MAINE FUEL BOARD

Meeting Date: 04/10/2025

Meeting Location: 76 Northern Avenue, Gardiner / Remote participation through Zoom

Time Meeting Began 8:34 a.m.

Time Meeting Adjourned: 3:30 p.m.

1. **CALL TO ORDER**

 **Members Present**

 Mark Bossie, Chairman

 Loren Gordon

 Paul McClay

 Greg Day

 Mark Anderson

 Maynard (Skip) Waltz

 David Foster

 **Members Absent:**

 Beau Libby

 **Staff Present**

Dale Hersey, Senior Inspector

Bruce Bristow, Inspector

Paul Moody, Inspector

 Kristen Bowker, Board Staff

 Karen Ross, Board Staff

 Holly Poirier, Board Manager

 Board **AAG**

 Tim Steigelman, AAG

1. **BOARD NOMINATION AND VOTE FOR CHAIRMAN FOR 2025**

The board voted in Mark Bossie as Board Chair

Motion made by: David Foster

Seconded by: Paul McClay

7 in Favor / 0 Opposed

Motion Carried

1. **CONSENT AGREEMENT PRESENTATION FOR THE BOARD’S CONSIDERATION**
2. **2023-FUE-18934**

David Foster - Motion made to accept the Consent Agreement as written

 Seconded by: Greg Day

 **Votes in Favor**

 Mark Anderson

 Greg Day

 Loren Gordon

 David Foster

 Paul McClay

 Mark Bossie

 Maynard (Skip) Waltz

 7 in Favor / 0 Opposed / Motion carried

**IV. ADJUDICATORY HEARING**

1. **2024-FUE-20142**

 **Grounds for Imposing Discipline upon James Michaud**

David Foster – Motion made finding that by the preponderance of the evidence; the

 licensee violated 12 code violations of the Board’s rules.

 Second by: Greg Day

 **Votes In Favor:**

 David Foster

 Loren Gordon

 Paul McClay

 Mark Anderson

 Greg Day

 Mark Bossie

 Skip Waltz

 7 in favor / 0 Opposed

Motion carried

 **Discipline**:

 David Foster – Motion made to issue a reprimand, complete 8 hours of continuing

 education in NFPA #54, the National Fuel Gas Code, and provide proof of completion to

 the board within 30 days of the Decision and Order. Impose a Civil Penalty of

 $300 per 11 code and board rule violations, and $1,500 for firing a propane-fired boiler

 before bringing it into compliance with all applicable code standards, total civil

 penalty of $4,800 payable within 90 days of the date of the Decision and Order.

 Second by: Greg Day

 **Votes In Favor:**

 David Foster

 Loren Gordon

 Paul McClay

 Mark Anderson

 Greg Day

 Mark Bossie

 Skip Waltz

 7 in favor / 0 Opposed

Motion carried

 David Foster – Motion to delegate the Board Chair to sign the Decision and Order.

 Second by: Mark Anderson

 **Votes In Favor:**

 David Foster

 Loren Gordon

 Paul McClay

 Mark Anderson

 Greg Day

 Mark Bossie

 Skip Waltz

 7 in favor / 0 Opposed

Motion carried

1. **MINUTES REVIEW & APPROVAL**

Minutes from the 12/12/2024 meeting were accepted as written.

Motion made by: Maynard (Skip) Waltz

Seconded by: David Foster

7 in Favor / 0 Opposed

Motion Carried

1. **COMPLAINT PRESENTATIONS:**
2. **2024-FUE-20349**

Loren Gordon - Motion made to offer consent agreement with a reprimand, set for

 an adjudicatory hearing, license suspension for 21 days, a civil penalty of $1,000 per

 violation, 3 violations, totaling $3,000 to be paid in 90 days of signed consent agreement.

 Second by: Maynard (Skip) Waltz

 **Votes In Favor:**

 David Foster

 Loren Gordon

 Paul McClay

 Mark Anderson

 Greg Day

 Mark Bossie

 Skip Waltz

 7 in favor / 0 Opposed

Motion carried

1. **2024-FUE-20274**

 Mark Anderson – Motion made to assign discipline to complaint #2024-FUE-20350, the two

 involve the same licensee and complaint. (Two complaints entered the complaint division office

 simultaneously).

 Second by: Greg Day

 **Votes In Favor:**

 David Foster

 Loren Gordon

 Paul McClay

 Mark Anderson

 Greg Day

 Mark Bossie

 Skip Waltz

 7 in favor / 0 Opposed

 Motion carried

1. **2024-FUE-20350 -**

 Maynard (Skip) Waltz– Motion made to offer consent agreement, issue a censure, set for an

 adjudicatory hearing, a civil penalty of $300.00 per violation, 12 violations, totaling $3,600 to

 be paid in 90 days of the signed Consent Agreement.

