

State of Oregon

**State Plumbing Board
Regular meeting minutes
April 16, 2015**

Members present: Travis Argue - Journeyman plumber, Chair
Matthew Rozzell - Building official, Vice-chair
Rick Bosch - Registered plumbing business
Melissa Gitt - Plumbing inspector
Michael Perry – Department of Human Services

Members absent: Skai Dancey - Mechanical engineer
Vacancy - Public at large

Staff present: Brett Salmon, manager, Policy and Technical Services
Andy Skinner, plumbing program chief, Policy and Technical Services
Andrea Simmons, manager, Enforcement and Training Services
Keith Anderson, electrical program chief, Policy and Technical Services
Homer Humelbaugh, plumbing program assistant chief, Policy and Technical Services
Todd Smith, senior policy analyst, Policy and Technical Services
Judith Moore, enforcement policy analyst, Enforcement Services
Richard Baumann, policy analyst, Policy and Technical Services
Debi Barnes-Woods, boards administrator/coordinator, Policy and Technical Services

Guests present: Ken Van Hoesen, self
Sandra Van Hoesen, self

I. Board business

A. Call to order

Chairman Travis Argue called the April 16, 2015, State Plumbing Board meeting to order at 9:30 a.m. The meeting was held at the Building Codes Division in Conference Room A, 1535 Edgewater Street NW, Salem, Oregon.

B. Roll call

Skai Dancey was absent excused. Michael Perry was connected by teleconference.

This board has one vacant position: Member of the general public.

C. Approval of agenda to include late submission Item III.C.4., and order of business

Chair Argue ruled the agenda to include late submission Item III.C.4., and order of business approved.

D. Approval of the February 19, 2015, board meeting minutes

Chair Argue ruled the minutes of February 19, 2015, approved as written.

E. Date of the next regularly scheduled meeting: June 18, 2015

II. Public comment – None

III. Reports

A. Building Codes Division report

Brett Salmon, manager, Policy and Technical Services, introduced Todd Smith, senior policy analyst, Policy and Technical Services. He also gave an update on the two legislative bills previously discussed during the last board meeting:

- [Senate Bill 133](#)
- [House Bill 2843](#)

B. Program update

Andy Skinner, plumbing program chief, Policy and Technical Services, said April 22, 2015, is the start of the cross-training program for specialized plumbing inspectors.

Andrea Simmons, manager, Enforcement and Training Services, introduced Adam Blechman, contested case representative, Enforcement Services, new to the division.

C. Final orders after hearing:

1. Consideration of final order in the matter of Stanley R. Brooks, Case No. C201-0264

Judith Moore, enforcement policy analyst, said the division denied Mr. Brooks' application for licensure because he does not meet the academic experience requirement for Oregon. He requested a hearing and the administrative law judge issued a proposed order finding in favor of the division.

Motion by Vice-chair Matthew Rozzell to issue a final order and adopt the proposed order with no changes.

Motion carried unanimously

2. Consideration of final order in the matter of Charles L. Lozier, Case No. C2014-0247

Mr. Lozier's application for licensure was denied because he does not meet the academic experience requirement for Oregon. He requested a hearing and the administrative law judge issued a proposed order finding in favor of the division.

Motion by Melissa Gitts To issue a final order and adopt the proposed order with no changes.

Motion carried unanimously

3. Consideration of final order in the matter of Randy A. Lapham, Case No. C2014-0199

An investigation found that Mr. Lapham engaged in the business of plumbing work without an Oregon plumbing contractor's license, performed plumbing work without an Oregon journeyman plumber's license, and without purchasing a permit. He requested a hearing and the administrative law judge issued a proposed order finding in favor of the division. The proposed order and final order, which contains corrections of the scrivener's errors, are attached for the board to consider.

Motion by Rick Bosch to issue a final order and adopt the proposed order with the corrections of the scrivener's errors.

Motion carried unanimously

(Item C.4., is the late submission)

4. Consideration of settlement offer in the matter of Ken Van Hoesen, Case No. 2013-0060

Douglas Gallagher, attorney for the respondent, was connected by teleconference and the respondent Mr. Van Hoesen was in the audience.

Judith Moore, enforcement policy analyst, said Mr. Van Hoesen was found on seven different occasions working without an Oregon plumbing contractor's license and said that a contested case hearing is scheduled for May 19, 2015.

Mr. Gallagher said that in Mr. Van Hoesen's defense, he resides in a remote area. Most of his violations are paperwork issues and not life/safety issues. It has been explained to Mr. Van Hoesen the importance of completing the required paperwork to insure proper licensing and said there will be no further violations from Mr. Van Hoesen. Mr. Gallagher believes that Mr. Van Hoesen's settlement offer is appropriate under the circumstances.

Mr. Van Hoesen asked the board to consider his settlement offer.

Motion by Chair Argue to follow due process and proceed with the contested case hearing and present the Oregon Office of Administrative Hearings administrative law judge's proposed order to the board for determination of a final order.

Motion carried unanimously

D. Summary of enforcement actions previously taken by the division outlined on the enforcement board report. *(No board action required)*

Judith Moore, enforcement policy analyst, was available for questions.

E. Enforcement license suspension for Pilot Plumbing & Heating LLC *(No board action required)*

Judith Moore, enforcement policy analyst, was available for questions.

IV. Communications - None

V. Appeals - None

VI. Unfinished business - None

(Board member Michael Perry disconnected from teleconference for the remainder of the meeting)

VII. New business

Board review and approve committee's recommendation on continuing education courses and instructors

Richard Baumann, policy analyst, Policy and Technical Services, updated the board on the continuing education committee's recommendations for continuing education courses and instructors' applications for board approval.

Motion by Rick Bosch to approve the committee's recommendations for approval or denial of courses or instructors.

Motion carried

VIII. Announcements - None

IX. Adjournment

There was no other business to discuss. The meeting was adjourned at 10:30 a.m.

Respectfully submitted by,

Debi Barnes-Woods, Boards Administrator/Coordinator