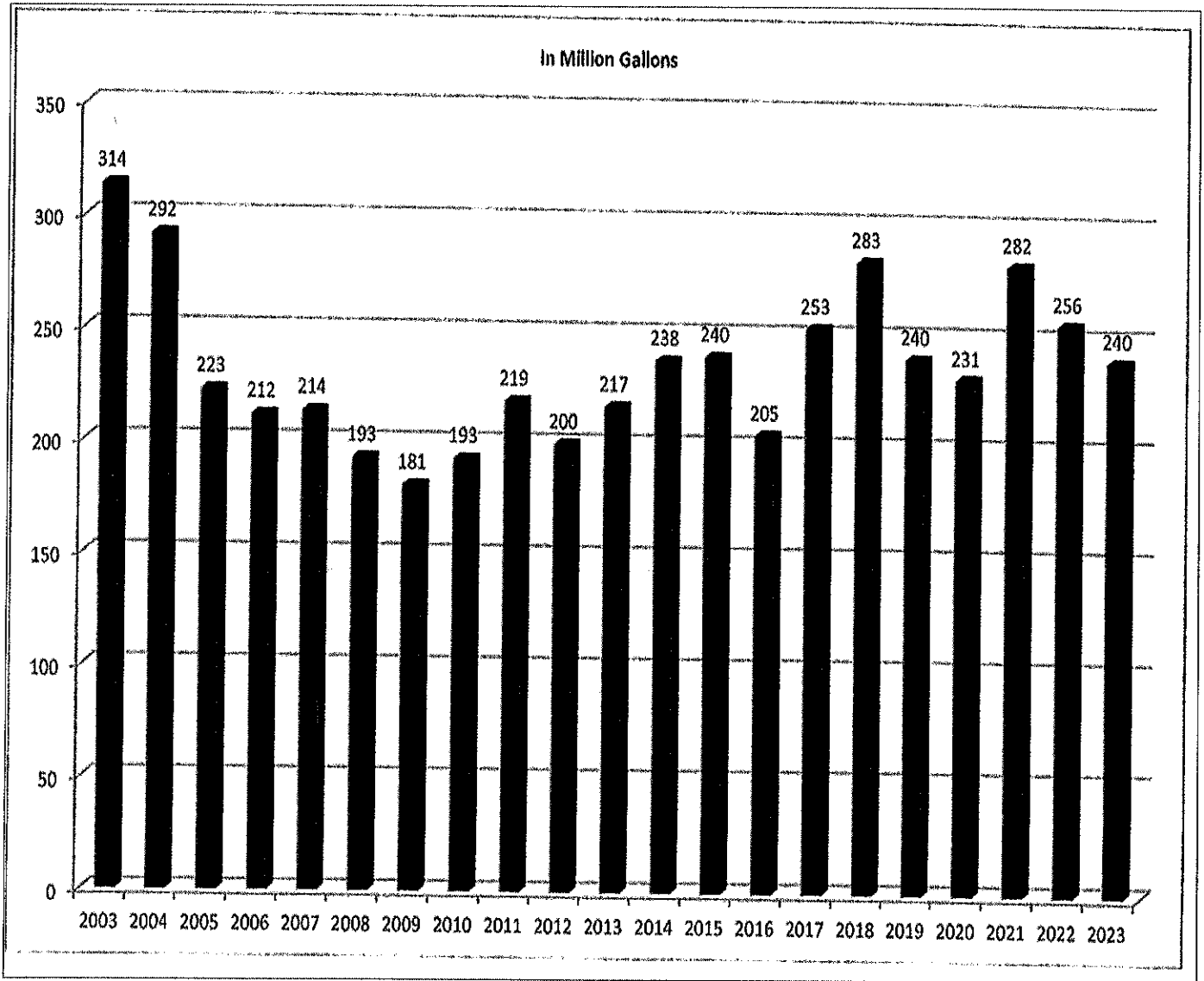
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Cancelled Permits

