

**STATE OF NEVADA BOARD TO REVIEW CLAIMS
MEETING MINUTES - JUNE 4, 2026**

1. CALL TO ORDER

Chair Tappan called the meeting to order at 10:00 a.m. The meeting was held in the Bonnie Conference room of the Richard Bryan Building, located at 901 South Stewart Street, Carson City, NV and teleconferenced to the Red Rock Conference Room of the NDEP Las Vegas office, located at 375 East Warm Springs Road, Suite 200, Las Vegas, NV. Remote participation was also available via Microsoft Teams.

A. BOARD MEMBERS PRESENT

Chair, Maureen Tappan – Representing the General Public
Vice-Chair, Rod Smith – Representative of Petroleum Refiners
LeRoy Perks – Representative of the Independent Retailers of Petroleum
Jason Case – Representative of Independent Petroleum Dealers
Karen Stoll – Department of Motor Vehicles
Jennifer Carr – Division of Environmental Protection

B. BOARD MEMBERS ABSENT

Albert Ruiz – State Fire Marshal's Office

C. OTHERS PRESENT

Katie Armstrong, Legal Counsel, State of Nevada, Attorney General's Office

Megan Slayden, Jeff Collins, Ben Moan, Michael Mazziotta, John Karr, Raman Brar, John Casey, Ruby Wood, Madison Mathers, Tristin Alishio, Kelly Gearlds, Ally Hernandez and Alexa Salls – Nevada Division of Environmental Protection (NDEP)

Keith Stewart – Stewart Environmental, Inc
Rex Heppe – Broadbent & Associates, Inc.
Collin Schaumburg – ENCORE Consulting
William Thompson – Southern Nevada Health District
Matt Grandjean – Stantec

2. PUBLIC COMMENT

There was no public comment.

3. APPROVAL OF THE MARCH 12, 2026 MINUTES

Chair Tappan called for changes to the minutes. There were no changes requested.

LeRoy Perks moved to approve the March 12, 2026, minutes. Vice-Chair Rod Smith seconded the motion. Motion passed unanimously.

4. STATUS OF THE FUND

Megan Slayden, NDEP, provided a summary of revenues into the Fund for state fiscal year 2026, thus far. The balance forward from state fiscal year 2025 was \$7,500,000. Approximately \$418,125 had been received from 2026 tank enrollment fees. Approximately \$8,504,872 were generated by the \$0.0075 Petroleum Fee. The Fund had earned approximately \$243,107 in interest. The total revenue received by the Fund this fiscal year is \$16,666,103.75. Board member salaries equaled approximately \$1,192. In-state travel costs for Board members were approximately \$277. Board meeting operating costs were approximately \$411. Money transferred to NDEP for program administration, staff salaries, and ongoing program maintenance was approximately \$983,884. Funding for state-led petrochemical cleanups was approximately \$330,171. Reimbursement of Petroleum Fund claims totaled approximately \$3,896,606. Total expenditures of the Fund for State Fiscal Year 2026 were \$5,212,540.26. The total funding currently available within the Petroleum Fund for fiscal year 2026 is \$11,453,563.49.

5. SITE SPECIFIC BOARD DETERMINATION FOR ADDITIONAL CLEANUP ALLOTMENT

Megan Slayden, NDEP, presented Site-Specific Board Determination number C2026-02, which proposed to provide an additional allotment of cleanup funding to Gas 2 Go. This request is for Petroleum Fund case 2020000015, Facility ID 8-001529.

The subject site, identified as Gas 2 Go, and located at 6390 West Lake Mead Boulevard, Las Vegas, Nevada, was previously awarded coverage for a release from one underground storage tank system. The operator has requested an additional allotment of funding in accordance with Policy Resolution 2023-01, which is provided as Appendix A. Petroleum Fund staff reviewed this request and prepared this SSBD to help the Board determine eligibility.

On March 17, 2026, the operator submitted a request for an additional allotment of funding, in accordance with Policy Resolution 2023-01, which addressed each item listed in statute. The request is provided in Appendix B. This request estimates the cost to closure for the site at approximately \$2.4 million. On December 4, 2025, the Nevada Division of Environmental Protection (NDEP) case officer concurred the operator is compliant with required assessment and cleanup directives at the site, provided as Appendix C. On April 6, 2026, the case officer requested that continued remediation activities take place at the site, which was provided as Appendix D. She further stated that Claim #81056 was recommended for payment at this meeting and exhausts all available cleanup funding for the case. A review of case records indicates that the Operator is not liable pursuant to NRS 445C.390 and has not received money for damages pursuant to NRS 445C.380(1).

Based on a review of the documentation provided with this request for an additional allotment of cleanup funding, staff recommend that the Board approve the allotment of funding for Gas 2 Go in the amount of \$900,000. This represents \$1,000,000, minus a 10% copayment. The Board has the authority to approve a value of not greater than \$1,000,000 for this allotment.

Vice-Chair Rod Smith requested more information about the Cool-Ox technology referenced in the October 2025 NDEP letter included in the operator's request. **Mr. Perks** requested information regarding the decision not to implement this technology at this site.

