MINUTES
OMAHA PLUMBING BOARD
Special Meeting – Wednesday, August 18, 2010
6:00 pm – Common Ground Community Center
1701 Veterans Drive Omaha NE 68022

I. Roll Call
Members Present:
Brian A Barrett
Jeff O. Estabrook, Vice-Chairman
George E. Killian
David W. Miller, Chairman
Christopher P. Reed
Terry Salem
Daniel J. Wellendorf

Others Present: Jim Wonder, City of Omaha Planning Department

Mr. Miller called the meeting to order at 6:01 pm. Mr. Miller stated that this meeting has been called in order to hold hearings for possible revocation or suspension of license(s) due to lack of continuing education hours.

II. *Cases

10-8-99
Richard J Adkins
3506 Forest Lawn Av
Omaha NE 68112
REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Mr. Adkins was not present. Mr. Adkins holds a sewer layer’s license and is missing 12 hours of continuing education.

Motion by Mr. Estabrook to revoke Mr. Adkin’s sewer layer’s license due to a violation of section 49-215, continuing education. Second by Mr. Salem.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.
Motion carried 7-0

10-8-100
Nathan Algiere
Algiere Industries Inc
3824 Ponca Rd
Omaha NE 68112-1118
REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Nathan Algiere appeared before the Board. Mr. Algiere holds a water conditioning contractor’s license and is missing 20 hours of continuing education.

Mr. Algiere stated that he had surgery in 2009 that prevented him from obtaining continuing education hours in 2009. Mr. Algiere was unable to prove completion of continuing education hours for 2005, 2006, 2007 and 2008.

Motion by Mr. Estabrook to suspend water conditioning contractor’s license due to a violation of section 49-215, continuing education until December 31, 2010; or, until Mr. Algiere submits proof of sufficient completed continuing education hours to the Board Secretary. Second by Mr. Killian.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.
Motion carried 7-0.
Cassie J Allen
7925 Grover St
Omaha NE 68124

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Cassie Allen appeared before the Board. Mr. Allen holds a sewer layer’s license and is missing 8 hours of continuing education.

Mr. Allen stated that he has registered to take two classes with United Rentals. This would allow him to make up his missing hours. Mr. Allen submitted for his file a cancelled check and proof of registration for these classes. The Board Secretary stated that she had recently spoken to United Rentals, and had been told that the company will hold classes in October, November and December of this year for Sewer Layers.

Mr. Killian inquired whether the Board members wished to require Mr. Allen to complete two “penalty” hours of continuing education as listed in the 2010 Plumbing Code. After some discussion, the Board members agreed.

Motion by Mr. Estabrook to hold this case over to the November 17, 2010 meeting of the Omaha Plumbing Board. During this time, Mr. Allen must make up a total of ten hours of continuing education. Second by Mr. Salem.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0.

Steve E Allis
704 Shannon Rd
Papillion NE 68046

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Steve Allis appeared before the Board. Mr. Allen holds both a journeyman and a master plumber’s license. He is missing 18 hours of continuing education.

Mr. Estabrook asked Mr. Allis to explain this shortage in his required hours. Mr. Allis stated that he had no excuse other than irresponsibility on his part and not realizing the importance of getting his continuing education hours completed. Mr. Allis added that he went through a divorce in 2008 and 2009; however, he did not consider this to be an acceptable excuse. Mr. Allis concluded by stating that he has been in the plumbing profession for almost 25 years. He asked the Board to give him additional time to clear his record.

Motion by Mr. Reed to hold this case over to the November 17, 2010 meeting of the Omaha Plumbing Board. During this time, Mr. Allis must make up a total of 22 hours of continuing education. Second by Mr. Killian.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0.
10-8-103
Daniel S Anderson
15224 Jefferson St
Omaha NE 68137

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Daniel S Anderson appeared before the Board. Mr. Anderson holds both a sewer layer’s license and a journeyman plumber’s license.

Mr. Wonder explained to the Board that Mr. Anderson obtained his journeyman plumber’s license in June of 2010. Mr. Anderson has informed the Plumbing Division that he has no intention of maintaining his sewer layer’s license. Mr. Anderson’s journeyman plumber license is not under review at this time.

