

**IDAHO HEATING, VENTILATION AND
AIR CONDITIONING BOARD
VIDEOCONFERENCE MEETING**

Wednesday – November 12, 2014 – 9:30 a.m. (MST)

**Division of Building Safety
1090 East Watertower Street, Suite 150, Meridian
1250 Ironwood Drive, Suite 220, Coeur d'Alene
2055 Garrett Way, Building 1, Suite 4, Pocatello**

NOTE: The following report is not a verbatim transcript of the discussions at the meeting,
but is intended to record the significant features of those discussions.

Board Members Present:

Dan Brizee, Chairman
Ted Sermon, Vice-Chairman
Tim LaMott
Bill Carter
Arlyn Tietz
Bill Vandegrift
Bruce Graham

DBS Staff Members Present:

C. Kelly Pearce, Administrator
Steve Keys, Deputy Administrator-Operations
Ron Whitney, Deputy Administrator-Administration
Patrick Grace, Deputy Attorney General
Kathleen Watkins, Financial Manager
Jerry Peterson, HVAC Program Manager
Terry Blessing, Regional Manager, Region 1
Chris Jensen, Regional Manager, Region 3
Aaron Reynolds, Regional Supervisor, Region 1
Bill Hatch, Public Information Officer
Renee Bryant, Administrative Assistant 2/Board Secretary

◆ **Open Forum**

Tracer Lines – Ken Burch asked for code clarification with regard to direct burial wire for water and gas lines; particularly why multiple tracer lines are required when using a common trench. Also, if using a tracer wire and a single line with the water or gas line by itself, can a phone line be used (direct burial) by painting the correct color on each end.

The only thing this Board has jurisdiction over is the gas line. The current code requires blue tracer wire be 18 gage and insulated. The Board offered to review the code; getting back to Mr. Burch with an answer.

ACTION: Upon reviewing the code, as it pertains to the tracer wire and gas line, the Board will provide an answer to Ken Burch.

It was suggested, and the Board agreed, to invite utility locate personnel to a future board meeting to address this issue.

ACTION: For a future Board meeting, the Division will invite utility locate personnel to address the topic *Tracer Lines*.

Radon Mitigation – Jim Faust, Program Manager for Idaho’s Health and Welfare Radon Program, provided basic information on Radon and test results around the state of Idaho. Radon is a colorless, odorless, tasteless, and invisible gas. Long-term exposure to high radon levels can increase the risk of developing lung cancer.

◆ **Approval of the November 12, 2014 Agenda**

MOTION: Bill Carter made a motion to approve the agenda as presented. Ted Sermon seconded. All in favor, motion carried.

◆ **Approval of the July 9, 2014 Board Meeting Minutes**

MOTION: Ted Sermon made a motion to approve the minutes as written. Bill Carter seconded. All in favor, motion carried.

◆ **Administrative Appeals Hearings**

Ashley Heating & Air Conditioning – NOV HVC1406-0049 – Toby Ashley represented Ashley Heating & Air Conditioning, HVAC Program Manager Jerry Peterson represented DBS, and Deputy Attorney General Patrick Grace was the facilitator. All parties provided testimony and argument on NOV HVC1406-0049, violation of IDAPA 07.07.01.070.02 “Employees”. The Board upheld the \$100 penalty fee, and Mr. Ashley was advised of his rights.

MOTION: Ted Sermon made a motion that since the Board has not received enough evidence to overturn the original NOV; the penalty fee stands as is. Bill Vandegrift seconded. A vote was called. Arlyn Tietz, aye; Bill Vandegrift, aye; Bill Carter, aye; Bruce Graham, aye; Tim LaMott, aye; Ted Sermon, aye; and Dan Brizee, aye. All in favor, motion carried.

ACTION: The Deputy Attorney General will create a Final Order for the Chairman’s signature and provide a signed copy to Toby Ashley.

Idaho Geothermal – NOV HVC1406-0011 – Prior to the meeting, the plaintiff contacted DBS and chose not to continue with the hearing.

