

**STATE OF NEVADA BOARD TO REVIEW CLAIMS
AGENDA
MARCH 9, 2017**

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 09, 2017 at the following locations:

Carson City: Laxalt Building, 2nd Floor Chambers, 401 N. Carson St., Carson City, NV 89701

Las Vegas: Grant Sawyer Building, Governor's Conference Room 5100, 555 E. Washington Ave., Las Vegas, NV 89101

The public is invited to attend either location.

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 ten minutes per person at the discretion of the chairperson.

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 (DISCUSSION)

Members of the public will be invited to speak before the Board on any issue related to the Petroleum Fund. Not 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 8, 2016 MINUTES (FOR POSSIBLE ACTION)

4. STATUS OF THE FUND (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. C2017-01

Proposed Site Specific Board Determination to provide Petroleum Fund Coverage with a 40% reduction to RSS #205, 205 North McCarran Boulevard, Sparks, Nevada
Petroleum Fund Case ID No. 2016000011, Facility ID No. 4-000328

RECOMMENDATION:

Adoption of Site Specific Board Determination No. C2017-01, as proposed, granting coverage under the State of

Nevada Petroleum Fund to the RSS #205 station for one UST system with a 40% reduction, and a 10% co-payment.

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

Site Specific Board Determination No. C2017-02

Proposed Site Specific Board Determination to provide Petroleum Fund coverage with a 30% reduction to the Riviera, 2901 Las Vegas Boulevard South, Las Vegas, Nevada
Petroleum Fund Case ID No. 2016000028, Facility ID No. 8-001540

RECOMMENDATION:

Adoption of Site Specific Board Determination No. C2017-02, as proposed, granting coverage under the State of Nevada Petroleum Fund to the Riviera site for one UST system with a 30% reduction and a 10% co-payment.

7. POLICY RESOLUTION 2017-01 ABOVE GROUND STORAGE TANK ENROLLMENT REQUIREMENTS AND FUND COVERAGE REDUCTIONS (FOR POSSIBLE ACTION)

Proposed Policy Resolution 2017-01 requires ASTs with underground conveyance piping that cannot be visibly inspected to demonstrate line tightness upon enrollment into the Fund and annually thereafter. In addition, it stipulates reductions in Fund coverage for certain business practices that cause or are proximate to the cause of a release to the environment.

RECOMMENDATION:

Adoption of Policy Resolution No. 2017-01, which addresses AST enrollment requirements and also stipulates reductions in Fund coverage for certain business practices.

8. ADOPTION OF CONSENT ITEMS (FOR POSSIBLE ACTION)

The Board will review all items as consent items, unless marked with an asterisk(*) indicates a nonconsent item, which either a member of the public has requested to address before the Board or the item is associated with a Fund Site Specific Board Determination. Upon Board adoption of the relevant Site Specific Board Determination, the nonconsent item is considered to be a consent.

A dagger (†) indicated 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

**STATE BOARD TO REVIEW CLAIMS
REQUESTED/RECOMMENDED AMOUNTS - MARCH 9, 2017**

HEATING OIL

				<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2007000013	Churchill County School District: Churc. Co. S.d. Bus Barn	\$4,221.82	\$4,221.82
FOR POSSIBLE ACTION	2.	2012000015	Don Sinnar: Sinnar Residence	\$1,065.00	\$1,065.00
FOR POSSIBLE ACTION	3.	2012000017	Churchill County School District: Old High School	\$8,381.11	\$8,381.11
FOR POSSIBLE ACTION	4.	2016000032	Richard Fallahee: Richard Fallahee Residence	\$14,513.65	\$14,263.65
FOR POSSIBLE ACTION	5.	2017000003	Coralynn Estrada: Coralynn Silva Estrada Property	\$12,787.85	\$12,537.85
			SUB TOTAL:	<u>\$40,969.43</u>	<u>\$40,469.43</u>

