

MAINE FUEL BOARD
MEETING MINUTES

Meeting Date: June 8, 2023
Meeting Location: 221 State Street, Augusta, ME
Time Meeting Began: 9:02 a.m.

I. CALL TO ORDER

Members present:

Mark Bossie, Chairman
Paul McClay
Loren Gordon
David Foster
Maynard “Skip” Waltz

Members absent:

Beau Libby
Mark Anderson
Richard McCarthy

Staff Present:

Matthew Kaply, Board Manager
Dale Hersey, State Senior Fuel Inspector
Matthew Fournier, Planning and Research Assoc. II

AAG Present:
Timothy Steigelman

II. AGENDA MODIFICATION AND APPROVAL

A motion was made to approve the agenda.

Motion: David Foster
Second: Paul McClay
Voted 5 in favored, none opposed. Motion carried.

III. MINUTES REVIEW AND APPROVAL

A motion was made to approve the minutes of the May 26, 2023 meeting.

Motion: Skip Waltz
Second: Loren Gordon
Voted 5 in favored, none opposed. Motion carried.

IV. ADJUDICATORY HEARING

a. 2021-FUE-17833 Jonathan Russell

A motion was made that all 16 allegations were proven by the preponderance of the evidence.

Motion: David Foster

Second: Skip Waltz

Voted 5 in favored, none opposed. Motion carried.

A motion was made to suspend the appliance connection and service license for 90 days per violation for an aggregate of 1440 days, civil penalties of \$400.00 per violation for an aggregate of \$6,400.00 to be paid within one year, any renewal application and new license authority must come before the Board, and to delegate authorization for the Board Chair to sign the Decision and Order.

Motion: David Foster

Second: Skip Waltz

Voted 5 in favored, none opposed. Motion carried.

V. COMPLAINT PRESENTATIONS

a. 2023-FUE-18930

A motion was made to dismiss the complaint based on a lack of evidence of violations of the Board's Laws and Rules.

Motion: David Foster

Second: Paul McClay

Voted 5 in favored, none opposed. Motion carried.

b. 2023-FUE-18931

A motion was made to move the complaint to an adjudicatory hearing and offer a consent agreement with a warning and a \$500.00 civil penalty.

Motion: David Foster

Second: Loren Gordon

Voted 5 in favored, none opposed. Motion carried.

c. 2023-FUE-18934

A motion was made to move the complaint to an adjudicatory hearing.

Motion: Skip Waltz

Second: David Foster

Voted 5 in favored, none opposed. Motion carried.

d. 2023-FUE-18935

A motion was made to move the complaint to an adjudicatory hearing.

Motion: Skip Waltz

Second: Paul McClay

Voted 5 in favored, none opposed. Motion carried.

e. 2023-FUE-19079

A motion was made to refer the complaint to the Office of Attorney General for unlicensed work practice.

Motion: David Foster

Second: Skip Waltz

Voted 5 in favored, none opposed. Motion carried.

f. 2023-FUE-19080

A motion was made to refer the complaint to the Office of Attorney General for unlicensed work practice.

Motion: David Foster

Second: Paul McClay

Voted 5 in favored, none opposed. Motion carried.

g. 2021-PLU-17867

A motion was made to refer the complaint to the Office of Attorney General for unlicensed work practice.

Motion: David Foster

Second: Skip Waltz

Voted 5 in favored, none opposed. Motion carried.

VI. LICENSE APPLICATION PRESENTATION

a. Brandon Dorey – Propane and Natural Gas License and Apprentice Oil License Renewal

A motion was made move the complaint to an adjudicatory hearing and offer a consent agreement with a warning for failing to report criminal convictions to the Board within 10-days and failing to disclose the criminal convictions on renewal application, with a \$100.00 civil penalty to be paid within 90 days.

Motion: David Foster

Second: Skip Waltz

Voted 5 in favored, none opposed. Motion carried.

b. Scott Scanlon – Propane and Natural Gas License Renewal

Skip Waltz recuse from the vote. No Quorum, item struck from the agenda. Moved to the next meeting.

VII. BOARD'S SENIOR STATE FUEL INSPECTOR'S REPORT – Dale Hersey gave the Inspector's Report.

VIII. BOARD MANAGER'S REPORT – Matt Kaply gave the Board Manager's report.

IX. OPPORTUNITY FOR PUBLIC COMMENT

None.

X. ADJOURN

A motion was made to adjourn at 1:28 p.m.

Motion: David Foster

Second: Paul McClay

Voted 5 in favored, none opposed. Motion carried.