Chairman Torry McAlvain called the meeting to order at 9:35 a.m. (MDT)

**Board Members Present:**
- Torry McAlvain, Chairman
- John Sheldon, Vice Chairman
- Jerry A. Peterson
- Lisa Hatch
- Steffani Lippert
- Ken Worst

**Board Members Absent:**
- Terry Blessing, Inspector/Advisor
- Alan Smith

**DBS Staff Present:**
- C. Kelly Pearce, Administrator
- Steve Keys, Deputy Administrator, Operations
- Janice Foster, Deputy Administrator, Administration
- Patrick Grace, Deputy Attorney General
- Kirk Weiskircher, Financial Specialist, Principal
- Jean Frenette, PWCL Bureau Chief
- Chris Jensen, Regional Manager, Eastern Idaho
- Renee Bryant, Administrative Assistant 2/Board Secretary

**Open Forum**

**Idaho Code Chapter 44 “Labor” Title 10 “Public Works”** – Brian Bailey, B.B. Bailey Construction Company, Inc., addressed his concern that north Idaho municipalities are not complying with Idaho Code 44-1001 “Employment of Residents of Idaho – Wage Scale – Federal Funds” when creating contracts for public works jobs. Rather than employ Idaho residents, out-of-state contractors are bringing their construction crews into Idaho to work on projects that contain federal aid funds. Mr. Bailey questioned who should administer the code.

**ACTION:** Patrick Grace to review Idaho Code 44-1101 “Employment of Residents of Idaho – Wage Scale – Federal Funds” and provide the board members and Mr. Bailey with an overview of the code and any authority the Board/DBS may have in this area.

**ACTION:** This topic, “Idaho Code Chapter 44 “Labor” Title 10 “Public Works””, to be addressed at the January 2011 Board meeting.

**Approval of the October 4, 2010 Agenda**

**MOTION:** Steffani Lippert made a motion to approve the October 4, 2010 Agenda as presented. John Sheldon seconded. All in favor, motion carried.

**Approval of the July 6, 2010 Board Meeting Minutes**

**MOTION:** Lisa Hatch made a motion to approve the July 6, 2010 Meeting Minutes as written. Jerry Peterson seconded. All in favor, motion carried.
Schedule 2011 Meetings
The 2011 PWCL Board meeting dates are as follows: January 10th (Monday), April 4th (Monday), July 7th (Thursday) and October 3rd (Monday). The meetings will commence at 9:30 a.m. (MT).

MOTION: John Sheldon made a motion to accept the 2011 PWCL Board meeting dates. Jerry Peterson seconded. All in favor, motion carried.

Bureau Chief Report
Licensing – Compared to last year, the issuance of “original” licenses is down by a total number of 13 for the months of August and September; however, the total number of licenses issued is up by fifty-nine.

Assessments – Four of the nine recently issued assessments are still pending.

Infractions – The Bureau has noticed a decrease in the amount of infractions on bid amounts.

Administrator Report
PowerPoint Presentations – The Division continues to work to incorporate PowerPoint presentations into the videoconferencing system.

Building Rental – The Department of Labor, through the efforts of the DBS and the Department of Administration, will rent approximately 47 percent of the space in the Division’s Meridian office. Kelly Pearce gave a brief description of the possible changes within the building.

Videoconferencing – To reduce the cost of physically holding Board meetings around the state of Idaho, the Idaho Electrical, HVAC, and Plumbing Boards held their July meetings via videoconference. This method allows individuals to gather in the Division’s Coeur d’Alene, Meridian, and Pocatello offices; thus simultaneously covering the three geographical areas of the state. Moving forward, all DBS affiliated board meetings will be held via videoconference.

Regional Manager – Chris Jensen has accepted the position of regional manager in eastern Idaho.

Regional Office – In August the Division reopened a regional office in Pocatello.

Electronic Telephone System – A new electronic telephone system will connect the Division’s three offices; allowing the customer resource team (CRT) to perform “back up” services for one another. The system will also allow calls to be answered by the next available member of the CRT regardless of its location.


United Water Idaho – To insure the protection of the water quality, not just to a building but within a building, United Water Idaho recently amended the Rule which addresses the jurisdiction and responsibility of the water purveyor.

The DBS, Division of Public Works (DPW), and State Department of Environmental Quality (DEQ) recently met to discuss this issue. It has been and continues to be the understanding and
agreement amongst the three entities that the water purveyor’s responsibility generally ends at the foundation of a building and the Division’s responsibility begins inside a building.

DEQ has agreed to meet with United Water Idaho, discuss this understanding in regards to jurisdictions, and contact the DBS with the outcome.

**Budget** – Kelly Pearce provided an overview of the Division’s FY 2010 appropriation; specifically the comparison of expenditures versus appropriation.


**AREVA** – Groundbreaking on the AREVA project has been pushed back to the spring of 2012.

**Southeast Idaho Energy Corporation** – The Corporation received a one-year continuance of its permitting and licensing activities from DEQ in order to delay the beginning of construction on the coal-fired processing plant for fertilizer in American Falls.

**Wind Farms** – There are substantial investments being made to bring wind power to the southern half of the state of Idaho.

**Personnel** – Currently, the Division is down 31 full-time employee (FTE) positions. Additional reduction in staff will happen in the near future.

**Outreach Program** – The Program is essential to the DBS and industry. One suggestion was to broaden the program to include all areas of the Division with an outreach advisor in each of its three regions.

♦ **CAS**
There are no new updates specific to Public Works.

♦ **New Business**
There was no new business to discuss.

**MOTION:** Jerry Peterson made a motion to adjourn the meeting. John Sheldon seconded. All in favor, motion carried. The meeting adjourned at 10:55 a.m.