



Nevada Board for the Regulation of Liquefied Petroleum Gas  
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## Board Meeting Minutes January 21, 2022

Board Member	1st	2nd	Aye	Nay	Abs	Reason
Mike Eriksen	X					Zoom
Lacey Parrott			X			Zoom
Bryan Milton			BJM			
Karl Hahn			X			Zoom
David Klein			X			Zoom
Jennifer Herz		X				Zoom

**NOTE:** This meeting was digitally recorded. The digital file will be maintained in the Board office for a period of one year after the meeting was adjourned.

Minutes recorded by: Katie Bavaro

**1) Call to order**

The meeting was called to order at 1:02 pm by Bryan Milton, Acting Chairman

**2) Self introduction. (Members, staff and guests, including persons on the telephone)**

Board members: Mike Eriksen – representing Industry – *Zoom*  
 Lacey Parrott – representing Rural Fire Service – *Not Present*  
 Bryan Milton – representing Industry  
 Karl Hahn - representing propane consumers of Nevada – *Zoom*  
 David Klein - representing City Fire Service – *Zoom*  
 Jennifer Herz – representing propane consumers of Nevada – *Zoom*

Staff: Rick Drake – Chief Inspector  
 Eric Smith – Director of Education and Code Development  
 Mark Orr – Field Inspector - *Zoom*  
 Katie Bavaro – Office Manager  
 Alexander Quagge - Deputy Attorney General

3) Public comments. The Board may discuss the matters but may not act on the matters at this meeting. If the Board desires, the matters may be placed on a future agenda for action. **Public comments will be limited to 5 minutes per person at the discretion of the Chairman.**

There were none.

4) **\*For possible action** the approval/disapproval/changes of the minutes of the 12/17/2021 meeting of the Board.

**Motion:** Mike Eriksen: Motioned to approve the minutes from the 12/17/2021 Board meeting.  
**Second:** Jennifer Herz  
**Discussion:** None  
**In Favor:** Mike Eriksen, Karl Hahn, David Klein, Jennifer Herz and Bryan Milton  
**Opposed:** None

5) Board member comments.

Mike Eriksen -	Commented that he has been re-appointed to the Board
Karl Hahn -	No comment
David Klein -	No comment
Jennifer Herz -	Commented that she has been re-appointed to the Board
Bryan Milton -	No comment

6) **\*For possible action** CONSENT AGENDA ITEMS: The following license applications will be presented to the Board for consideration and approval as a consent item. Any Board member or member of the public may request that an application be removed from the consent agenda and discussed and voted on individually.

A) **Class 1 Licenses**

There were none.

B) **Class 2B Licenses**

Mr. Drake reported that there is 1 Class 2A license application – Las Vegas Heater Rentals - and there are 12 Class 2B applications. Staff has reviewed all the applications and found them to be in order. Staff recommends approval of all.

**Motion:** David Kelin: Motioned to approve item #6B 1 Class 2A license item #1 and 12 Class 2B licenses items #2-13.  
**Second:** Karl Hahn  
**Discussion:** There was a question regarding Pick Up Propane being licensed in the State.  
**In Favor:** Mike Eriksen, Karl Hahn, David Klein, Jennifer Herz and Bryan Milton  
**Opposed:** None

1. H&H Enterprises of Nevada dba: **Las Vegas Heater Rentals**; 4700 Pony Express St., N Las Vegas NV 89031
2. Yesh NA, LLC dba: **7-Eleven #38994A**; 2355 Via Inspirada, Henderson NV 89044
3. Circle K Stores, Inc. dba: **Circle K #2709532**; 8430 Arville St., Las Vegas NV 89139
4. Albertsons, LLC dba: **Albertsons #5801**; 8185 Blue Diamond Rd., Las Vegas NV 89178
5. LV Petroleum, LLC dba: **US Gas 10**; 1452 Boulder Hwy, Henderson NV 89011
6. LV Petroleum, LLC dba: **Conoco of Cheyenne**; 1415 W Cheyenne Ave, N Las Vegas NV 89030
7. LV Petroleum, LLC dba: **Conoco of Lake Mead**; 3910 E Lake Mead Blvd., Las Vegas NV 89115

8. Terrible Herbst, Inc. dba: **Terrible's #433**; 7330 S Buffalo Dr., Las Vegas NV 89113
9. Terrible Herbst, Inc. dba: **Terrible's #430**; 5325 S Decatur Blvd., Las Vegas NV 89118
10. Terrible Herbst, Inc. dba: **Terrible's #428**; 8120 S Maryland Pkwy, Las Vegas NV 89123
11. Terrible Herbst, Inc. dba: **Terrible's #429**; 1420 Paseo Verde, Henderson NV 89012
12. Terrible Herbst, Inc. dba: **Terrible's #431**; 6480 S Rainbow Blvd, Las Vegas NV 89118
13. Terrible Herbst, Inc. dba: **Terrible's #432**; 3250 W Cactus Ave., Las Vegas NV89141

### C) Class 3 Licenses

There were none.

### D) Class 4 Licenses

Mr. Drake noted that there are 2 Class 4 applications. Staff has reviewed the applications and found them in order. Staff recommends approval of all.

Motion: Karl Hahn: Motioned to approve item #6D Class 4 licenses item #1-2.  
Second: Jennifer Herz  
Discussion: Mr. Eriksen would like to abstain from voting on item #2.