Mr. Wonder stated that this situation will resolve itself naturally when license renewals occur in the autumn and asked the Board to allow Mr. Anderson’s sewer layer’s license to lapse, rather than to suspend or revoke it.

Motion by Mr. Killian to hold this case over to the January 12, 2011 meeting of the Omaha Plumbing Board. At this meeting, the Board will confirm that Mr. Anderson has allowed his sewer layer’s license to lapse. Second by Mr. Reed.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0.

10-8-104
Michael Becker
Estate Gardeners Inc
PO Box 758
Elkhorn NE 68022-0758

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Mr. Becker was not present. Mr. Becker holds a lawn sprinkler contractor’s license and is missing 11 hours of continuing education.

Motion by Mr. Reed to revoke Mr. Becker’s lawn sprinkler contractor’s license due to a violation of section 49-215, continuing education. Second by Mr. Estabrook.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0.

10-8-105
John H Bray
1608 Polk St
Omaha NE 68107

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Mr. Bray was not present. Mr. Bray holds a journeyman plumber’s license and is missing 4 hours of continuing education.

Mr. Wonder stated that Mr. Bray contacted him. He was unable to attend today’s meeting due to a family emergency. Mr. Wonder requested that the Board hold this case over to the next Special Meeting of the Omaha Plumbing Board, which will take place on September 15th, 2010.

Motion by Mr. Reed to hold this case over to the September 15th, 2010 special meeting of the Omaha Plumbing Board. Second by Mr. Salem.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0.
REQUEST: Hearing for possible revocation or suspension of license(s).

Mr. Brown was not present. Mr. Brown holds a sewer layer’s license and is missing 20 hours of continuing education.

Motion by Mr. Reed to revoke Mr. Brown’s sewer layer’s license due to a violation of section 49-215, continuing education. Second by Mr. Barrett.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

Mr. Brye was not present. Mr. Brye holds a sewer layer’s license and is missing 4 hours of continuing education.

Motion by Mr. Reed to revoke Mr. Brye’s sewer layer’s license due to a violation of section 49-215, continuing education. Second by Mr. Estabrook.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

Mr. Camden was not present. Mr. Camden holds a sewer layer’s license and is missing 8 hours of continuing education.

Motion by Mr. Reed to revoke Mr. Camden’s sewer layer’s license due to a violation of section 49-215, continuing education. Second by Mr. Salem.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0
REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

10-8-109
Duain Colburn
General Excavating
6701 Cornhusker Hwy
Lincoln NE 68507-3113

Mr. Colburn was not present. Mr. Colburn holds a sewer layer’s license and is missing 20 hours of continuing education.

Motion by Mr. Reed to revoke Mr. Colburn’s sewer layer’s license due to a violation of section 49-215, continuing education. Second by Mr. Estabrook.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

10-8-110
Richard Divis
2320 Teakwood Dr
Fremont NE 68025-6800

Mr. Divis was not present. Mr. Divis holds a journeyman plumber’s license and is missing 24 hours of continuing education.

Mr. Miller stated that Mr. Divis is retired and no longer works in the plumbing industry. The Board Secretary commented that according to the Plumbing Board’s records, Mr. Divis has not asked that his license be put into retirement. Therefore, he is considered to be active and subject to continuing education requirements. Mr. Miller stated that he had been in contact with Mr. Divis, who indicated that he does not wish to keep his license.

After some discussion, the Board members agreed that they would like to get Mr. Divis the opportunity to request that his license be placed into retirement. Mr. Miller suggested that the Board hold this case over to the September 15th, 2010 Special meeting of the Board. Patrick Leddy of Plumber’s Local Union #16 volunteered from the audience that he would coordinate with Mr. Divis in this matter.

Motion by Mr. Reed to hold this case over to the September 15th, 2010 special meeting of the Omaha Plumbing Board. Second by Mr. Estabrook.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

10-8-111
Cameron Ellis
Blair Plumbing Inc
1665 State St
Blair NE 68008-1107

Mr. Ellis was not present. Mr. Ellis holds a journeyman plumber’s license and is missing 40 hours of continuing education.

