I. Roll Call

Members Present:
Jeff O. Estabrook
George E. Killian
Patrick B. Leddy, Vice-Chairman
Cataldo A. Leo
David W. Miller, Chairman
Daniel J. Wellendorf

Members Absent:
Christopher P. Reed

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

Mr. Miller called the meeting to order at 1:34 pm.

II. Approval of Minutes

Motion by Mr. Leddy to approve the minutes from the last meeting. Second by Mr. Estabrook.

AYES: Estabrook, Killian Leddy, Miller, Wellendorf

ABSTAIN: Leo

Motion carried 5-0-1

III. *Examination Reviews

Jarrod Lombardo
614 Poppelton Av
Omaha NE 68108

REQUEST:  Review of journeyman plumber’s examination.

Jason M Rojas
7733 State Street
Ralston NE 68127

REQUEST:  Review of journeyman plumber’s examination.

Douglas D Schmidt
15116 Cornelia Circle
Omaha NE 68138

REQUEST:  Review of journeyman plumber’s examination.
IV. *Apprenticeship Agreements*

Tyler Leonard
1335 E Cuming St
Fremont NE 68025

Midlands Mechanical, Inc.
8425 Wirt St
Omaha NE 68134

Tyler Leonard appeared before the Board. Mr. Leonard requested a start date of July 9, 2007. Mr. Leonard submitted payroll records to prove employment by Midlands Mechanical at the time of his start date. When asked by Mr. Leo, Mr. Leonard replied that he currently attends school at ABC. Mr. Leo inquired as to why Mr. Leonard waited so long to register as an apprentice – Mr. Leonard replied that he has been working outside Omaha. Mr. Leo asked if Mr. Leonard had any school records to prove that he is registered at ABC.

Mr. Wonder suggested that this case be held over to the next meeting of the Board, in order to allow Mr. Leonard to obtain proof of enrollment at ABC, and to give the Plumbing Division time to check the submitted payroll statements.

Motion to hold this case over to the next meeting of the Board by Mr. Leddy. Second by Mr. Leo.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

Ryan Schaer
1306 E 10th St
Fremont NE 68025

Midlands Mechanical, Inc.
8425 Wirt St
Omaha NE 68134

Ryan Schaer appeared before the Board. Mr. Schaer requested a start date of March 31, 2008. Mr. Schaer submitted payroll records to prove employment by Midlands Mechanical at the time of his start date.

Motion to hold this case over to the next meeting of the Board by Mr. Leo. Second by Mr. Leddy.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

V. *Cases*

10-3-26 From 3/24/2010

Renuka Boggaram
India Mart Omaha
4516 S 132 St
Omaha NE 68137

REQUEST: Waiver to allow unisex restroom; variance of Section 49-635.

3/24/2010:
The Board Secretary stated that she had been contacted by Mrs. Boggaram. Mrs. Boggaram requested that this case be held over to the next meeting of the Board.

Motion to hold this case over to the April 14th meeting of the Board by Mr. Estabrook. Second by Mr. Wellendorf.

AYES: Estabrook, Killian Leddy, Miller, Reed, Wellendorf

Motion carried 6-0
4/14/2010:
Ms. Boggaram was not present.

Motion to file by Mr. Leddy. Second by Mr. Leo.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

10-3-27  From 3/24/2010
Andrew Stiles
The Foundation
1407 Harney St
Omaha NE 68102

REQUEST: Variance of Section 49-1004, Note 3, Hand Sinks

3/24/2010:
Andrew Stiles, Chad Rozniecki and Brandon Rubeck with The Foundation Bar appeared before the Board. The Foundation Bar is a new business; upon inspection, the previously existing hand sinks were found to be indirectly connected, which is against Plumbing Code. Mr. Stiles stated that they would like to leave the hand sinks indirectly connected, as he had been informed by his contractor that an extensive amount of demolition would need to be done in order to correct the connection.

The Board discussed possible alternatives to leaving the hand sinks indirectly connected, and suggested that Mr. Stiles’ discuss these alternatives with his contractor.

Motion to hold this case over to the April 14th meeting of the Board by Mr. Reed. Second by Mr. Leddy.

AYES: Estabrook, Killian Leddy, Miller, Reed, Wellendorf

Motion carried 6-0

4/14/2010:
Andrew Stiles appeared before the board. Mr. Stiles explained that he had tried to explain the Board’s recommendations to his contractor, but was unsuccessful.

Mr. Wonder suggested that the Plumbing Division would be willing to meet with Mr. Stiles’ contractor in order to discuss the Board’s suggestions. So long as an agreement can be reached, Mr. Stiles would not need to appear before the Board on April 28th.

