

**STATE OF NEVADA BOARD TO REVIEW CLAIMS  
AGENDA  
SEPTEMBER 12, 2024**

The State of Nevada Board to Review Claims (Board) meeting will be video-conferenced and will begin promptly at 10:00 AM on Thursday, September 12, 2024 at the following locations:

Carson City: Richard H. Bryan Building, 901 South Stewart Street, Tahoe Hearing Room (Suite 2001), Carson City, NV

Las Vegas: NDEP Las Vegas Office, 375 East Warm Springs Road, Red Rock Conference Room (Suite 200), Las Vegas, NV

The following items may be taken out of order and/or items may be combined for consideration. Items may also be removed from the agenda or the Board may delay discussion relating to an item on the agenda at any time.

Public comment may be limited to five minutes per person at the discretion of the Chair.

Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual, the Board may refuse to consider public comment. See NRS 233B.126.

**1. CALL TO ORDER AND ROLL CALL**

**2. PUBLIC COMMENT (FOR DISCUSSION)**

Members of the public will be invited to speak before the Board on any issue related to the Petroleum Fund. No action may be taken on a matter during public comment until the matter itself has been included on an agenda as an item for possible action.

**3. APPROVAL OF THE JUNE 13, 2024 MINUTES (FOR POSSIBLE ACTION)**

**4. STATUS OF THE FUND (FOR DISCUSSION)**

NDEP reports to the Board the receipts, expenditures, liabilities, and current balance of the State of Nevada Petroleum Fund.

**5. SITE SPECIFIC BOARD DETERMINATION FOR ADDITIONAL CLEANUP ALLOTMENT (FOR POSSIBLE ACTION)**

**Site Specific Board Determination No. C2024-03**

Proposed Site-Specific Board Determination to provide an Additional Allotment of Cleanup Funding in accordance with Board Policy Resolution 2023-01, for Gas 4 Less, located at 3283 Las Vegas Boulevard North, Las Vegas, Nevada  
Petroleum Fund Case ID No. 1995000042, Facility ID No. 8-000251

**RECOMMENDATION:**

Adoption of Site-Specific Board Determination No. C2024-03 as proposed, granting additional cleanup funding in accordance with Board Policy Resolution 2023-01 under the State of Nevada Petroleum Fund to Gas 4 Less for \$950,000.00. This represents \$1,000,000.00 in coverage minus a 5% copayment.

**6. SITE SPECIFIC BOARD DETERMINATION FOR PETROLEUM FUND COVERAGE WITH REDUCTION (FOR POSSIBLE ACTION)**

**Site Specific Board Determination No. C2024-04**

Proposed Site-Specific Board Determination (SSBD) to provide reduced Petroleum Fund Coverage for Las Vegas Cardlock, 4480 E. Cheyenne Avenue, Las Vegas, Nevada  
Petroleum Fund Case ID No. 2024000013, Facility ID No. 8-002005

**RECOMMENDATION:**

Adoption of Site-Specific Board Determination No. C2024-04 as proposed, granting coverage under the State of Nevada Petroleum Fund to Las Vegas Cardlock for \$540,000.00. This represents \$1,000,000.00 in coverage for one gasoline UST system, with a 40% reduction and a 10% copayment.

**7. ADDITION OF APPENDIX A-2 TO THE COST GUIDELINES (FOR POSSIBLE ACTION)**

Staff will request Board approval of the addition of Appendix A-2 to the Petroleum Fund Cost Guidelines, which establishes guidelines, timelines, and rates for rental of CEM-owned mobile remediation systems.

**8. ADOPTION OF CONSENT ITEMS (FOR POSSIBLE ACTION)**

The Board may approve all items in the following list as a consent agenda unless a listed item is marked with an asterisk (\*). Items may be marked with an asterisk if a member of the public has requested to address the claim before the Board or the item is associated with a Fund Site Specific Board Determination (SSBD). In the case of an item being marked with an asterisk pending a SSBD, the item is considered part of the consent agenda upon approval of that (SSBD). In addition to asterisked items, a Board member may request an item be moved from the list for immediate discussion prior to approval or moved to a discussion agenda item and tabled for the next meeting.