Integrity Heating & Air Conditioning, NOV HVC1406-0026; Terek Worley, NOV HVC 1406-0025; Justin Kleider, NOV HVC1406-0019; and Mark Gostomski, NOV HVC1406-0048

The plaintiffs, Integrity Heating & Air Conditioning, Terek Worley, Justin Kleider, and Mark Gostomski, did not show up nor call in to the meeting to address their appeals. Therefore, all four plaintiffs are in default.

MOTION: Ted Sermon made a motion for the Board to act in favor of the Division of Building Safety’s decision and each of the following plaintiffs is in default: Integrity Heating & Air Conditioning, Terek Worley, Justin Kleider, and Mark Gostomski. Tim LaMott seconded. All in favor, motion carried.

ACTION: The Deputy Attorney General will create the default documentation for the Chairman's signature and provide signed copies to the plaintiffs.

◆ **Schedule 2015 Meetings**

The 2015 Idaho HVAC Board meeting dates are as follows: February 11th, May 13th, July 8th, and November 12th.

MOTION: Tim LaMott made a motion to approve the 2015 Idaho HVAC Board meeting dates as presented. Ted Sermon seconded. All in favor, motion carried.

ACTION: The 2015 Idaho HVAC Board meeting dates will be placed on the Division's website.

◆ **Proposed Legislation--Title 54 Chapter 50**

At the July meeting, the Board asked DBS to contact the College of Western Idaho for a possible creation of a two-year skilled competency level training program.

The Deputy Administrator-Operations offered to modify the language; bringing to the February 2015 meeting a revised draft proposal.

The HVAC Program Manager provided a PowerPoint presentation titled *HVAC License and Enrollment Report 2014*.

After a lengthy discussion, the Division received the Board's support to move forward with the proposed statutory framework; establishing a residential installer license.

ACTION: For the February 2015 HVAC Board meeting, the Deputy Administrator-Operations will provide draft language to Idaho Code Title 54 Chapter 50.

◆ **Polypropylene Flue Gas Venting System**

Rather than provide draft language to change testing of vent systems in IDAPA rule, the HVAC Program Manager stated IDAPA rule already has provisions in place under "alternate methods".

The Chairman recommended the HVAC Program Manager send a letter to the industry/inspectors stating the issue was discussed at the Board level and the Board is satisfied with the provisions already in IDAPA rule.

ACTION: The HVAC Program Manager will notify the industry/inspectors of the Board's approval to use "alternate methods" in IDAPA rule as it pertains to testing of vent systems.

◆ **Video Broadcast Locations**

To allow for an abundance of opinions throughout the state of Idaho all at the same time, the Division experimented with the broadcasting of the October 2014 Building, Electrical, and Plumbing Board meetings from three additional locations in Lewiston, Twin Falls, and Idaho Falls.

Moving forward, the Electrical, HVAC, and Plumbing Board's will televise their meetings from the Division's Coeur d'Alene, Meridian, and Pocatello offices and from the Department of Environmental Quality offices in Lewiston, Twin Falls, and Idaho Falls.

◆ **Program Manager Report**

2012 Code Update Training – Training on the 2012 code update has been provided to all DBS inspectors. There will be a second round of training in the fall for industry, and city/county inspectors throughout the state of Idaho with alternate dates in the spring of 2015.

Healthy Homes Course – The HVAC Program Manager attended a Healthy Homes Assessment course; consisting primarily on ventilation.

◆ **Operational Report**

The Deputy Administrator-Operations did not have any items to discuss.

◆ **Administrator Report**

Financial Report – The Idaho HVAC Board fund, FY 2014 financial statement as of September 30, 2014, was reviewed.

Carbon Monoxide Detectors – Through a source, the Division has received 25 carbon monoxide detectors. The detectors will be distributed in the Coeur d'Alene, Meridian, and Fort Hall areas. For DBS to receive additional detectors, a report on the first 25 detectors must be sent to the source by December 31, 2014.

Apprenticeship Program – To get people, particularly at the high school level, interested in coming into the trades to work, DBS would like to put some concepts together through a public information program.

◆ **Adjournment**

Chairman Brizee adjourned the meeting at 12:45 p.m. (MST).

DAN BRIZEE, CHAIRMAN
HEATING, VENTILATION AND
AIR CONDITIONING BOARD

C. KELLY PEARCE, ADMINISTRATOR
DIVISION OF BUILDING SAFETY

DATE

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DATE