- BP Energy Company, Houston, TX, Class B Permit No. 645, cancelled because business migrated to BP Products North America.
- Central AL Farmers Co-Op, Faunsdale, AL, Class F Permit No. 316, cancelled stopped performing LP-gas activities.
- East Alabama Custom Plumbing LLC, Auburn, AL, Class C Permit No. 1093, cancelled due to expired insurance 01/14/2023 and non-renewal of permit.
- Gases Equipment Tools and Supplies, Inc., Dothan, AL, Class F-1 281, cancelled business closed.
- Georgia Mountain RV Resort, Guntersville AL, Class F Permit No. 310, business sold to Walker & White Investments dba Georgia Mountain RV Resort.
- Mike Martin Plumbing LLC, Moody, AL, Class C Permit No. 1088, cancelled business closed.
- Linden Ace Hardware LLC, Linden, AL, Class F Permit No. 692, cancelled business closed.
- CSGBSH Huntsville I, LLC, Huntsville, AL, Class F Permit No. 845, cancelled because business stopped performing LP-gas activities.
- McCrary Gas, Scottsboro, AL, Class C Permit 1102, non-renewal of permit.
- Mustard Seed Nursery, Cullman, AL, Class F Permit 802, cancelled because stopped performing LP-gas activities.
- Nichols Enterprise LLC dba Nichols Bait & Tackle, Montroeville, AL Class F Permit 810, cancelled sold to Ikner's Bait & Tackle.
- Pembina Midstream (U.S.A), Inc., Calgary, Alberta Canada, Class B Permit 666, cancelled because business stopped performing LP-gas activities.
- Roberts Air Conditioning, Gulf Shores, AL, Class C Permit 217, cancelled because non-renewal of permit.
- RV Outlet, Inc., Opelika, AL, Class F Permit 757, business sold to Bama RV/ Chavers RV LLC.
- RV Outlet, Inc., Opelika, AL, Class C Permit 1054, business sold to Bama RV/ Chavers RV LLC.
- Strickland What's Inc., Alexander City, AL, Class F Permit 850, business sold to Joe Lampe.

AGENDA
ALABAMA LP GAS BOARD
QUARTERLY BOARD MEETING
October 5, 2023

ALABAMA LP GALLONS



AGENDA
ALABAMA LP GAS BOARD
QUARTERLY BOARD MEETING
October 5, 2023

ADMINISTRATOR'S REPORT

B. Board's Financial Position

Alabama LP-Gas Board Finances:

	FY 2023	FY 2022	Net Change	% +/-
Revenue (09/30)	\$1,344,683.53	\$1,401,505.92	- \$30,478.03	- 2.17%
Expenditures (09/30)	\$1,241,712.91	\$1,279,136.37	- \$37,423.46	- 2.92%

Gallons:

FY 2023 YTD (Oct. 2022 – Sept. 2023)	240,534,626 gallons
FY 2022 YTD (Oct. 2021 – Sept. 2022)	256,424,884 gallons
Decrease in Gallons from FY 2022	15,890,258 gallons
% Decrease in Gallons from FY 2022	6.20%
Decrease in Fee Revenue	\$79,451.29

Financial Position:

	FY2023	FY2022
Available Cash (Sept. 30)	\$396,192.33	\$ 419,146.83
Encumbrances (Purchase Orders)	(\$ 33,416.65)	(\$ 30,480.46)
Accounts Payable	(\$ 25,536.00)	(\$ 87,000.00)
Cash Reserve	(\$200,000.00)	(\$200,000.00)
Unobligated Cash Balance		
Transfer to REAC	\$137,239.68	\$101,666.37

AGENDA
ALABAMA LP GAS BOARD
QUARTERLY BOARD MEETING
October 5, 2023

ADMINISTRATOR'S REPORT

(continued)

Revenue October 2022 - September 2023

Sources of Revenue	Amount	% of Overall Revenue
• Permit Renewal Fees	\$ 106,205.00	7.97%
• LPG Fees	\$1,202,673.13	87.26%
• Fines For Code Violations	\$ 2,325.00	00.20%
• Remaining Revenue	\$ 51,867.94	4.57%
o New Permit Applications		
o Bulk Plant Installation Permits		
o Misc. (copies of investigative files, etc.)		
o Penalties (Late LPG fees, permit renewal, etc)		
o Surplus Sales		
o Motor Fuel Decals		
o Insurance Recovery		