With the permission of the second this motion was withdrawn.

Motion: David Klein: Motioned to approve item #6D Class 4 license item #1.  
Second: Karl Hahn  
Discussion: None  
In Favor: Mike Eriksen, Karl Hahn, David Klein, Jennifer Herz and Bryan Milton  
Oppose: None

Motion: David Klein: Motioned to approve item #6D Class 4 license item #2.  
Second: Karl Hahn  
Discussion: None  
In Favor: Karl Hahn, David Klein, Jennifer Herz and Bryan Milton  
Oppose: None  
Abstain: Mike Eriksen

### E) Class 5 Licenses

There were none.

### 7) Deputy Attorney General's comments.

Mr. Quagge had no comment.

**8) Staff Reports** (Report on inspections, investigations, training, Certificate of Competency exams, vehicles, Governor's Office, NRS, NAC, and P & P changes in progress.)

**Office Manager** – Ms. Bavaro read her report and noted that there are 1844 licensees as of 12/31/2021 and 381 valid COC holders as of 12/31/2021. There was 1 COC exams administered in Carson City and 2 in Elko since the last meeting. Mr. Drake has the update on the software contract. It appears that Wells Fargo will be now charging us for all transactions on the Board's account and this will not be cost effective to the Board. Staff will be looking into other banks. The CD will be moved after June 2022 as well as cancelling

the Board's credit cards.

**Field Inspector** – Mr. Orr gave his report and commented that inspections are up to date and he has administered 5 COC exams since the last meeting. Mr. Orr supplied some information on the new vehicle which is now being serviced for the re-calls. Mr. Drake & Mr. Smith gave the history of the new vehicle for Mr. Quagge.

**Director of ECD** – Mr. Smith reported that he will be setting the new schedule for CETP for this year. Schedule is usually set by February. NFPA 58 will be on its 2<sup>nd</sup> draft possibly in June. Also AB 61, in effect January 1, 2022, notes that raising prices during a State of Emergency is considered deceptive trade practice. Nevada is not in a State of Emergency at this time.

**Chief Inspector** – Mr. Drake read his report and noted that inspections are progressing. Mr. Drake gave an update on the software contract in that Staff has been contacted by Thentia to get the process started. Staff had a meeting with Thentia and was given “homework” that was completed this morning and submitted. Staff is anxious to get started. No snow incidents have been reported.

9) **\*For possible action** the review of the financial reports (profit and loss, budget, audit, etc.), the Oversight Committee report, the movement of funds between the Board's existing and/or new accounts and other items related to the Board's finances.

Mr. Hahn gave his report and noted that there are no problems to report as of 1/20/2022. Mr. Hahn commented on the interest earned on the checking account vs the cashback earned on the credit card. There were no accounts over 30 days. Mr. Hahn entertained any questions.

Motion: David Klein: Moved to accept the Oversight Committee Report as reported by Mr. Hahn.  
Second: Jennifer Herz  
Discussion: None  
In Favor: Mike Eriksen, Karl Hahn, David Klein, Jennifer Herz and Bryan Milton  
Opposed: None

Mr. Klein reviewed the financial reports. The budget is right in line with the past years. The income is about 7.6% higher than last year. There is a net loss of <-6,450.18> for the month of December which is almost dollar for dollar as last year. With 50% of the budget expired, income is at 45.81% and expenses coming in at 43.31% giving the Board a net income of \$10,613.79 which is 1% more than last year. All is in order and there is nothing jumping out that requires attention.

Motion: Mike Eriksen: Moved for approval of the financial reports.  
Second: Karl Hahn  
Discussion: None  
In Favor: Mike Eriksen, Karl Hahn, David Klein, Jennifer Herz and Bryan Milton  
Opposed: None

10) **\*For possible action** – Special request by Licensee to consider allowing a tank constructed of A-212 Steel to be set in Nevada.

Mr. Drake reported that this item is an ongoing conversation regarding allowing tanks made of A-212 steel which the Board agreed not allow in the State in February of 2021. Mr. Drake gave an overview of the last meeting in that more research was to be done. Mr. Poulsen was in the audience and the conversation resumed. It was determined that there is no code in NFPA 58 at this time that disallows the use of tanks

made of A212 steel. As Chairman of the NFPA 58 Technical Committee, Mr. Smith will be setting up a task force to look into this issue. The Board members were polled and gave their opinions. It was decided that an internal and external inspection would need to be made and signed off by a qualified engineer verifying that this particular tank is suitable for service. Mr. Poulsen had no problem with this directive. This report will be required to be submitted with an application for licensing and will be reviewed by Staff for Board recommendation.

No action was taken on this item and will be removed from future agendas.

11) Chairman's request for items to be included on the next agenda.

No new items.

12) \*For possible action the approval of Board members' compensation, Per Diem and travel expenses.

Motion: Karl Hahn: Motioned to approve Board members compensation, per diem and travel expenses as requested.

Second: Mike Eriksen

Discussion: None

In Favor: Mike Eriksen, Karl Hahn, David Klein, Jennifer Herz and Bryan Milton

Opposed: None

13) Public comment. The Board may discuss the matters but may not act on the matters at this meeting. If the Board desires, the matters may be placed on a future agenda for action. **Public comments will be limited to 5 minutes per person at the discretion of the Chairman.**

There were none.

14) \*Adjourn -- Meeting was adjourned at 2:31 pm.

