

**STATE OF NEVADA BOARD TO REVIEW CLAIMS
AGENDA
MARCH 13, 2025**

The State of Nevada Board to Review Claims (Board) meeting will be video-conferenced and will begin promptly at 10:00 AM on Thursday, March 13, 2025 at the following locations:

Carson City: Richard H. Bryan Building, 901 South Stewart Street, Bonnie B. Bryan Boardroom (Suite 1002), 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 DECEMBER 12, 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 PETROLEUM FUND COVERAGE WITH REDUCTION (FOR POSSIBLE ACTION)

Site Specific Board Determination No. C2025-01

Proposed Site-Specific Board Determination to provide reduced Petroleum Fund Coverage for Circle K Store #2700542, 3500 E Charleston Blvd, Las Vegas, Nevada

Petroleum Fund Case ID No. 2024000001, Facility ID No. 8-000130

RECOMMENDATION:

Adoption of Site-Specific Board Determination No. C2025-01 as proposed, granting coverage under the State of Nevada Petroleum Fund to Circle K Store #2700542 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.

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

Site Specific Board Determination No. C2025-02

Proposed Site Specific Board Determination (SSBD) to provide reduced Petroleum Fund Coverage for Circle K Store #2701365, 3200 Fremont Street, Las Vegas, Nevada
Facility ID No. 8-000120, Petroleum Fund Case ID No. 2024000022

RECOMMENDATION:

Adoption of Site-Specific Board Determination No. C2025-02, as proposed, granting coverage under the State of Nevada Petroleum Fund to Circle K Store #2701365 for \$540,000.00. This represents \$1,000,000.00 in coverage for one gasoline UST system, with a 40% reduction and 10% copayment.

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

Site Specific Board Determination No. C2025-03

Proposed Site-Specific Board Determination (SSBD) to provide reduced Petroleum Fund Coverage for Circle K Store #2701791, 3901E Lake Mead Blvd, Las Vegas, Nevada
Petroleum Fund Case ID No. 2024000031, Facility ID No. 8-000329

RECOMMENDATION:

Adoption of Site-Specific Board Determination No. C2025-03 as proposed, granting coverage under the State of Nevada Petroleum Fund to Circle K Store #2701791 for \$1,080,000.00. This represents \$2,000,000.00 in coverage for two gasoline UST systems, with a 40% reduction and a 10% copayment.

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

Site Specific Board Determination No. C2025-04

Proposed Site-Specific Board Determination (SSBD) to provide reduced Petroleum Fund Coverage for PJ's Food and Gas, 1455 Cornell Avenue, Lovelock, Nevada 89419
Petroleum Fund Case ID No. 2024000033, Facility ID No. 5-000175

RECOMMENDATION:

Adoption of Site-Specific Board Determination No. C2025-04 as proposed, granting coverage under the State of Nevada Petroleum Fund to PJ's Food and Gas for \$1,080,000.00. This represents \$3,000,000.00 in coverage for two gasoline UST systems and one diesel UST system, with a 60% reduction and a 10% copayment.

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

Site Specific Board Determination No. C2025-05

Proposed Site-Specific Board Determination (SSBD) to provide an Additional Allotment of Cleanup Funding in accordance with Board Policy Resolution 2023- 01, for 7-Eleven Store #27607, located at 600 Las Vegas Boulevard North, Las Vegas, Nevada.

Petroleum Fund Case ID No. 1999000243, Facility ID No. 8-001149

RECOMMENDATION:

Adoption of Site-Specific Board Determination No. C2025-05 as proposed, granting additional cleanup funding in accordance with Board Policy Resolution 2023-01 under the State of Nevada Petroleum Fund to 7-Eleven Store #27607 for \$900,000.00. This represents \$1,000,000.00 in coverage, minus a 10% copayment.

10. PROPOSED AMENDMENTS TO BOARD POLICY RESOLUTION 2015-01 (BID POLICY) (FOR DISCUSSION)

Staff will introduce proposed amendments to Board Policy Resolution 2015-01. This policy provides clarification of the bid process required by NAC 445C.270.4(e).