NEW CASES

				<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	2016000023	Al Park Petroleum Inc: Pit Stop #1	\$16,645.69	\$11,984.89
FOR POSSIBLE ACTION	2.	2016000025	Topaz Lodge Inc: Topaz Lodge INC (Chevron)	\$4,122.50	\$3,710.25
			SUB TOTAL:	<u>\$20,768.19</u>	<u>\$15,695.14</u>

ONGOING CASES

				<u>REQUESTED</u>	<u>RECOMMENDED</u>
FOR POSSIBLE ACTION	1.	1992000126	Clark County School District: Rc White (Arville) Transportation Satellite	\$12,068.50	\$12,068.50

FOR POSSIBLE ACTION	2.	1993000011	7-Eleven Inc: 7-Eleven #29646	\$21,940.58	\$21,940.58
FOR POSSIBLE ACTION	3.	1993000103	Charlie Brown Construction: Charlie Brown Const.	\$3,248.44	\$3,183.47
FOR POSSIBLE ACTION	4.	1993000115	City Of Fallon: Former Bootlegger Texaco	\$4,740.50	\$4,740.50
FOR POSSIBLE ACTION	5.	1994000015	Pilger Family Holdings: Former D & G Oil Company	\$3,747.50	\$3,372.75
FOR POSSIBLE ACTION	6.	1994000027	7-Eleven Inc: 7-Eleven #19653	\$218,860.59	\$218,860.59
FOR POSSIBLE ACTION	7.	1994000067	Peppermill Casinos Inc: Frmr Peppermill Truckstop	\$2,802.25	\$2,802.25
FOR POSSIBLE ACTION	8.	1994000122	Michelsen's Gas A Mart, Inc: Mike's Chevron	\$535.00	\$535.00
FOR POSSIBLE ACTION	9.	1995000012	N. Nevada Asset Holdings, Llc: Parker's Model T	\$1,670.00	\$1,503.00
FOR POSSIBLE ACTION	10.	1995000039	Al Park Petroleum Inc: Crescent Valley Market	\$32,437.35	\$29,193.61
FOR POSSIBLE ACTION	11.	1995000042	Fbf Inc: Gas 4 Less	\$3,958.50	\$3,562.65
FOR POSSIBLE ACTION	12.	1996000063	Joan Pennachio: V & V Automotive	\$5,740.44	\$5,740.44
FOR POSSIBLE ACTION	13.	1996000064	H & A Esslinger, Llc: Red Rock Mini Mart	\$18,278.59	\$17,730.23
FOR POSSIBLE ACTION	14.	1996000101	Phillips 66 Company: Circle K #695	\$17,494.65	\$15,745.19
FOR POSSIBLE ACTION	15.	1996000102	Phillips 66 Company: Circle K #542	\$2,980.75	\$2,146.14
FOR POSSIBLE ACTION	16.	1997000008	Ewing Bros Inc: Ewing Bros INC	\$3,052.50	\$2,747.25
FOR POSSIBLE ACTION	17.	1997000071	7-Eleven Inc: 7-Eleven #25586	\$15,843.59	\$14,259.23
FOR POSSIBLE ACTION	18.	1998000046	Willdens Automotive Holdings: Frmr Allstate Rent A Car	\$32,706.69	\$29,435.75
FOR POSSIBLE ACTION	19.	1998000068	Phillips 66 Company: Conoco #28003	\$18,984.57	\$17,081.65
FOR POSSIBLE ACTION	20.	1999000014	Al Park Petroleum Inc: Pit Stop #7 Conoco	\$21,746.71	\$19,572.04
FOR POSSIBLE ACTION	21.	1999000017	Reed Incorporated: R Place #2 (Shell)	\$53,985.37	\$48,586.83
FOR POSSIBLE ACTION	22.	1999000022	Terrible Herbst Oil Co Inc: Terrible Herbst #129 (Chevron)	\$10,176.85	\$9,159.17
FOR POSSIBLE ACTION	23.	1999000029	Terrible Herbst Oil Co Inc: Terrible Herbst #136 (Arco)	\$10,294.69	\$9,265.22
FOR POSSIBLE ACTION	24.	1999000048	Estate Of Robert Cowan: Former Lightning Lube	\$3,957.08	\$3,944.70
FOR POSSIBLE ACTION	25.	1999000052	Estate Of Martin T. Wessel: Ted's Chevron	\$12,826.96	\$11,478.17
FOR POSSIBLE ACTION	26.	1999000064	Al Park Petroleum Inc: Pit Stop #4 (Conoco)	\$6,010.98	\$5,409.88
FOR POSSIBLE ACTION	27.	1999000066	Hp Management, Llc: Former Haycock Petroleum	\$4,607.00	\$4,146.30
FOR POSSIBLE ACTION	28.	1999000086	Terrible Herbst Oil Co Inc: Terrible Herbst #126 (Arco)	\$9,499.37	\$8,549.43
FOR POSSIBLE ACTION	29.	1999000090	Hp Management, Llc: Former Haycock Petroleum	\$25,424.25	\$22,881.83
FOR POSSIBLE ACTION	30.	1999000104	Terrible Herbst Oil Co Inc: Terrible Herbst #118 (Arco)	\$9,307.69	\$8,376.92
FOR POSSIBLE ACTION	31.	1999000114	City Of Fallon: Fallon Maint. Yard	\$5,244.55	\$4,720.09
FOR POSSIBLE ACTION	32.	1999000135	Terrible Herbst Oil Co Inc: Terrible Herbst #106 (Gas) & #108 (Lube)	\$14,514.94	\$13,063.45
FOR POSSIBLE ACTION	33.	1999000137	Terrible Herbst Oil Co Inc: Terrible Herbst #152 (Gas) & #155 (Lube)	\$9,569.35	\$8,612.41
FOR POSSIBLE ACTION	34.	1999000167	City Of Las Vegas: Fire Station #1	\$3,625.74	\$3,625.74
FOR POSSIBLE ACTION	35.	1999000186	Pilger Family Holdings: Former D & G Oil Company	\$18,544.12	\$16,689.71
FOR POSSIBLE ACTION	36.	1999000199	Village Springs, Llc: Lakeshore Orbit Station	\$97,806.43	\$97,693.93

