

STATE OF NEW HAMPSHIRE



Mechanical Safety Board

Office: N.H. State Fire Marshal's Office
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**MEETING MINUTES
MECHANICAL SAFETY BOARD
January 21, 2015**

Timothy Dupont
Chairman
dupjt@comcast.net

William Trombly Jr
Vice Chairman
bill@billtrombly.com

Omer Beaudoin
Member
omeranddolly@comcast.net

Steven Chartier
Member
schartier@justcallheritage.com

Steve Labbe
Member
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David Pelletier
Member
pelletierd@Ualu131.org

Lyndon Rickards
Member
lricksards@eastern.com

Terrell Swain
Member
twain@capitalwell.com

The scheduled meeting of the Mechanical Safety Board was held at 33 Hazen Drive, 2nd Floor Conf. Rm., Concord, NH on the above date, beginning at 10:00 am. The members present and participating were Tim Dupont, Steve Labbe, William Trombly Jr., Terrell Swain, Dave Pelletier, Steve Chartier. Absent were Omer Beaudoin and Lyndon Rickards. Also attending were Shana Warriner, Administrative Supervisor / Board Secretary, Jeffrey Cyr, Chief Mechanical Inspector and Matthew Labonte, Bureau Chief and Dept. of Safety Attorney David Hilt.

Non-Public Meeting

On the motion of Tim Dupont and second of Bill Trombly Jr. the board unanimously voted to conduct a non-public session for the purpose of discussing confidential board business, namely a matter which if discussed in public would likely affect adversely the reputation of a person, other than a member of the body or agency itself and records pertaining confidential information noting that such a non-public session is authorized by RSA 91-A:3,II(c) and RSA 91-A:5,IV.

Upon the motion of Tim Dupont and second by Steve Labbe the Board unanimously voted to withhold and seal the minutes of the non-public session from public disclosure pursuant to RSA 91-A:3,II on the grounds that public disclosure would be likely to affect adversely the reputation of a person other than a board member. Each member recorded his or her vote on the motion which passed by the unanimous vote of all members present.

Call Meeting to Order.

Meeting was called to order at 10:25 am.

Non-Public

Motion by Tim Dupont to except and approve with conditions stated in non-public applications for Jay Raitto, Chad Dandeneau, Michael Rooney, Jagger Richer and Nicholas Gagnon second by Dave Pelletier. All in favor.

Approve Minutes from Previous Meeting

Motion to accept December 17, 2014 minutes by Steve Labbe second by

Bill Trombly Jr. All in favor. Dave Pelletier abstained.

Correspondence

- A. Amanda Hubbard is the coordinator for the apprenticeship program at the Federal Correctional facility in Berlin. Mrs. Hubbard emailed the board to see if there was a way for inmates to complete the necessary tests in order to meet their educational requirements. The board would like to know what the program is about as they had no knowledge of the program existing. The other concern the board has is how would they get the on the job training in prison. Chief Cyr will be responding to Mrs. Hubbard.
- B. There was a letter to Dean Millard by Chief Cyr in regards to the fraudulent trainees that were obtained by two of Mr. Millard's teachers. Bill Trombly Jr. recused himself. Pat Tormey from the Department of Education stated that they need to be notified of fraud by teachers/instructors.

Legislation:

- A. Proposed Funding Source Update: Still no progress at this point with a sponsor. The Board will be looking to invite a senator or representative to a meeting to explain in detail the funding issues that the board has.
- B. HB109: HB109 was discussed by Representative Beaudoin. Mr. Beaudoin will be resubmitting HB109 tomorrow with amendment to require back flow preventers to be inspected / tested once a year instead of twice a year.

Tim Dupont motioned to approve amendment to HB109 second by Dave Pelletier. All in favor. Bill Trombly Jr. abstained.

- C. SB18: SB18 was discussed as Director Degnan will be testifying tomorrow on SB18. The board believes they should have input or the building code review board should take appropriate action. Bill Trombly Jr. motioned to not support SB18 as drafted and to have SB18 sent to the building code review board for vetting, second by Tim Dupont. All in favor.

Committee Reports

- a. BCRB Update: None.
- b. Rules Working Group Update: Attorney Dave Hilts let the board know that the interim rules submission was approved by JLCAR. The original proposed 300, 400 and 500 rules were filed for fiscal impact. Motion by Tim Dupont to approve Saf-Mec 300 interim rules to be adopted second by Bill Trombly Jr. February 20th final approval at JLCAR for 100 and 200 rules. Tim motioned to set March 18, 2015 at 11:00 am for public hearing on Saf-Mec 300, 400 and 500 rules second by Dave Pelletier. All in favor.

Old Business

None.

New Business

None.

Chief Inspectors Report

Chief Cyr reviewed his report with the board. Chief Cyr has three consent agreements for approval by the board. One consent agreement is for Peter Vines. His original consent agreement has been extended to January 2016. Tim Dupont made a motion to approve second by Steve Chartier. All in favor. The additional two consent agreements are for Mr. Demeritt and one for Mr. Couturier for fraudulently sponsoring trainees who do not work for them. Bill Trombly Jr. recused himself. Consent agreements state they are on probation for 18 months and a letter will go into each file. After 9 months they can come in front of the board for expungement. Letter of reprimand will be in file for no less than three years. Tim Dupont made motion to approve consent agreements second by Steve Chartier. All in favor.

Public Comment

None

With no further business to address the Board meeting adjourned at 1:47 pm. ***The next meeting of the Board will be February 18, 2015 at 10:00 a.m., 33 Hazen Drive, 2nd Floor Conf. Room, Concord NH 03301***

End of Minutes