11. 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 - MARCH 13, 2025**

<u>HEATING OIL</u>			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2012000017; 80792 Churchill County School District: Old High School	\$5,882.43	\$5,879.75
FOR POSSIBLE ACTION	2.	2025000001; 80857 Scott Douglass: Residence Of 2795 W. Plumb Lane	\$20,275.36	\$19,887.36
SUB TOTAL:			<u>\$26,157.79</u>	<u>\$25,767.11</u>
<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126; 80876 Clark County School District: Rc White (arville) Transportation Satellite	\$22,352.70	\$22,352.70
FOR POSSIBLE ACTION	2.	1993000102; 80861 Rebel Oil Company: Rebel Store #2008	\$233,011.71	\$195,729.04
FOR POSSIBLE ACTION	3.	1995000039; 80862 Al Park Petroleum, Inc.: Crescent Valley Market	\$10,660.39	\$9,594.35
FOR POSSIBLE ACTION	4.	1995000042; 80839 Fbf, Inc.: Gas 4 Less	\$25,670.45	\$24,386.93
FOR POSSIBLE ACTION	5.	2007000014; 80874 Raiders Oz Business, Llc: Former Ace Cab/frias Transportation	\$58,385.52	\$51,691.97
FOR POSSIBLE ACTION	6.	2007000016; 80863 Golden Gate Petroleum Of Nevada Llc: Golden Gate Petroleum #43 - Sun Valley	\$13,394.86	\$12,055.37

FOR POSSIBLE ACTION	7.	2009000024; 80848	Sjk Investments, Llc: Chuck's Circle C	\$26,089.30	\$22,988.73
FOR POSSIBLE ACTION	8.	2011000009; 80864	Cimarron West: Cimarron West	\$12,010.60	\$10,809.54
FOR POSSIBLE ACTION	9.	2013000019; 80865	Hardy Enterprises, Inc.: Elko Sinclair #53	\$32,046.20	\$28,276.08
FOR POSSIBLE ACTION	10.	2014000025; 80868	Superior Campgrounds Of America, Llc: Silver City RV Resort	\$11,219.72	\$9,895.25
FOR POSSIBLE ACTION	11.	2016000009; 80835	7-Eleven, Inc: 7-Eleven #13685	\$35,659.63	\$32,074.54
FOR POSSIBLE ACTION	12.	2016000023; 80869	Al Park Petroleum, Inc.: Pit Stop #1	\$32,034.96	\$23,016.21
FOR POSSIBLE ACTION	13.	2016000027; 80836	Terrible Herbst, Inc.: Terrible Herbst #272	\$16,889.50	\$13,680.49
FOR POSSIBLE ACTION	14.	2017000015; 80847	Ellen 5, Llc: Auto Center (green Valley Grocery #63)	\$13,237.76	\$11,913.98
FOR POSSIBLE ACTION	15.	2017000035; 80852	Rebel Oil Company: Rebel Store #2177	\$93,197.00	\$83,877.30
FOR POSSIBLE ACTION	16.	2018000005; 80844	Rebel Oil Company: Rebel Store # 2153	\$20,814.90	\$18,733.41
FOR POSSIBLE ACTION	17.	2018000009; 80870	Reed Incorporated: Pacific Pride	\$36,249.63	\$32,447.92
FOR POSSIBLE ACTION	18.	2019000044; 80833	7-Eleven, Inc: 7-Eleven #15829	\$24,138.30	\$21,724.47
FOR POSSIBLE ACTION	19.	2020000015; 80849	Canyon Plaza, Llc: Gas 2 Go	\$29,467.16	\$15,360.42
FOR POSSIBLE ACTION	20.	2021000014; 80854	Pilot Travel Centers Llc: Pilot Travel Centers LLC #341	\$16,277.38	\$14,646.25
FOR POSSIBLE ACTION	21.	2021000026; 80829	7-Eleven, Inc: 7-Eleven #25578	\$16,876.60	\$15,188.94
FOR POSSIBLE ACTION	22.	2022000015; 80851	Rebel Oil Company: Rebel Store #2197	\$26,959.22	\$19,410.64
FOR POSSIBLE ACTION	23.	2022000018; 80855	Pilot Travel Centers Llc: Pilot Travel Centers LLC #341	\$53,509.94	\$35,829.05
FOR POSSIBLE ACTION	24.	2022000035; 80834	7-Eleven, Inc: 7-Eleven #29407	\$18,977.39	\$17,079.65
FOR POSSIBLE ACTION	25.	2023000018; 80878	Reed Incorporated: R Place #1	\$18,534.62	\$16,681.16
FOR POSSIBLE ACTION	26.	2023000028; 80845	Anderson Dairy, Inc.: Anderson Dairy INC	\$5,816.00	\$5,234.40
FOR POSSIBLE ACTION	27.	2024000008; 80867	Midjit Market, Inc.: Green Valley Grocery #58	\$59,763.83	\$43,029.95
SUB TOTAL:				<u>\$963,245.27</u>	<u>\$807,708.74</u>
RECOMMENDED CLAIMS TOTAL:				<u>\$989,403.06</u>	<u>\$833,475.85</u>

