MINUTES
OMAHA PLUMBING BOARD
Regular Meeting – Wednesday, November 18, 2009
9:00 am – City/County Building – 1819 Farnam Street
Jesse Lowe Conference Room – Third Floor

I. Roll Call

Members Present:
Jeff O. Estabrook
Patrick B. Leddy, Vice-Chairman
Christopher P. Reed
Daniel J. Wellendorf

Members Absent:
George E. Killian
Cataldo A. Leo
David W. Miller, Chairman

Others Present: Jim Wonder, Planning Department
Doug Clark, Douglas County Health Department

Mr. Leddy called the meeting to order at 9:05 a.m.

II. Approval of Minutes

Motion by Mr. Estabrook to approve the minutes from the last meeting. Seconded by Mr. Reed.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0

I. *Cases

9-11-111
Donna Brown
15136 Whitmore Circle
Bennington NE 68007

REQUEST: Waiver of required urinal in unisex restroom.

Donna Brown appeared before the Board with a request for waiver of the required urinal in a unisex restroom. Ms. Brown plans to operate a hair salon out of her home. This hair salon will be located in the garage of Ms. Brown’s personal residence and is currently under construction. Ms. Brown stated that her clientele is predominantly female, and she is self-employed. A water closet and sink will be available in the salon for customer use.

Mr. Wonder stated that the Plumbing Division had no objection to this waiver and recommended approval of Ms. Brown’s request.

Motion to approve by Mr. Reed. Seconded by Mr. Wellendorf.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0
REQUEST: Waiver to allow the installation of a private well.

Pat Slaven and Mike Ruma with the City of Omaha Parks and Recreation appeared before the Board in reference to a new marina currently under construction on Lake Cunningham. Ms. Slaven stated that the marina would consist of sixty boat slips, and a small bathhouse. The bathhouse would consist of one women’s restroom, one men’s restroom, and a shower. Additionally, there would be one hose bib for every two boats in the marina.

Mr. Wonder stated that three wells currently exist on this property that were granted by the Board; Mr. Wonder stated that the Plumbing Division had no objection to this waiver.

Mr. Clark stated that the Health Department had concerns with well levels in the area. Mr. Clark stated that the Health Department does not oppose this waiver, but recommended that the usage of the proposed well be monitored to ensure that there isn’t a burden on neighboring owners.

Mr. Wonder stated that the Park Department intends this well for boat washing and the bathhouse. This is not for use for irrigation or water features. Ms. Slaven confirmed Mr. Wonder’s statement.

Motion to approve by Mr. Reed. This well is not to be used for irrigation or water features, and the Parks Department must meter this well so that levels can be monitored for usage. Seconded by Mr. Estabrook.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0.

REQUEST: Waiver to allow alternate material.

Barney Barrett appeared before the Board with a request for a waiver to allow alternate materials in a four story apartment building. Mr. Barrett explained to the Board that the property in question is an apartment complex. The owners of the complex have completed all but the final building. The last building is a four-story building, which is currently required to be plumbed in cast iron under the 2007 Omaha Plumbing Code.

The Plumbing Board recently passed changes to their Plumbing Code; these changes include language which allows the use of PVC piping in four story buildings. These changes have not yet been approved by the City Council, and are therefore not a part of the current Omaha Plumbing Code.

Mr. Leddy stated that the owner of this property appeared before the Board previously and was denied due to the fact that the changes allowing PVC in four-story buildings have not yet been adopted into the Municipal Code. The Plumbing Board is still operating under the 2007 Omaha Plumbing Code.

Mr. Wonder stated that he had contacted Alan Thelen in the City Legal Department, and does not have a City Council date at this time for the proposed code changes. Mr. Wonder stated that the Plumbing Division recommended that this waiver be denied.

Mr. Leddy stated that he is against granting this waiver, as the proposed plumbing code changes have not yet been ratified by the Omaha City Council. Mr. Leddy stated that he would entertain a motion to deny this waiver.

Motion to deny by Mr. Estabrook. Seconded by Mr. Reed.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0. Waiver denied.
The Board Secretary stated that she had received an email from Mr. DuRee. Mr. DuRee no longer intends to hold a continuing education class, as his intended attendees have already completed their required continuing education hours for the year.

Motion to file by Mr. Wellendorf. Seconded by Mr. Estabrook.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0

Matt Shearman appeared before the board in representation of Pat Shearman with a request for approval of a continuing education class.

Paragon Sales & Marketing is currently an approved Provider. Mr. Pat Shearman is currently an approved Instructor; and has three approved classes. Mr. Shearman has expanded previously approved continuing education classes into a “Level 3” class and would like the approval of the Board. Attendees at this Level 3 Rinnai class must have taken Mr. Shearman’s Level 1 & 2 classes.

Mr. Leddy read from Mr. Shearman’s application, and reviewed the materials to be covered. Attendees will be required to completely disassemble and reassemble units, and a Rinnai representative will be present at the class, which will take place December 1, 2009. Lunch will be provided.