A dagger (†) indicates previously disallowed monies have been successfully appealed (i.e. the requested amount may be less than the recommended amount)

An omega (ω) indicates Board approved reimbursement monies have been subtracted from the amount requested due to new information

**STATE BOARD TO REVIEW CLAIMS  
REQUESTED/RECOMMENDED AMOUNTS - SEPTEMBER 12, 2024**

<u>HEATING OIL</u>			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2012000017; 80717 Churchill County School District: Old High School	\$11,871.36	\$11,871.36
FOR POSSIBLE ACTION	2.	2024000017; 80778 Emil Yankov: Residence Of 2090 Carter Drive	\$18,931.25	\$18,680.25
<b>SUB TOTAL:</b>			<b><u>\$30,802.61</u></b>	<b><u>\$30,551.61</u></b>
<u>NEW CASES</u>			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2023000013; 80620 Terrible Herbst, Inc.: Terrible Herbst #3	\$97,680.00	\$84,719.47
FOR POSSIBLE ACTION	2.	2024000008; 80711 Midjit Market, Inc.: Green Valley Grocery #58	\$73,145.77	\$52,664.96
<b>SUB TOTAL:</b>			<b><u>\$170,825.77</u></b>	<b><u>\$137,384.43</u></b>
<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126; 80770 Clark County School District: Re White (arville) Transportation Satellite	\$19,062.56	\$19,026.31

FOR POSSIBLE ACTION	2.	1993000102; 80763	Rebel Oil Company: Rebel Store #2008	\$100,229.06	\$94,609.06
FOR POSSIBLE ACTION	3.	1994000027; 80732	7-Eleven, Inc: 7-Eleven #19653	\$34,921.09	\$34,886.07
FOR POSSIBLE ACTION	4.	1995000039; 80765	Al Park Petroleum, Inc.: Crescent Valley Market	\$8,740.60	\$7,866.54
FOR POSSIBLE ACTION	5.	1996000064; 80760	The Esslinger Family Trust: Red Rock Mini Mart	\$33,166.60	\$30,516.94
FOR POSSIBLE ACTION	6.	1999000014; 80766	Al Park Petroleum, Inc.: Pit Stop #7 Conoco	\$2,000.00	\$1,800.00
FOR POSSIBLE ACTION	7.	1999000086; 80739	Terrible Herbst, Inc.: Terrible Herbst #126	\$5,287.50	\$4,758.75
FOR POSSIBLE ACTION	8.	1999000243; 80733	7-Eleven, Inc: 7-Eleven #27607	\$16,618.57	\$13,768.25
FOR POSSIBLE ACTION	9.	2007000014; 80773	Raiders Oz Business, Llc: Former Ace Cab/frias Transportation	\$45,583.89	\$40,992.34
FOR POSSIBLE ACTION	10.	2007000016; 80767	Golden Gate Petroleum Of Nevada Llc: Golden Gate Petroleum #43 - Sun Valley	\$10,316.66	\$9,284.99
FOR POSSIBLE ACTION	11.	2008000019; 80614	One Panou, Llc: Golden Market #3	\$115,221.23	\$94,942.73
FOR POSSIBLE ACTION	12.	2009000024; 80686	Sjk Investments, Llc: Chuck's Circle C	\$37,957.80	\$31,653.49
FOR POSSIBLE ACTION	13.	2010000009; 80769	Hpt Ta Properties Trust: Mill City Travel Center	\$30,476.28	\$24,685.79
FOR POSSIBLE ACTION	14.	2011000009; 80771	Cimarron West: Cimarron West	\$10,455.44	\$9,409.90
FOR POSSIBLE ACTION	15.	2012000005; 80742	Travel Systems, Llc: Zephyr Cove Resort	\$75,249.29	\$58,530.42
FOR POSSIBLE ACTION	16.	2013000004; 80757	7-Eleven, Inc: 7-Eleven #29665	\$50,399.36	\$45,336.92
FOR POSSIBLE ACTION	17.	2013000019; 80772	Hardy Enterprises, Inc.: Elko Sinclair #53	\$37,255.87	\$33,417.78
FOR POSSIBLE ACTION	18.	2014000004; 80705	Alsaker Corporation: Broadway Colt Service Center	\$40,247.89	\$36,223.10
FOR POSSIBLE ACTION	19.	2014000007; 80741	7-Eleven, Inc: 7-Eleven #29658	\$11,533.17	\$10,379.85
FOR POSSIBLE ACTION	20.	2014000025; 80776	Superior Campgrounds Of America, Llc: Silver City RV Resort	\$12,611.33	\$11,231.12
FOR POSSIBLE ACTION	21.	2016000023; 80775	Al Park Petroleum, Inc.: Pit Stop #1	\$15,203.60	\$10,865.59
FOR POSSIBLE ACTION	22.	2016000027; 80728	Terrible Herbst, Inc.: Terrible Herbst #272	\$18,586.66	\$15,048.97
FOR POSSIBLE ACTION	23.	2017000015; 80759	Ellen 5, Llc: Auto Center (green Valley Grocery #63)	\$28,346.55	\$24,693.32
FOR POSSIBLE ACTION	24.	2018000009; 80777	Reed Incorporated: Pacific Pride	\$44,883.28	\$40,385.95
FOR POSSIBLE ACTION	25.	2019000008; 80734	Circle K Stores, Inc.: Circle K Store #2701354	\$18,691.97	\$9,990.49
FOR POSSIBLE ACTION	26.	2019000044; 80745	7-Eleven, Inc: 7-Eleven #15829	\$29,602.11	\$26,590.06
FOR POSSIBLE ACTION	27.	2020000015; 80761	Canyon Plaza, Llc: Gas 2 Go	\$30,893.81	\$16,682.66
FOR POSSIBLE ACTION	28.	2021000014; 80727	Pilot Travel Centers Llc: Pilot Travel Centers LLC #341	\$11,559.77	\$10,403.79
FOR POSSIBLE ACTION	29.	2021000026; 80747	7-Eleven, Inc: 7-Eleven #25578	\$10,988.15	\$9,889.33
FOR POSSIBLE ACTION	30.	2022000018; 80726	Pilot Travel Centers Llc: Pilot Travel Centers LLC #341	\$8,651.79	\$6,229.29
FOR POSSIBLE ACTION	31.	2022000035; 80746	7-Eleven, Inc: 7-Eleven #29407	\$54,066.25	\$48,641.63
<b>SUB TOTAL:</b>				<b><u>\$968,808.13</u></b>	<b><u>\$832,741.43</u></b>