FOR POSSIBLE ACTION	37.	1999000243	7-Eleven Inc: 7-Eleven #27607	\$11,789.68	\$10,610.71
FOR POSSIBLE ACTION	38.	1999000257	University Of Nevada Reno: Newlands Agriculture	\$13,742.43	\$13,742.43
FOR POSSIBLE ACTION	39.	1999000273	Mr. V. K. Leavitt: The Waterhole	\$42,775.10	\$38,497.59
FOR POSSIBLE ACTION	40.	2004000011	Travel Centers Of America: Wells Petro Truck Service	\$37,581.82	\$33,823.64
FOR POSSIBLE ACTION	41.	2004000039	Clark County Dept Of Aviation: Frmr National Car Rental	\$86,328.10	\$86,328.10
FOR POSSIBLE ACTION	42.	2005000036	Phillips 66 Company: Circle K #1791	\$2,972.32	\$2,140.07
FOR POSSIBLE ACTION	43.	2005000044	Ewing Bros Inc: Ewing Bros INC	\$17,047.43	\$14,521.09
FOR POSSIBLE ACTION	44.	2007000014	Ace Cab Company: Ace Cab Company	\$21,081.99	\$18,973.79
FOR POSSIBLE ACTION	45.	2007000016	Toc Holdings Company: Time Oil - Former	\$3,957.13	\$3,561.42
FOR POSSIBLE ACTION	46.	2008000005	Avis Rent A Car System Llc: Avis Rent A Car	\$39,960.26	\$35,964.23
FOR POSSIBLE ACTION	47.	2008000017	Big Daddy's Oil Llc: Arco Am/pm Mini Market	\$16,396.00	\$12,869.10
FOR POSSIBLE ACTION	48.	2008000018	Jacksons Food Stores Inc: Jacksons Food Stores #0145	\$10,245.34	\$9,220.80
FOR POSSIBLE ACTION	49.	2008000019	One Panou Llc: Golden Market #3	\$16,454.42	\$14,808.98
FOR POSSIBLE ACTION	50.	2009000017	D & J Holdings, Llc: Convenience Corner Shell	\$17,378.13	\$15,640.32
FOR POSSIBLE ACTION	51.	2009000028	Vegas Rainbows, Inc: Mick & Mac's Food Mart	\$25,040.64	\$21,973.16
FOR POSSIBLE ACTION	52.	2010000001	Smitten Oil And Tire Co Inc: The Gas Store	\$4,568.35	\$4,111.51
FOR POSSIBLE ACTION	53.	2010000005	7-Eleven Inc: 7-Eleven #27071	\$19,446.10	\$17,501.49
FOR POSSIBLE ACTION	54.	2010000007	Pecos Express: Pecos Station	\$6,712.64	\$6,041.38
FOR POSSIBLE ACTION	55.	2010000010	Pacific Convenience & Fuels Llc: Victorian Foodmart	\$6,021.25	\$5,419.13
FOR POSSIBLE ACTION	56.	2011000006	7-Eleven Inc: 7-Eleven #29384	\$11,798.78	\$10,618.90
FOR POSSIBLE ACTION	57.	2011000009	Cimarron West: Cimarron West	\$5,933.00	\$5,339.70
FOR POSSIBLE ACTION	58.	2012000003	7-Eleven Inc: 7-Eleven #26627	\$9,272.67	\$6,676.33
FOR POSSIBLE ACTION	59.	2012000005	Aramark Corporation: Zephyr Cove Resort	\$1,578,676.70	\$1,420,546.02
FOR POSSIBLE ACTION	60.	2012000011	Golden Gate Petroleum Of Nevada Llc: Baldinis Grand Pavilion	\$9,135.62	\$8,222.06
FOR POSSIBLE ACTION	61.	2012000012	Dewey Has Gas, Inc: Smart Mart	\$24,420.48	\$21,540.04
FOR POSSIBLE ACTION	62.	2013000003	7-Eleven Inc: 7-Eleven #25586	\$15,843.67	\$14,259.30
FOR POSSIBLE ACTION	63.	2013000004	7-Eleven Inc: 7-Eleven #29665	\$23,110.53	\$20,799.48
FOR POSSIBLE ACTION	64.	2013000005	R B Properties Inc: South Pointe Market	\$5,022.53	\$4,520.28
FOR POSSIBLE ACTION	65.	2013000009	Western Petroleum: Western Petroleum	\$9,519.00	\$8,567.10
FOR POSSIBLE ACTION	66.	2013000011	Slots Unlimited, Llc: Village Shop #4	\$15,939.29	\$14,345.36
FOR POSSIBLE ACTION	67.	2013000019	Hardy Enterprises Inc: Elko Sinclair #53	\$13,636.23	\$12,272.61
FOR POSSIBLE ACTION	68.	2013000021	7-Eleven Inc: 7-Eleven #27700	\$7,941.41	\$7,147.27
FOR POSSIBLE ACTION	69.	2014000003	Hra Sierra, Llc: Former Luce & Sons	\$9,343.25	\$8,408.93
FOR POSSIBLE ACTION	70.	2014000004	Alsaker Corp: Broadway Colt Service Center	\$37,932.31	\$34,139.08
FOR POSSIBLE ACTION	71.	2014000007	7-Eleven Inc: 7-Eleven #29658	\$20,945.88	\$18,851.29
FOR POSSIBLE ACTION	72.	2014000010	7-Eleven Inc: 7-Eleven #29667	\$75,738.69	\$68,164.82