12. 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.	2024000027; 80828 3655 Warren Way Llc: Residence Of 3655 Warren Way	\$19,974.38	\$19,724.38
FOR DISCUSSION	2.	2024000028; 80830 No California Llc: Residence Of 1053 Washington Street	\$54,203.25	\$53,453.25
FOR DISCUSSION	3.	2024000029; 80831 No California Llc: Residence Of 1045 Washington Street	\$27,993.08	\$27,743.08
FOR DISCUSSION	4.	2024000030; 80832 601 N Carson Llc: Northern Nevada Coin Shop	\$34,689.39	\$34,439.39
FOR DISCUSSION	5.	2024000034; 80838 Perry Intervivos Trust: Residence Of 449 Games Drive	\$25,958.67	\$25,708.67
FOR DISCUSSION	6.	2024000035; 80837 Pechnik Trust Robert & Linda: Residence Of 801 Pine Ridge Drive	\$28,498.98	\$28,248.98
FOR DISCUSSION	7.	2024000036; 80842 Emerald Bay Properties Llc: Residence Of 3522 Arcadia Drive	\$30,867.29	\$30,617.29
FOR DISCUSSION	8.	2025000002; 80858 Sara Miller: Residence Of 360 Sunset Drive	\$32,372.35	\$32,122.35
FOR DISCUSSION	9.	2025000003; 80850 Harvey Lambert: Residence Of 445 Games Drive	\$27,054.07	\$26,804.07
SUB TOTAL:			<u>\$281,611.46</u>	<u>\$278,861.46</u>

<u>ONGOING CASES</u>			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	1999000023; 80846 Nevada Ready Mix Corp: Nevada Ready Mix	\$27,795.38	\$24,295.84
FOR DISCUSSION	2.	1999000066; 80856 HP Management, Llc: Former Haycock Petroleum	\$19,000.00	\$17,076.89
FOR DISCUSSION	3.	2019000014; 80843 Western Cab Co: Western Cab CO	\$7,709.50	\$6,938.55
FOR DISCUSSION	4.	2022000012; 80859 Neissan Koroghli: City C-Store (7-11)	\$6,357.00	\$5,721.30

SUB TOTAL:	<u>\$60,861.88</u>	<u>\$54,032.58</u>
DIRECT PAYMENT CLAIMS TOTAL:	<u>\$342,473.34</u>	<u>\$332,894.04</u>
BOARD MEETING CLAIMS TOTAL:	<u>\$1,331,876.40</u>	<u>\$1,166,369.89</u>

13. EXECUTIVE SUMMARY (FOR DISCUSSION)

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

14. 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.

**15. CONFIRMATION OF NEXT BOARD MEETING DATE (FOR DISCUSSION)
JUNE 12, 2025 (THURSDAY) AT 10:00 AM**

16. 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:

Department of Conservation and Natural Resources, Richard H. Bryan Bldg., 901 S. Stewart St., 1st floor, Carson City, NV 89701

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

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 Rd., Ste. 200, Las Vegas, NV 89119

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 March 13, 2025, Board to Review Claims meeting will be available via video/teleconference. Meeting access information is listed below:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_NjRkZGMjN2QzZWZWRlMjNjLWJhN2MtZjE0MDFhNjQ3Yzk5%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8caa-1544d2703980%22%2c%22Oid%22%3a%22eee1e0b0-f0d7-4894-ac9e-799c32c17775%22%7d

Meeting ID: 281 575 005 502

Dial in by phone:

+1 775-321-6111,,772663632#

Phone conference ID: 772 663 632#

The agency can accommodate limited seating at the meeting location if requested in advance. 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 Alexa Salls by email at asalls@ndep.nv.gov, by calling (775) 687-9368, in writing at NDEP-BCA, Board to Review Claims, 901 S. Stewart St., Ste. 4001, Carson City, NV 89701, or by facsimile (775) 687-8335 no later than March 10, 2025.

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 Alexa Salls by sending a request in writing via email to asalls@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) 687-9368.