Motion by Mr. Reed to revoke Mr. Ellis’ journeyman plumber’s license due to a violation of section 49-215, continuing education. Second by Mr. Salem.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0
REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Bill Froemel appeared before the Board. Mr. Froemel holds a sewer layer's license and is missing 12 hours of continuing education.

Mr. Froemel stated that he attended two classes given by Mr. Wonder in the past and had understood that since the classes were given over two nights, he would be given credit for two years. He was unable to give specific dates regarding these classes; however, Mr. Wonder stated that he could look into this for Mr. Froemel.

Motion by Mr. Reed to hold this case over to the November 17, 2010 meeting of the Omaha Plumbing Board. During this time, Mr. Froemel must make up a total of 14 hours of continuing education, unless he can prove that he took continuing education hours in 2006, 2008, and 2009. Second by Mr. Salem.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Mr. Grell was not present. Mr. Grell holds a sewer layer's license and is missing 16 hours of continuing education.

Motion by Mr. Reed to revoke Mr. Grell's sewer layer's license due to a violation of section 49-215, continuing education. Second by Mr. Salem.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Mr. Heck was not present. Mr. Heck holds a lawn sprinkler contractor’s license and is missing 12 hours of continuing education.

Motion by Mr. Estabrook to revoke Mr. Heck’s lawn sprinkler contractor’s license due to a violation of section 49-215, continuing education. Second by Mr. Reed.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0
REQUEST: Hearing for possible revocation or suspension of license(s).

Thomas Holm appeared before the Board. Mr. Holm holds a journeyman plumber’s license and is missing 16 hours of continuing education.

Mr. Holm stated that he is an apprenticeship instructor for the City of Council Bluffs and teaches at Iowa Western. He is also a certified instructor for the State of Iowa. Mr. Holm stated that he was granted credit by the Board in previous years for his teaching.

Mr. Wonder stated that the Plumbing Board has approved the apprenticeship curriculum from Iowa Western Community College in the past. Mr. Wonder stated that Mr. Holm received credit for teaching at Iowa Western Community College due to the fact that he appeared before the Board and requested approval of their curriculum for apprentice plumbers. Mr. Wonder asked Mr. Holm if he would be interested in seeking approval of Iowa Western Community College’s apprenticeship program from this Board. Mr. Holm indicated that this would be agreeable to him. Mr. Wonder recommended that the Board hold this case over in order to allow Mr. Holm and Iowa Western to prepare a curriculum packet for submittal to the Board. The Board could then extend continuing education credit to Mr. Holm once the school’s curriculum has been approved.

Motion by Mr. Reed to hold this case over to the September 22, 2010 meeting of the Omaha Plumbing Board in order to allow Mr. Holm time to prepare a curriculum packet for the Iowa Western Community College apprentice program. Mr. Holm also needs to submit information regarding any continuing education classes that he would like the Board to consider for credit for Omaha license holders. Second by Mr. Salem.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

Mr. Hunter was not present. Mr. Heck holds a sewer layer’s license and is missing 14 hours of continuing education.

Motion by Mr. Reed to revoke Mr. Hunter’s sewer layer’s license due to a violation of section 49-215, continuing education. Second by Mr. Barrett.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0
10-8-117
Duane Jazynka
3728 S 48 Av
Omaha NE 68106

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Mr. Jazynka was not present. Mr. Jazynka holds a journeyman plumber’s license and is missing 8 hours of continuing education.

Mr. Miller stated that Mr. Jazynka is retired. However, Mr. Jazynka paid for his license for 2010. He has not notified the Board Secretary that he would like to place this license into retirement. Therefore, it is considered to be active, and Mr. Jazynka is subject to continuing education requirements.

After some discussion, the Board members agreed that they would like to give Mr. Jazynka the opportunity to request that his license be placed into retirement. Patrick Leddy of Plumber’s Local Union #16 volunteered from the audience that he would coordinate with Mr. Jazynka in this matter.

Motion by Mr. Reed to hold this case over to the September 15th, 2010 special meeting of the Omaha Plumbing Board. Second by Mr. Salem.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

10-8-118
Kenneth S Johnson
12794 Gail Plz #322
Omaha NE 68137

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Mr. Johnson was not present. Mr. Johnson holds a journeyman plumber’s license and is missing 36 hours of continuing education.