**RECOMMENDED CLAIMS TOTAL:**            **\$1,170,436.51**            **\$1,000,677.47**

**9. DIRECT PAYMENT OF UNCONTESTED CLAIMS MADE PER POLICY RESOLUTION 2017-02 (FOR DISCUSSION)**

**The Board to Review Claims authorizes NDEP to make claim payments prior to a Board meeting when the recommended payment value is uncontested. This authorized delegation is consistent with the findings in the memorandum from the Attorney General’s Office dated August 3, 2017 (Attachment A of Policy Resolution 2017-02). Below is a list of all quarterly claim payments made on the Board’s behalf in accordance with Policy Resolution No. 2017-02.**

**A dagger (†) indicates previously disallowed monies have been successfully appealed where the requested amount is less than the recommended amount**

**An omega (ω) indicates Board approved reimbursement monies have been subtracted from the amount requested due to new information**

<u>HEATING OIL</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	2024000010; 80725 Keegan Low: Residence Of 655 Canyon Circle	\$24,506.48	\$24,256.48
FOR DISCUSSION	2.	2024000011; 80731 Stephen Dangberg: Residence Of 835 Daniel Drive	\$50,768.28	\$50,268.28
FOR DISCUSSION	3.	2024000012; 80730 Shane Sykes: Residence Of 150 Old Washoe Drive	\$33,150.13	\$32,900.13
FOR DISCUSSION	4.	2024000012; 80744 Shane Sykes: Residence Of 150 Old Washoe Drive	\$26,719.34	\$26,719.34
FOR DISCUSSION	5.	2024000014; 80743 Carolyn Basta: Residence Of 7275 Lakeside Drive	\$30,450.44	\$30,200.44
FOR DISCUSSION	6.	2024000015; 80748 Aaron Foster: Residence Of 1480 Romero Way	\$35,512.94	\$35,262.94
FOR DISCUSSION	7.	2024000016; 80756 Robert Selwood: Residence Of 2635 Lakeside Drive	\$23,594.02	\$23,344.02
<b>SUB TOTAL:</b>			<b><u>\$224,701.63</u></b>	<b><u>\$222,951.63</u></b>

<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	1995000012; 80740 Model T Casino Resort Llc: Parker's Model T	\$10,925.22	\$9,832.70
FOR DISCUSSION	2.	1999000023; 80752 Nevada Ready Mix Corp: Nevada Ready Mix	\$25,971.29	\$23,374.16
FOR DISCUSSION	3.	1999000066; 80751 HP Management, Llc: Former Haycock Petroleum	\$35,042.96	\$31,538.66
FOR DISCUSSION	4.	2014000033; 80758 Speedee Mart Inc.: Speedee Mart #108	\$43,938.48	\$39,544.63
FOR DISCUSSION	5.	2017000035; 80754 Rebel Oil Company: Rebel Store #2177	\$12,498.50	\$11,248.65
FOR DISCUSSION	6.	2018000005; 80753 Rebel Oil Company: Rebel Store # 2153	\$16,826.50	\$15,143.85