Mr. Estabrook stated he was not comfortable granting five hours of continuing education. Mr. Wonder stated that it was his opinion that no one class should count for more than half of a plumber’s continuing education requirements for the year.

Motion to approve four hours’ continuing education by Mr. Reed. Seconded by Mr. Wellendorf.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0
REQUEST: Certification of Apprenticeship program.

The Board Secretary stated that Mr. Harris is ill and is unable to appear at today’s meeting. Mr. Harris requested that the Board hold this case over to the next meeting of the Board.

Motion to hold this case over to the next meeting by Mr. Estabrook. Seconded by Mr. Wellendorf.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0

REQUEST: Waiver of Section 49-522, Pipe and Valve Identification

Mr. Reed stated that Eyman Plumbing had asked him to represent Eyman Plumbing for this case. Mr. Reed was unable to recuse himself due to the need for a quorum.

Motion to hold this case over to the next meeting by Mr. Estabrook. Seconded by Mr. Wellendorf.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0

REQUEST: Waiver of fixture count requirement.

Ryan Zink appeared before the Board with a request for waiver of fixture count requirements. Mr. Zink operates a small group of fitness centers outside the Omaha area. Mr. Zink is planning to open a new location within the Omaha city limits, and would like a waiver of the required fixture counts. Mr. Zink explained that his fitness center will be located in a space that previously housed a Kwik Shop convenience store, and space is limited due to the fact that Mr. Zink is required to house a certain number of machines as a part of his franchise agreement.

Mr. Zink submitted to the Board a plan of the building, showing the location of the current restrooms. Mr. Zink plans to install a shower in one of the restrooms. There is no formal locker room at this location. Mr. Zink also submitted to the Board reports showing the peak usages of his four other fitness centers. During its busiest hour, Mr. Zink’s Fremont location has seven people per hour on average, which is well below occupancy listed in the Plumbing Code.

The Board reviewed Mr. Zink’s information and plans. Mr. Estabrook stated that he did not support this waiver, and two women’s water closets should be installed. Mr. Wellendorf stated that based on the usage report submitted by Mr. Zink he did not have a problem with this waiver.

Motion to approve waiver as requested by Mr. Reed. Seconded by Mr. Wellendorf.

AYES: Reed, Wellendorf

NAYS: Estabrook, Leddy

Motion tied 2-2; waiver denied.
Jeremy Neill of United Rentals appeared before the Board for Eric Juhl. Mr. Neill’s company wishes to hold confined space entry training for sewer layers and plumbers. These classes were approved by the Board in past years, with 4 hours for sewer layers and 2 hours for plumbers.

Mr. Wonder stated that this class was a valuable resource for sewer layers, as it teaches safe work practices and procedures. However, plumbers receive this kind of instruction in their required education as apprentices. Mr. Wonder stated that the Plumbing Division recommended that these classes be granted 4 hours’ continuing education credit for sewer layers only.

**Motion** to approve United Rentals as an Approved Provider by Mr. Reed. Seconded by Mr. Estabrook.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0

Eric Juhl and Jeremy Neill will be the Instructors for the proposed classes. Mr. Leddy read aloud to the Board each Instructors professional biographies. Mr. Wonder asked Mr. Neill if he and Mr. Juhl were OSHA-certified. Mr. Neill replied in the affirmative.

**Motion** to approve Jeremy Neill and Eric Juhl as approved Instructors for trench safety by Mr. Reed. Seconded by Mr. Wellendorf.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0

Mr. Leddy reviewed class materials for each class. Classes are scheduled to take place November 20th 2009, December 8th, 2009 and December 18th, 2009. Mr. Neill requested four hours’ continuing education credit for each class.

**Motion** to approve two four hour continuing education classes for sewer layers only by Mr. Reed. Seconded by Mr. Estabrook.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0

The Board Secretary advised Mr. Neill to inform attendees that this class is approved for sewer layers only; plumbers will no longer receive credit for this class.

### II. Examinations to be Graded

**Journeyman Plumber**

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<tr>
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<td>Alex G Alonzo</td>
<td>2900 Twin City Dr</td>
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<td>Michael G Bland</td>
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<td>Jeff A. Clayton From 7/29/09</td>
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<td>Robert L Hackett III (Practical)</td>
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<tr>
<td>Ben J Jaworski (Written)</td>
<td>PO Box 641892</td>
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Christopher J Jensen
3622 S 46 Ave
Omaha NE 68106