Ben Moan, NDEP, stated this was one of the proposed techniques in the corrective action plan, but was temporarily tabled to focus on manual and automated light non-aqueous phase liquid (LNAPL) recovery. Currently, there is a mobile deployed onsite, capable of single-well system. Additionally, a soil vapor extraction and air sparge system has been proposed and approved. The remedial designs were approved on May 13, and there are ongoing efforts to gather equipment, install wells, and upgrade electric capacity at the site. Mr. Moan indicated there was a proposal for use of the CoolOx technology; which, as he understood, is a hydrogen peroxide technique that focuses on the vadose zone and LNAPL, with less impact

on dissolved phase contamination. He indicated this technology has not been utilized often in Nevada.

Mr. Moan stated that there were historic technologies which used hydrogen peroxide to remediate dissolved phase contamination. However, this wasn't particularly effective outside of the well itself. This led to NDEP tabling the request for this technology at this time. The remediation plan is to evaluate the effectiveness of LNAPL recovery with the current system. At the time of this meeting, approximately 1,000 gallons had been recovered. There will be an evaluation of the soil vapor extraction and air sparge system, as these technologies worked well across the street at the former Rebel 77 station, which has since been closed.

Mr. LeRoy Perks asked if there was another site across the road and if it is currently closed.

Mr. Moan confirmed that this was correct and that they were able to achieve clean closure on it. **Mr. Moan** elaborated that soil vapor extraction and air sparge were techniques used there, and the absence of free product at the site made it an easier cleanup.

Mr. Perks, inquired about the ability of the operator to request more than one additional allotment of funding.

Megan Slayden stated that the operator can request another allotment. In order to do so they will need to prepare the same documentation for the Board, in an updated fashion, at that time. Additionally, they may return for more than one more allotment. The Board is unable to approve greater than \$1,000,000 per allotment. These guidelines are intended to keep better oversight and responsibility throughout the process.

Jennifer Carr, NDEP, moved to adopt Site-Specific Board Determination No. C2026-02 as proposed, granting additional cleanup funding in accordance with Board Policy Resolution 2023-01 under the State of Nevada Petroleum Fund to Gas 2 Go for \$900,000. This represents \$1,000,000 in coverage, minus a 10% copayment. LeRoy Perks seconded the motion. No further discussion. Motion passed unanimously.

6. **ADOPTION OF CONSENT ITEMS**

The Board approved all items as a consent agenda item. There was no discussion regarding an individual item.

HEATING OIL

			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2012000017; 81089	Churchill County School District: Old High School	\$9,326.58
			SUB TOTAL:	<u>\$9,326.58</u>
				<u>\$9,326.58</u>

ONGOING CASES

			<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126; 81039	Clark County School District: RC White (Arville) Transportation Satellite	\$54,791.47
FOR POSSIBLE ACTION	2.	1995000039; 81096	Al Park Petroleum, Inc.: Crescent Valley Market	\$9,655.43
FOR POSSIBLE ACTION	3.	1995000042; 81065	Fbf, Inc.: Gas 4 Less	\$15,860.69
FOR POSSIBLE ACTION	4.	1998000075; 81083	55 McDermitt Crude, Llc: McDermitt Motel & Convenience Store	\$4,490.00
FOR POSSIBLE ACTION	5.	1999000022; 81092	Terrible Herbst, Inc.: Terrible Herbst #129	\$11,052.63
FOR POSSIBLE ACTION	6.	1999000104; 81091	Terrible Herbst, Inc.: Terrible Herbst #118	\$13,000.64
FOR POSSIBLE ACTION	7.	1999000127; 81102	Double F Management Group, Llc.: Denio Junction	\$61,455.00
FOR POSSIBLE ACTION	8.	1999000137; 81094	Terrible Herbst, Inc.: Terrible Herbst #152	\$10,953.75
FOR POSSIBLE ACTION	9.	2007000014; 81100	Raiders Oz Business, Llc: Former Ace Cab/frias Transportation	\$61,390.16
FOR POSSIBLE ACTION	10.	2007000016; 81085	Golden Gate Petroleum Of Nevada Llc: Golden Gate Petroleum #43 - Sun Valley	\$17,286.80
FOR POSSIBLE ACTION	11.	2009000024; 81082	SJK Investments, Llc: Chuck's Circle C	\$13,354.25
FOR POSSIBLE ACTION	12.	2010000009; 81086	Hpt Ta Properties Trust: Mill City Travel Center	\$18,493.35
FOR POSSIBLE ACTION	13.	2011000009; 81088	Cimarron West: Cimarron West	\$10,467.86
FOR POSSIBLE ACTION	14.	2013000019; 81090	Hardy Enterprises, Inc.: Elko Sinclair #53	\$11,487.38
FOR POSSIBLE ACTION	15.	2014000025; 81093	Superior Campgrounds Of America, Llc: Silver City RV Resort	\$13,751.69
FOR POSSIBLE ACTION	16.	2016000023; 81060	Al Park Petroleum, Inc.: Pit Stop #1	\$52,866.72
FOR POSSIBLE ACTION	17.	2017000015; 81044	Ellen 5, Llc: Auto Center (green Valley Grocery #63)	\$23,616.84
FOR POSSIBLE ACTION	18.	2018000009; 81098	Reed Incorporated: Pacific Pride	\$11,413.37
FOR POSSIBLE ACTION	19.	2020000015; 81056	Canyon Plaza, Llc: Gas 2 Go	\$62,651.57
FOR POSSIBLE ACTION	20.	2023000013; 81006	Terrible Herbst, Inc.: Terrible Herbst #3	\$30,185.85
FOR POSSIBLE ACTION	21.	2023000018; 81097	Reed Incorporated: R Place #1	\$10,575.60
FOR POSSIBLE ACTION	22.	2024000008; 81087	Midjit Market, Inc.: Green Valley Grocery #58	\$8,907.50
			SUB TOTAL:	<u>\$527,708.55</u>
			RECOMMENDED CLAIMS TOTAL:	<u>\$537,035.13</u>
				<u>\$471,156.05</u>
				<u>\$480,482.63</u>