FOR POSSIBLE ACTION	73.	2014000016	Golden Gate S.e.t. Retail Of Nevada Llc: Golden Gate Facility #65 - Fallon	\$8,332.81	\$7,499.53	
FOR POSSIBLE ACTION	74.	2014000025	Superior Campgrounds Of America Llc: Silver City Rv Resort	\$81,917.34	\$73,725.61	
FOR POSSIBLE ACTION	75.	2014000033	Speedee Mart Inc: Speedee Mart #108	\$93,348.75	\$82,599.52	
FOR POSSIBLE ACTION	76.	2014000041	Forever Resorts: Callville Bay Resort Marina	\$20,425.00	\$18,382.50	
FOR POSSIBLE ACTION	77.	2015000005	Elko Acquisitions LLC dba Red Lion Chevron: Red Lion Chevron	\$57,806.34	\$52,025.71	
FOR POSSIBLE ACTION	78.	2015000013	7-Eleven Inc: 7-Eleven #16896	\$5,914.01	\$5,322.61	
FOR POSSIBLE ACTION	79.	2015000025	Blue Horizon Investments, INC.: Horizon Market #5	\$17,444.90	\$15,700.41	
FOR POSSIBLE ACTION	80.	2015000034	Town Of Gardnerville: Eagle Gardnerville	\$119,364.14	\$107,427.73	
FOR POSSIBLE ACTION	81.	2016000005	Golden Gate S.e.t. Retail Of Nevada Llc: Golden Gate Facility #65 - Fallon	\$11,069.46	\$9,962.51	
FOR POSSIBLE ACTION	82.	2016000006	Wendover Fuels Llc: Chevron	\$745.00	\$536.40	
FOR POSSIBLE ACTION	83.	2016000009	7-Eleven Inc: 7-Eleven #13685	\$52,971.34	\$47,674.21	
				SUB TOTAL:	<u>\$3,481,281.33</u>	<u>\$3,173,448.85</u>
				CLAIMS TOTAL:	<u>\$3,543,018.95</u>	<u>\$3,229,613.42</u>