FOR DISCUSSION	7.	2019000014; 80749	Western Cab Co: Western Cab CO	\$8,080.00	\$7,272.00
FOR DISCUSSION	8.	2022000015; 80755	Rebel Oil Company: Rebel Store #2197	\$20,606.66	\$14,836.80
FOR DISCUSSION	9.	2023000028; 80762	Anderson Dairy, Inc.: Anderson Dairy INC	\$9,416.00	\$8,474.40
			<b>SUB TOTAL:</b>	<b><u>\$183,305.61</u></b>	<b><u>\$161,265.85</u></b>
			<b>DIRECT PAYMENT CLAIMS TOTAL:</b>	<b><u>\$408,007.24</u></b>	<b><u>\$384,217.48</u></b>
			<b>BOARD MEETING CLAIMS TOTAL:</b>	<b><u>\$1,578,443.75</u></b>	<b><u>\$1,384,894.95</u></b>

**10. EXECUTIVE SUMMARY (FOR DISCUSSION)**

NDEP will brief the Board on Fund coverage activities, Fund expenditures, and tank enrollment status.

**11. PUBLIC COMMENT (FOR DISCUSSION)**

Members of the public will be invited to speak before the Board on any issue related to the Petroleum Fund. No action may be taken on a matter during public comment until the matter itself has been included on an agenda as an item for possible action.

**12. CONFIRMATION OF NEXT BOARD MEETING DATE (FOR DISCUSSION)  
DECEMBER 12, 2024 (THURSDAY) AT 10:00 AM**

**13. ADJOURNMENT**

**This agenda will be posted no later than three working days prior to the meeting at the following locations:**

The Board to Review Claims meetings webpage at: <https://ndep.nv.gov/environmental-cleanup/petroleum-fund/board-meeting-agendas-minutes> and the Department of Administration's website at: <https://notice.nv.gov>.

Additional physical postings were requested at the following locations:

- DCNR, Richard H. Bryan Bldg., 901 S. Stewart St., 1st floor, Carson City, NV 89701
- NDEP -Bureau of Corrective Actions, Richard H. Bryan Bldg., 901 S. Stewart St., 3rd floor, Carson City, NV 89701
- NDEP - Bureau of Corrective Actions, 375 E. Warm Springs Road, Suite 200, Las Vegas, NV 89119
- Legislative Counsel Bureau, Nevada Legislative Bldg., 401 S. Carson St., Carson City, NV 89701
- Legislative Counsel Bureau, Grant Sawyer Bldg., 555 E. Washington Ave., Rm #1003, Las Vegas, NV 89101
- Nevada State Library & Archives, 100 N. Stewart St., Carson City, NV 89701

**In addition to the physical meeting locations, viewing of and participation in the September 12, 2024 Board to Review Claims Meeting will be available via video/teleconference. Meeting access information is listed below:**

Microsoft Teams Meeting

Join on your computer, smart phone, or tablet using the following link:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_ODQ4NDRmZWItNzc0My00OGI2LThjZTItODE3ZjE4MGY2ODA2%40thread.v2/0?context=%7b%22id%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22oid%22%3a%22eee1e0b0-f0d7-4894-ac9e-799c32c17775%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_ODQ4NDRmZWItNzc0My00OGI2LThjZTItODE3ZjE4MGY2ODA2%40thread.v2/0?context=%7b%22id%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22oid%22%3a%22eee1e0b0-f0d7-4894-ac9e-799c32c17775%22%7d)

Or call in (audio only):

+1 775-321-6111,,522553084# United States, Reno  
Phone conference ID: 522 553 084#

The agency can accommodate limited seating at the meeting locations and requests advanced notice to accommodate attendees. Members of the public that need prior assistance to participate in the meeting or wish to submit a written public comment to be read aloud during the meeting should contact Tristin Alishio by email at [talishio@ndep.nv.gov](mailto:talishio@ndep.nv.gov), by calling (775) 687-9369, or in writing at NDEP-BCA, Board to Review Claims, 901 S. Stewart St., Ste. 4001, Carson City, NV 89701 no later than September 9, 2024.

Note: Supporting material for this meeting and prior meeting minutes are posted on the Board to Review Claims meetings webpage at: <https://ndep.nv.gov/environmental-cleanup/petroleum-fund/board-meeting-agendas-minutes>. Audio recordings of previous meetings are located in the Nevada Division of Environmental Protection (NDEP) Carson City office and can be obtained from Tristin Alishio by sending a request in writing via email to [talishio@ndep.nv.gov](mailto:talishio@ndep.nv.gov), by mail to NDEP-BCA, Board to Review Claims, 901 S. Stewart St., Ste. 4001, Carson City, NV 89701, or by calling (775) 687-9369.