Motion by Mr. Salem to revoke Mr. Johnson’s journeyman plumber’s license due to a violation of section 49-215, continuing education. Second by Mr. Reed.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

10-8-119
James G Kankousky
Jim Kankousky Plumbing
4916 Robin Dr #8
Bellevue NE 68157

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Mr. Kankousky was not present. Mr. Kankousky holds both a master and a journeyman plumber’s license and is missing 27 hours of continuing education.

Mr. Estabrook stated that he has spoken to Mr. Kankousky regarding this matter. Mr. Estabrook stated that he would like to give Mr. Kankousky the opportunity to request that his license be placed into retirement and added that he would coordinate with Mr. Kankousky in this matter.

Motion by Mr. Reed to hold this case over to the September 15th, 2010 special meeting of the Omaha Plumbing Board. Second by Mr. Estabrook.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0
10-8-120
Eric Kjos
Mains n' More
1102 205 Av
Bartlett IA 51654

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Mr. Kjos was not present. Mr. Kjos holds a sewer layer’s license and is missing 12 hours of continuing education.

Motion by Mr. Reed to revoke Mr. Kjos’ sewer layer’s license due to a violation of section 49-215, continuing education. Second by Mr. Salem.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

10-8-121
Scott Kunkle
28492 Coldwater Av
Honey Creek IA 51542-4490

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Scott Kunkle appeared before the Board. Mr. Kunkle holds a journeyman plumber’s license and is missing 8 hours of continuing education.

Mr. Kunkle stated that he had attended a continuing education class during 2009. However, when Mr. Wonder and the Board Secretary checked the sign in sheet for the class, his name was not on it. Mr. Kunkle stated that he is trying to obtain proof that he attended this class, but is having difficulties obtaining a copy of a cancelled check from the person who paid his entrance fee.

Motion by Mr. Estabrook to hold this case over to the November 17, 2010 meeting of the Omaha Plumbing Board. During this time, Mr. Kunkle must make up a total of 12 hours of continuing education, unless he can prove that he took continuing education hours in 2009. Second by Mr. Killian.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

10-8-122
Travis Kuster
TK LLC DBA Christmas Décor
PO Box 1707
Council Bluffs IA 51503

REQUEST: Hearing for possible revocation or suspension of license(s).
49-214

Mr. Kuster was not present. Mr. Kuster holds a lawn sprinkler contractor’s license and is missing 20 hours of continuing education.

Motion by Mr. Estabrook to revoke Mr. Kuster’s lawn sprinkler contractor’s license due to a violation of section 49-215, continuing education. Second by Mr. Wellendorf.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0
REQUEST: Hearing for possible revocation or suspension of license(s).

Kevin Maas appeared before the Board. Mr. Maas holds a sewer layer’s license and is missing 16 hours of continuing education.

Mr. Maas apologized to the Board, stating that he had not realized the importance of completing his continuing education hours. Mr. Maas stated that he did not go to the make-up class offered by the Plumbing Division due to a mix-up with his employer not registering him for the class. Mr. Maas also changed companies at roughly the same time. He concluded by asking the Board to give him time to correct this situation.

Motion by Mr. Reed to hold this case over to the November 17, 2010 meeting of the Omaha Plumbing Board. During this time, Mr. Maas must make up a total of 18 hours of continuing education. Second by Mr. Killian.

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf.

Motion carried 7-0

III. Discussion

- The Board Secretary stated that the Board will next meet to discuss suspension/revocation of licenses on September 15th. Notifications have been sent via certified mail to those people who must appear at that meeting (last name M though Z).

- Mr. Wellendorf stated that he will not be in attendance at the September 15, 2010 meeting of the Board.

- The Board discussed options for dealing with those who are discovered to be working on a suspended or revoked license as a result of this hearing. These options included revoking the license of the master plumber who currently employs such a person.

IV. Adjourn

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

AYES: Barrett, Estabrook, Killian, Miller, Reed, Salem, Wellendorf

Motion carried 7-0. Meeting adjourned at 7:27 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.

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