Vice Chair Rod Smith, made a motion to adopt the consent items as proposed. Mr. Jason Case seconded the motion. Motion passed unanimously.

7. **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.

HEATING OIL

			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	2026000001; 81035 Jeff Miller: Residence Of 364 Lakeview Avenue	\$38,164.60	\$37,914.60
FOR DISCUSSION	2.	2026000004; 81071 Jose Mercado: Residence Of 1080 S Bridge St	\$16,166.26	\$15,916.26
SUB TOTAL:			<u>\$54,330.86</u>	<u>\$53,830.86</u>

ONGOING CASES

			<u>REQUESTED</u>	<u>PAID</u>
FOR DISCUSSION	1.	1993000102; 81081 Rebel Oil Company: Rebel Store #2008	\$58,239.58	\$52,415.62
FOR DISCUSSION	2.	1999000023; 81079 Nevada Ready Mix Corp: Nevada Ready Mix	\$14,637.08	\$13,173.37
FOR DISCUSSION	3.	1999000066; 81076 HP Management, Llc: Former Haycock Petroleum	\$16,958.00	\$15,262.20
FOR DISCUSSION	4.	2018000005; 81078 Rebel Oil Company: Rebel Store # 2153	\$5,552.71	\$4,997.44
FOR DISCUSSION	5.	2019000010; 81073 Circle K Stores, Inc.: Circle K Store #2705399	\$17,775.70	\$15,998.13
FOR DISCUSSION	6.	2019000014; 81074 Western Cab Co: Western Cab CO	\$17,697.66	\$15,927.89
FOR DISCUSSION	7.	2022000012; 81075 Neissan Koroghli: City C-Store (7-11)	\$16,220.47	\$14,598.42
FOR DISCUSSION	8.	2022000015; 81080 Rebel Oil Company: Rebel Store #2197	\$77,797.00	\$56,013.84
FOR DISCUSSION	9.	2024000013; 81077 Ernies Truck Plaza, Inc.: Las Vegas Cardlock	\$4,139.00	\$2,235.06
SUB TOTAL:			<u>\$229,017.20</u>	<u>\$190,621.97</u>

DIRECT PAYMENT CLAIMS TOTAL: \$283,348.06 \$244,452.83

BOARD MEETING CLAIMS TOTAL: \$820,383.19 \$724,935.46

8. EXECUTIVE SUMMARY

Megan Slayden, NDEP, presented the executive summary report for the Petroleum Fund. Tank enrollment fees are tracked pursuant to the Federal Fiscal Year, which runs from October 1st through September 30th of each year. The annual invoices for enrollment year 2026 were issued August 13, 2025, and a total of 1,334 facilities had been invoiced as of May 20, 2026. Approximately 1,315, or about 99% of the invoiced facilities, had submitted the required tank enrollment fees.

The following is a summary of facilities that are eligible for Fund coverage or have received reimbursement payments from the Fund, following a release. Since the inception of the Fund, a total of 1,901 remediation cases have applied for Petroleum Fund coverage. 176 of those cases have been denied due to ineligibility or other reasons. Of the total cases provided coverage, 1,651 of them have been closed and no longer receive cleanup reimbursement. There are currently 70 active Fund cases. Since January 1, 2026, NDEP has received 10, new applications for Fund coverage. There are 4 applications pending a coverage determination at this time. Prior to this meeting, the Board to Review Claims approved a cumulative total of \$270,872,935.15 for reimbursement to petroleum storage tank operators throughout Nevada, for cleanup expenses. This number includes \$244,452.83, for 11 claims paid using the direct payment method, since the last Board meeting. With today's Board approval of \$480,482.63, the cumulative Fund expenditure will increase to \$271,353,417.78. There were no underground storage tank upgrade grants issued this quarter.

9. PUBLIC COMMENT

There was no public comment.

10. CONFIRMATION OF NEXT BOARD MEETING

Chair Tappan confirmed that the next Board meeting is tentatively scheduled for September 10, 2026, at 10:00 a.m.

11. ADJOURNMENT

Chair Tappan adjourned the meeting at 10:19 a.m.