Motion to hold this case over to the April 28th meeting of the Omaha Plumbing Board by Mr. Leo. Second by Mr. Killian.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0
**REQUEST: Issuance of a temporary master plumber’s license.**

Jay Rybin appeared before the Board in order to request a temporary Master Plumber license for Richard Rybin of Rybin Plumbing. Mr. Miller read a letter to the Board, which stated that the company’s master plumber, Don Rydberg, passed away suddenly last month. Mr. Wonder stated that the Plumbing Division recommended approval of this request.

Motion to grant a temporary master plumber license for twelve months from today’s date to Richard Rybin by Mr. Leddy. Second by Mr. Leo.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

**REQUEST: Waiver of required grease interceptor in a commercial kitchen**

Brian Sapone and Tim Bifaro with The Buffalo Company restaurant appeared before the Board with a request for a waiver of required grease interceptor in a commercial kitchen. Mr. Sapone stated that they are opening another location on Saddle Creek Road. At their current location, the Buffalo Company does not have a grease interceptor; they capture and sell any grease they produce to a grease company. All grease, as well as water used to clean out the fryers, is placed in a container behind the building for later removal.

Mr. Bifaro stated that in the fourteen years that the Buffalo Company has been in business at 96th and L St, they have not had any problems with their plumbing becoming clogged. Mr. Bifaro stated that all plates and utensils used by patrons are disposable. Mr. Sapone added that all toppings used by the company are pre-cooked and therefore do not produce grease.

Mr. Wonder stated that property lines are extremely close to the back of the building – there is very little room to install a grease interceptor in this location.

Mr. Killian stated that if the Board were to grant this waiver, he would like to see it limited to this occupant only. Mr. Miller agreed with Mr. Killian.

Motion to approve by Mr. Wellendorf. This waiver is for this occupant and this use only. Should the restaurant change hands or alter the product that they serve, they will need to return to the Board. Second by Mr. Leo.

AYES: Killian, Leddy, Leo, Miller, Wellendorf

ABSTAIN: Estabrook

Motion passed 5-0-1
10-4-35
Shelby Taylor
5090 Ames Av
Omaha NE 68104

REQUEST: Waiver of required grease interceptor in a commercial kitchen

Shelby Taylor appeared before the Board with a request for a waiver of required grease interceptor in a commercial kitchen. Mr. Taylor stated that he is currently operating a carry-out only “southern cuisine” type restaurant at 50th and Ames Street. Mr. Taylor stated that the restaurant does not have a fryer, and no items on the menu are fried. Mr. Taylor stated that all baked items are placed into pans lined with a disposable bag; grease collects in the bag and is later thrown away. Any other grease produced from cooking is used to make gravy. There is no dishwasher on the premises. Mr. Taylor brought in one of the disposable liner bags for the Board to view.

Motion to approve waiver by Mr. Leddy. This waiver is granted to this business and this occupant only. Second by Mr. Wellendorf.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

10-4-36
Terry Vail
987100 Nebraska Medical Center
Omaha NE 68198-7100

REQUEST: Approval of instructor.

Terry Vail appeared before the Board to request approval for a continuing education class to take place on Wednesday, April 21st. He submitted to the Board credentials for his proposed instructor, Tom Christopherson.

After review of the submitted credentials, the Board indicated that they would not support approval of Mr. Christopherson as an Instructor. Mr. Vail stated that he would withdraw his request to approve Mr. Christopherson as an Instructor.

The Board reviewed the rest of Mr. Vail’s agenda for his April 21st class. The Board suggested that Mr. Vail ask Rex Crawford, who has already been approved as an instructor by the Board, to increase his class time that night to cover Mr. Christopherson’s spot. Mr. Vail indicated that this would not be a problem.

Motion to approve a 3 hour continuing education class by Mr. Estabrook. Second by Mr. Leo.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0
REQUEST: Approval of provider.
Approval of instructor.
Approval of continuing education class

Pat Shearman appeared before the Board to request approval of continuing education classes for 2010. The Board Secretary stated that Mr. Shearman and Paragon Sales & Marketing were approved by the Board last year to host continuing education classes. Mr. Shearman is seeking to renew his previous approvals, and to approve some new material.

Motion to approve Paragon Marketing and Sales as a Provider by Mr. Killian. Second by Mr. Leddy.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

Motion to approve Pat Shearman as an Instructor for Liberty Pumps and Spears Manufacturing products by Mr. Leo. Second by Mr. Estabrook.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

Finally, the Board reviewed Mr. Shearman’s class materials.

Motion to approve submitted four hour Liberty Pumps and Spears Manufacturing class by Mr. Estabrook. Second by Mr. Leo.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

The Board reviewed materials for Mr. Shearman’s Rinnai Level 1 class. This class was approved last year by the Board for credit. Mr. Sherman asked the Board to extend his approval for 2010.

Motion to approve Pat Shearman as an instructor for Rinnai Water Heaters by Mr. Estabrook. Second by Mr. Leo.

Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

Motion to approve submitted four hour Rinnai Tankless Water Heater Level 1 class by Mr. Estabrook. Second by Mr. Leo.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0
10-4-39
Pat Shearman
Paragon Sales & Marketing
8603 I Street
Omaha NE 68124

REQUEST: Approval of provider.
Approval of instructor.
Approval of continuing education class

49-215

Mr. Wonder suggested that instead of reviewing these materials individually, the Board make a motion to renew Mr. Shearman’s 2009 approvals for Instructor subjects and classes. After some discussion, the Board agreed to this proposal.

Motion to renew 2009 Board approvals as regards Pat Shearman; specifically, Rinnai tankless water heaters level 2 and level 3, Water softeners and filtration, Red White valves and Liberty Pumps by Mr. Leddy. Second by Mr. Leo.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

10-4-40
Pat Shearman
Paragon Sales & Marketing
8603 I Street
Omaha NE 68124

REQUEST: Approval of provider.
Approval of instructor.
Approval of continuing education class

49-215

Proposed Subject: Liberty Pumps, Red White Valves, Mission Rubber and Wm. H. Harvey.

The Board declined to approve credit for continuing education in regards to wax rings or cementing.

This remainder of this class was approved as part of case no. 10-4-39.

10-4-41
Pat Shearman
Paragon Sales & Marketing
8603 I Street
Omaha NE 68124

REQUEST: Approval of provider.
Approval of instructor.
Approval of continuing education class

49-215

Proposed Subject: Rinnai Tankless Water Heaters Level 3

This class was approved as part of case no. 10-4-39

10-4-42
Pat Shearman
Paragon Sales & Marketing
8603 I Street
Omaha NE 68124

REQUEST: Approval of provider.
Approval of instructor.
Approval of continuing education class

49-215

Proposed Subject: Water Softening and Water Filtration

This class was approved as part of case no. 10-4-39
10-4-43
Pat Shearman
Paragon Sales & Marketing
8603 I Street
Omaha NE 68124

REQUEST: Approval of provider. Approval of instructor. Approval of continuing education class

Proposed Subject: Red White Valves and Liberty Pumps.

This class was approved as part of case no. 10-4-39

10-4-44
Pat Shearman
Paragon Sales & Marketing
8603 I Street
Omaha NE 68124

REQUEST: Approval of provider. Approval of instructor. Approval of continuing education class

Proposed Subject: Liberty Pumps.

This class was approved as part of case no. 10-4-39

10-4-45
Jim Wonder
City of Omaha
1819 Farnam Street
Omaha NE 68183

REQUEST: Request to allow apprentice plumbers to make up missing required education hours.

Mr. Wonder stated that after further consideration, he would like to withdraw his request. The Board members discussed allowing apprentices to make up missing required education hours, and agreed that apprentice plumbers are responsible for making sure that they have completed their required education hours. It was suggested that the local schools should be encouraged to include some kind of opportunity to make up missing hours when they come before the Board later this year for approval of their apprenticeship curriculum.

10-4-46
Jim Wonder
City of Omaha
1819 Farnam Street
Omaha NE 68183

REQUEST: Request for approval of 2009 CEU make-up class for license holders.

Mr. Wonder stated that he would like to give those who did not complete their 2009 continuing education hours a chance to make their hours up. Mr. Wonder proposed that this would reduce the number of hearings this summer for possible revocation or suspension of licenses. Mr. Wonder will hold this class June 22, 2010 – attendees will be notified by certified mail if they have not completed their 2009 CEU hours.

Mr. Miller cautioned Omaha plumbers not to expect that make-up classes will be offered each year, and stressed the importance of completing continuing education hours before the December 31st deadline.

Motion to approve proposed CEU make up class for 2009 hours only by Mr. Wellendorf. Second by Mr. Estabrook.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0
VI. Approval of Apprenticeship Renewals

Daniel L Goessling        Dave Janke Plumbing        Metro
Paul A. Herek            Plumber Dave, Inc.        Metro
Joel Kincaid.            Dave Janke Plumbing Inc    ABC

Motion by Mr. Leo to approve renewal for the above listed apprentice. Second by Mr. Estabrook.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0

VII. Discussion

- The Board discussed proposed CEU Instructor evaluation forms.
- Mr. Wonder stated that he was waiting to hear back from Alan Thelen in regards to a recently submitted legal opinion about recent code changes for apprentice education and on the job training hours. Mr. Wonder stated that he hoped to have Mr. Thelen’s response at the next meeting of the Board.

VIII. Adjourn

Motion to adjourn by Mr. Killian. Second by Mr. Wellendorf.

AYES: Estabrook, Killian, Leddy, Leo, Miller, Wellendorf

Motion passed 6-0. Meeting adjourned at 3:25 PM

* = 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 9:00 AM on Wednesday, April 28th, 2010 are due no later than 9:00am on Thursday, April 15th, 2010.

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