MINUTES

WATER AND WASTEWATER FACILITY
OPERATORS CERTIFICATION BOARD

Colorado Department of Public Health and Environment
4300 Cherry Creek Drive South, Sabin Room

August 30, 2011 Meeting

Call to Order:

Allen Coyne called the meeting to order at 9:00 a.m.

Board members present:

Allen Coyne, Rich Hayes, Bill Hogrewe, Scott Leslie, Gary Parham, Garth Rygh, Tom Schaffer, Tom Settle, Steve Walker and Bill Wright.

Staff present:

Paul Frohardt, Administrator; Jackie Whelan, Division Liaison; Annette Quill, Assistant Attorney General and Nancy Horan, Program Assistant.

Approval of Agenda:

The agenda was approved as published.

Administrator's Items:

1. Steve Walker moved for approval of the June 28, 2011 meeting minutes. Tom Settle seconded the motion. The motion carried unanimously. Garth Rygh abstained. Gary Parham was not present for this vote.

2. Paul Frohardt noted that the Governor has reappointed Allen Coyne and Garth Rygh to the Water and Wastewater Facility Operators Certification Board.

3. The Board conducted its election of officers for the upcoming year. Bill Hogrewe moved that the same Board members continue as the Board's three officers for the coming year (Allen Coyne as Chair, Scott Leslie as Vice-Chair, and Tom Settle as Secretary). Steve Walker seconded the motion. The motion carried unanimously. Gary Parham was not present for this vote.

4. The Board discussed the composition of Board Subcommittees. It was agreed that Scott Leslie, Steve Walker, and Gary Parham will continue to serve as the Board's Contractor Coordination Subcommittee for the coming year. It was also agreed that Steve Walker, Tom Settle and Rich Hayes will continue to serve as the Board's representatives on the Walter A. Weers Outstanding Achievement Award Committee. No other subcommittees will be established at this time.

5. Paul Frohardt noted the memo in the Board packets from Nancy Horan, providing an update regarding the sunset review of the operators certification program.

6. The Board reviewed the draft notice and proposal for a November 2011 rulemaking hearing regarding potential revisions to Regulation No. 100 to accommodate sequential testing. Following discussion it was agreed that the notice and proposal should be finalized and filed.

7. Paul Frohardt provided a summary of discussions at the June 2011 Contractor Coordination Subcommittee meeting.

8. The Board reviewed the draft agenda for the September 2011 Board meeting.

9. Paul Frohardt advised the Board that an appeal had been received from Daniel Siebert regarding the denial of a certification exam application. Mr. Siebert subsequently withdrew his appeal. Mr. Siebert later indicated that he would submit a request to reinstate his appeal, but no such request was received.

Public Comment:

No public comment was offered at this meeting.

Briefing:

Jackie Whelan provided an overview of the major changes that staff plans to propose to Regulation No. 100, for rulemaking hearings in November 2011, February 2012 and fall 2012.

Contractors' Report:

1. The Board discussed the recommendations regarding reciprocity requests provided by CECTI in a memo dated July 14, 2011. Tom Settle moved that the Board accept the recommendations from CECTI regarding the reciprocity requests from Christopher Van Wave and Kendall Crowe. Garth Rygh seconded the motion. The motion carried unanimously.

2. The Board discussed the recommendations regarding reciprocity requests provided by the Certification Council in memos dated May 24, 2011, July 28, 2011 and August 10, 2011. Tom Settle moved that the Board accept the recommendations from the Certification Council regarding the reciprocity request from Eric Van Johnson, Martin Gassaro, Christopher Van Wave and Christopher Maines. Gary Parham seconded the motion. The motion carried unanimously.

3. Ray Olson, Jerry Biberstine and Sylvia Rottman described the contractors' plans for a phase-in of sequential testing in Colorado, should the proposed revisions to Regulation No. 100 be adopted by the Board at the November 2011 rulemaking hearing.

4. Ray Olson provided the contractors' perspective regarding a request by Joseph Jesik to receive certification based on an exam passed in 2005. Following discussion, Steve Walker moved that the Board deny the request to issue the certification requested by Mr. Jesik based on the fact that two renewal cycles have passed since the 2005 exam, which is far beyond the Board's intent in its February 2011 ruling. Scott Leslie seconded the motion. The motion carried unanimously.

5. The Board discussed the results of Spring 2011 treatment plant operator exams and passing percentages broken down by exam level.

Division Liaison's Report:

1. Jackie Whelan reported that there are no new disciplinary actions to bring to the Board at this time.

Attorney General's Report:

There was no separate report from the Assistant Attorney General this month.

The meeting adjourned at 10:50 a.m., August 30, 2011.