9. EXECUTIVE SUMMARY (DISCUSSION)

NDEP will report to the Board on the following: reimbursement activity, tank enrollment status, cumulative Fund expenditures, interactive database status and an "Eagle Gas North" status update.

10. PUBLIC COMMENT (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.

11. CONFIRMATION OF NEXT BOARD MEETING DATE (DISCUSSION)

JUNE 8, 2017 (THURSDAY) AT 10:00 AM

12. ADJOURNMENT

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

Clark County Managers Office, 500 S. Grand Central Pkwy., Las Vegas, NV 89106

Grant Sawyer Building, 555 E. Washington Ave. Rm. 1003, Las Vegas, NV 89101

Legislative Counsel Bureau, 401 S. Carson St., Carson City, NV 89701

Nevada State Library & Archives, 100 N. Stewart St., Carson City, NV 89701-4285

State Fire Marshal's Office, Stewart Facility, 107 Jacobsen Way, Carson City, NV 89711

State of Nevada, Environmental Protection, Bureau Of Corrective Actions, 901 S. Stewart St., Carson City, NV 89701-5249

State of Nevada, Environmental Protection, Bureau Of Corrective Actions, 2030 E. Flamingo Rd., Ste. 230 Las Vegas, NV 89119

Washoe County Commission Chambers, 1001 E. 9th St., Reno, NV 89512

Washoe County District Health Department - Environmental Health Services Division, PO Box 11130, Reno, NV 89520-0027

Washoe County Library, 301 S. Center St., Reno, NV 89501

You may find the agenda posted on our web site at: <https://ndep.nv.gov/bca/fundhome.htm>. It is also posted on the Legislative Counsel Bureau's website at <http://www.leg.state.nv.us/register/> and the Department of Administration's website at <https://notice.nv.gov>.

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify in writing, NDEP, State of Nevada Board to Review Claims, in care of Victoria Joncas, 901 S. Stewart St., Ste. 4001, Carson City, NV 89701, facsimile (775) 687-8335, or by calling (775) 687-9369 no later than March 2, 2017.

Note : Supporting material for this meeting and audio recordings of previous meetings are located in the Carson City NDEP office and can be obtained from Victoria Joncas by sending a request in writing to 901 S. Stewart St., Ste. 4001, Carson City, NV 89701, via electronic mail to vjoncas@ndep.nv.gov, or by calling (775) 687-9369.