Vincentini Plumbing
2308 S 16 St
Omaha NE 68108

Terry L Johnson Jr  From 7/29/09
21434 Parkview Drive
Gretna NE 68028

Wonder Plumbing Inc.
7811 S 134 St, #100
Omaha NE 68138

Trevor L Johnston (Practical)
4545 S 39 St
Omaha NE 68107

Midwest Mechanical Contractors
4717 F St
Omaha NE 68117

Tyler T Kountze (Practical)
15116 Greene Ave
Omaha NE 68138

Radden Plumbing
4651 A St
Omaha NE 68106

Christian Kulm (Practical & Plans)
5608 Cedar St
Omaha NE 68106

Aksarben Heating, A/C & Plumbing
7070 S 108 St
Omaha NE 68104

Cameron M Kunik
103 S 2 St
Kimballton IA 51543

Thompson Plumbing
14909 Grover St
Omaha NE 68144

Ben D Latto
111 S 8 St
Missouri Valley IA 51555

Plumbers Local Union 16
4801 F St
Omaha NE 68117

Robert Lawrence (Practical)
7418 S 53 St
Bellevue NE 68157

Wonder Plumbing
7811 S 134 St #100
Omaha NE 68138

Lorin W Loch (Practical)
6756 S 88
Lincoln NE 68526

Service One
9335 J St
Omaha NE 68127

Christopher M Maguire (Practical)
14916 Dayton St
Omaha NE 68137

Dave Janke Plumbing
15013 Grover St
Omaha NE 68144-3240

Frank L Marco
6042 S 40 St
Omaha NE 68107

Backlund Plumbing
14420 Grover St
Omaha NE 68147

Tracy L McHenry (Practical)
6540 Franklin St
Omaha NE 68104

Dave Janke Plumbing
15013 Grover St
Omaha NE 68144-3240
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<td>Precise Contracting &amp; Plumbing</td>
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<td>Papillion NE</td>
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<td>Patriot Plumbing, Heating &amp; A/C</td>
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<td>216 West Whittingham St Valley NE 68064</td>
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<td>4424 Florence Bd Omaha NE 68110</td>
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<td>The Frazier Company</td>
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<td>John M Thomas (Practical)</td>
<td>467 County Rd K Yutan NE 68073</td>
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<td>Thomas Plumbing Service Inc.</td>
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<td>7941 Drexel St Ralston NE 68127</td>
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<td>Mark W Vander Woude (Written &amp; Practical)</td>
<td>46 Norwood Drive Council Bluffs IA 51503</td>
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<td>University of Nebraska Medical Center</td>
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**Master Plumber**

Dale L. Anderson  
7010 Chandler Acres Dr  
Bellevue NE

Michael J Curphey (Practical)  
2123 Dana Ln  
Papillion NE 68133

Michael A Johnson  
37168 130th Av  
Avon MN 56310

From 8/12/2009

Steven P Pintore  
4812 Magnolia  
Omaha NE 68137

Allen G Tolliver  
12138 Roberts Road  
LaVista NE 68128

**Lawn Sprinkler Contractor**

Anthony P McCormack  
5610 S 49 St  
Omaha NE 68117

Above & Beyond  
Complete Grounds Maintenance  
5610 S 49 St  
Omaha NE 68117

**Sewer Layer**

Juan Canales  
2727 S 24 St  
Omaha NE 68108

Double D Excavating  
7071 N 87 St  
Omaha NE 68122

Jeremy Carnako  
3510 Hancock Lot 116  
Bellevue NE 68005

Double D Excavating  
7071 North 87 St  
Omaha NE 68122

Aaron Clements  
1201 Aries Drive  
Lincoln NE 68512

Landscapes Unlimited, LLC  
1201 Aries Drive  
Lincoln NE 68512

Jason Hintz  
8664 S 143 Ave  
Omaha NE 68138

Double D Excavating  
7071 North 87 St  
Omaha NE 68122
III. Discussion

Mr. Wonder reported to the Board regarding recent backflow classes held at the University of Nebraska Medical Center.

The Board discussed potential options for next year in regards to continuing education approval.

IV. Executive Session

Mr. Wonder requested that the Board go into executive session in order to grade examinations.

Motion to go into executive session in order to grade examinations by Mr. Reed. Seconded by Mr. Estabrook.

AYES: Estabrook, Leddy, Reed, Wellendorf

Motion carried 4-0. Board entered executive session at 10:15 AM.

V. Adjourn

Board adjourned by mutual consent at 11:00 AM.

* = APPLICANT MUST BE PRESENT AT MEETING

A full, continually current agenda is available for public inspection in Room 1110 of the Omaha/Douglas Civic Center during normal business hours.

The Omaha Plumbing Board reserves the right to modify the agenda at the public meeting.

If alternative (tape) to the agenda is needed, please advise Jim Wonder. A 72-hour notice is required. Applications for the meeting to be held at 1:30pm on Wednesday, December 2nd are due no later than 9:00am on Thursday, November 19th, 2009.

Visit the Planning Department’s Site on the Internet at http://co.douglas.ne.us/omaha/planning/boards/plumbing-board

TEST RESULTS WILL BE MAILED OUT TUESDAY, DECEMBER 1, 2009 AFTER 12:00 PM.

TEST RESULTS ARE NOT AVAILABLE OVER THE PHONE