

MAINE FUEL BOARD
MEETING MINUTES

Meeting Date: June 9, 2022
Meeting Location: This meeting occurred virtually through exclusively remote participation pursuant to Section 2 (a.) (ii) of the Board’s Remote Participation Policy adopted by the Board on September 16, 2021.
Time Meeting Began: 9:00 a.m.

I. CALL TO ORDER

Members present:

Mark Bossie, Chairman
Mark Anderson
David Foster
Loren Gordon
Beau Libby
Richard McCarthy
Paul McClay
Maynard “Skip” Waltz

Members absent:

None

Staff Present:

Tammy Reed, Electronic Operator
Catherine Carroll, Board Manager
Dale Hersey, State Senior Fuel Inspector
Cecil Hafford, State Fuel Inspector
Paul Moody, State Fuel Inspector
Tyler Robinson, Office Specialist I
Matthew Fournier, Planning and Research Assoc. II
Kristin Racine, OPOR Attorney
Peter Holmes, Director of Manufactured Housing

AAG Present:

Timothy Steigelman

II. AGENDA MODIFICATION AND APPROVAL

A motion was made to approve the agenda and to correct a typo referencing a case in Item VI.

Motion: Richard McCarthy
Second: David Foster
Motion Carried

III. MINUTES REVIEW AND APPROVAL

A motion was made to approve the minutes of the February 10, 2022 meeting.

Motion: Paul McClay
Second: Richard McCarthy
Motion Carried

IV. RULEMAKING - Kristin Racine and Peter Holmes went through draft chapters 6 through 14 and will bring a revised draft of chapters 1 through 14 in August to potentially initiate MAPA rulemaking.

V. COMPLAINT PRESENTATIONS

a. 2021-FUE-17407

A motion was made to set the case for hearing, and offer a consent agreement with a civil penalty of \$4500. (3x \$1500) paid within 90 days of the final execution of the consent agreement. The consent agreement would impose a term of probation in which training by fuel inspectors to the company and its drivers with all drivers in their location will be conducted for approximately 90 minutes at the company's facility within 30 days of the final execution of the consent agreement.

Motion: Paul McClay
Second: Maynard "Skip" Waltz
Recused: Mark Anderson and Mark Bossie
Motion Carried

b.2021-FUE-17408 c. 2021-FUE-17409 and d. 2021-FUE-17410

A motion was made to set the cases for hearings, and offer a consent agreements with a warning and to pay a civil penalty of \$250. within 90 days of the final execution of the consent agreements.

Motion: Maynard "Skip" Waltz
Second: Richard McCarthy
Recused: Mark Anderson and Mark Bossie
Motion Carried

e. 2021-FUE-17420

A motion was made to set the case for hearing, offer a consent agreement and to pay a civil penalty of \$800. (16 x \$50) within one year of the final execution of the consent agreement.

Motion: Richard McCarthy
Second: Beau Libby
Motion Carried

f. 2021-FUE-17833

A motion was made to set the case for hearing. No offer of a consent agreement.

Motion: David Foster
Second: Maynard "Skip" Waltz
Motion Carried

V. PRESENTATION OF NON-COMPLIANCE OF CONSENT AGREEMENT – 2019-FUE-16191

A motion was made to renew the license and issue a Letter of Guidance stating the importance of accurate disclosures in the renewal applications, and on following through with the Board's Consent Agreements.

Motion: Loren Gordon

Second: David Foster

Motion Carried

VI. BOARD'S SENIOR STATE FUEL INSPECTOR'S REPORT – Attached to the minutes.

VII. BOARD ADMINISTRATOR'S REPORT – Catherine Carroll gave an update on recruiting staff to the unit and introduced two of the newest members of the unit, Matthew Fournier and Tyler Robinson.

VIII. OPPORTUNITY FOR PUBLIC COMMENT

None.

IX. ADJOURN

A motion was made to adjourn at 1:00 p.m.

Motion: David Foster

Second: Richard McCarthy

Motion Carried