Total FY 2023 Revenue Collected YTD \$ 1,135,210.80

Expenses October 2022 – September 2023

Expenditure Group	Amount	% of Overall Expense
• Personnel Costs	\$ 677,951.64	54.60%
• Employee Benefits	\$ 237,125.43	19.10%
• Travel In-State	\$ 30,337.54	2.44%
• Repair & Maintenance	\$ 2,278.94	0.18%
• Rentals & Leases	\$ 29,276.40	2.36%
• Utilities & Communication	\$ 41,339.58	3.33%
• Services	\$ 52,128.01	4.20%
• Supplies	\$ 39,647.49	3.19%
• Transportation (Operating)	\$ 38,389.58	3.09%
• Grants & Benefits	\$ 0.00	0.00%
• Transportation (Fleet Renewal)	\$ 87,070.96	7.01%
• Other Equipment Purchases	\$ 6,167.36	0.50%
Totals	\$1,241,712.91	100.00%

AGENDA

ALABAMA LP GAS BOARD

QUARTERLY BOARD MEETING

October 5, 2023

STATE OF ALABAMA EBO Form No. 2		AGENCY BUDGET REQUEST SUMMARY BUDGET REQUEST				Agency: Liquefied Petroleum Gas Board Agency No.: 323 Page 1 of 1	
Liquefied Petroleum Gas Board Budget Request							
CODE NO.	APPROP CLASS AND FUNCTIONS (Listed in Priority Order)	BUDGET REQUESTED 2023	BUDGET REQUESTED 2024	BUDGET REQUEST 2025	INCREASE (DECREASE) FROM PRIOR YEAR AMOUNT	PERCENT	
100	Personnel Costs	896,162	917,509	919,202	1,693	2%	
200	Employee Benefits	310,676	315,322	297,983			
300	Travel In-State	60,000	64,000	72,000	8,000	12.50%	
400	Travel Out-of-State	4,000	4,000	4,000			
500	Repairs and Maintenance	15,000	15,000	15,000			
600	Rentals and Leases	60,000	60,000	60,000			
700	Utilities and Communication	82,000	86,000	80,000	(6,000)	(6.96%)	
800	Professional Services	144,000	151,200	160,000	8,800	5.82%	
900	Supplies, Materials, and Operating Expenses	60,000	61,200	66,000	4,800	7.84%	
1000	Transportation Equipment Operations	70,000	70,000	78,000	8,000	11.43%	
1100	Grants and Benefits						
1200	Capital Outlay						
1300	Transportation Equipment Operations	109,000	120,000	150,000	30,000	25.00%	
1400	Other Equipment Purchases	46,768	48,000	58,000	10,000	20.83%	
1500	Debt Service						
1600	Miscellaneous						
TOTAL EXPENDITURES		1,857,610	1,912,235	1,959,889			

AGENDA

ALABAMA LP GAS BOARD

QUARTERLY BOARD MEETING

October 5, 2023

STATE OF ALABAMA EBO Form No. 2 REAC Budget Request		AGENCY BUDGET REQUEST SUMMARY BUDGET REQUEST				Agency: Liquefied Petroleum Gas Board Agency #323 Page 1 of 1	
CODE NO.	APPROP CLASS AND FUNCTIONS (Listed in Priority Order)	BUDGET REQUEST 2023	BUDGET REQUEST 2024	BUDGET REQUEST 2025	INCREASE (DECREASE) FROM PRIOR YEAR		
					AMOUNT	PERCENT	
100	Personal Costs						
200	Employee Benefits						
300	Travel In-State						
400	Travel Out-of-State						
500	Repairs and Maintenance						
600	Rentals and Leases						
700	Utilities and Communication						
800	Professional Services						
900	Supplies, Materials, and Operating Expenses						
1000	Transportation Equipment Operations						
1100	Grants and Benefits	200,000	200,000	200,000			
1200	Capital Outlay						
1300	Transportation Equipment Operations						
1400	Other Equipment Purchases						
1500	Debt Service						
1600	Miscellaneous						
TOTAL EXPENDITURES		200,000	200,000	200,000			

AGENDA
ALABAMA LP GAS BOARD
QUARTERLY BOARD MEETING
October 5, 2023

State of Alabama



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

This Is To Certify That

Kenneth R. Coker

Is a Past Member of this Board having faithfully served during
the Years April 2021 - October 2023



Scott Pilgreen
CHAIRMAN

Dickie Ferguson
VICE-CHAIRMAN

R. Dwayne Whiddon
ADMINISTRATOR