 Second by: Paul McClay

 **Votes In Favor:**

 David Foster

 Loren Gordon

 Paul McClay

 Mark Anderson

 Greg Day

 Mark Bossie

 Skip Waltz

 7 in favor / 0 Opposed

 Motion carried

1. **2024-FUE-20417**
2. **2024-FUE-20419**
3. **2024-FUE-20469**
4. **2024-FUE-20470**
5. **2024-FUE-20471**

 David Foster - Motion made to set the matter for an Adjudicatory Hearing

 Second by: Greg Day

 **Votes In Favor:**

 David Foster

 Loren Gordon

 Paul McClay

 Mark Anderson

 Greg Day

 Mark Bossie

 Skip Waltz

 7 in favor / 0 Opposed

 Motion carried

**VII APPLICATION REVIEW**

1. **Ryan Landers – Pending PNT license application**

David Foster – Motion to approve the application as submitted

 Second by: Greg Day

 **Votes in Favor:**

 David Foster

 Paul McClay

 Loren Gordon

 Mark Anderson

 Greg Day

 Mark Bossie

 Maynard (Skip) Waltz – Recused from the vote

 6 in favor / 1 Recused / 0 Opposed

 Motion carried

**VIII. AMENDMENT TO TODAY’S AGENDA**

Amendment to the agenda to add Northeast Technical Institute (NTI) oil training course

 Maynard (Skip) Waltz – Motion made to amend the agenda

 Seconded by: Mark Anderson

**Votes in Favor:**

Paul McClay

David Foster

Maynard (Skip) Waltz

Mark Bossie

Greg Day

Mark Anderson

Loren Gordon

7 in favor / 0 Opposed

Motion Carried

**DISCUSSION AND POSSIBLE APPROVAL**

1. **NORTHEAST TECHNICAL INSTITUTE (NTI) TO ADOPT THEIR OWN GAS**

 **TRAINING COURSE**

Greg Day - Motion made to accept NTI’s gas training course as a board-approved program

Second by: David Foster

**Votes in Favor:**

Paul McClay

David Foster

Maynard (Skip) Waltz

Mark Bossie

Greg Day

Mark Anderson

Loren Gordon

7 in favor / 0 Opposed

Motion Carried

1. **NORTHEAST TECHINICAL INSTITUE (NTI) TO ADOPT THEIR OWN OIL TRAINING COURSE**

Greg Day - Motion made to deny approval of the UTI Oil training course.

The board requested additional information for board staff to gather and present back to the board; NTI to provide an updated Syllabus with a breakdown of lab hours, classroom hours, and the total amount of hours the student will receive at the end of the program.

 Second by: David Foster

 **Votes in Favor:**

 David Foster

 Paul McClay

 Loren Gordon

 Mark Anderson

 Greg Day

 Mark Bossie

 Maynard (Skip) Waltz

 7 in favor / 0 Opposed

 Motion carried

1. **UNITED TECHNOLOGIES CENTER (UTC) PROPOSED HEATING PROGRAM**

Greg Day - Motion made to approve the UTC heating program upon UTC providing clarification to the Senior Fuel Inspector on the total number of classroom hours a student is required to complete.

Second by: David Foster

 **Votes in Favor:**

 David Foster

 Paul McClay

 Loren Gordon

 Mark Anderson

 Greg Day

 Mark Bossie

 Maynard (Skip) Waltz

 7 in favor / 0 Opposed

 Motion carried

1. **PALMER OIL AND START COURSE**

Mark Anderson – Motion made to approve Palmer Oil and Start Course as a board-approved program

Second by: David Foster

 **Votes in Favor:**

 David Foster

 Paul McClay

 Loren Gordon

 Mark Anderson

 Greg Day

 Mark Bossie

 Maynard (Skip) Waltz

 7 in favor / 0 Opposed

 Motion carried

1. **REPORT MADE BY FUEL INSPECTOR**
2. **REPORT MADE BY BOARD MANAGER**
3. **PRESENTATION OF A LIMITED DELEGATION OF AUTHORITY TO**

 **THE BOARD’S ADMINISTRATOR TO ISSUE INVESTIGATORY SUBPOENAS**

 **PURSUANT TO 10 M.R.S. §8003-A (2)**

David Foster - Motion made to accept Limited Delegation Authority for Board Manager

 to sign subpoenas on behalf of the Board.

 Second by: Mynard (Skip) Waltz

 **Votes in Favor:**

 David Foster

 Paul McClay

 Loren Gordon

 Mark Anderson

 Greg Day

 Mark Bossie

 Maynard (Skip) Waltz

 7 in favor / 0 Opposed

 Motion carried

1. **OPPORTUNITY FOR PUBLIC COMMENT**
* Comment made by a public member who submitted a complaint on a licensee that was on today’s board meeting agenda. The public member expressed frustration with the complaint, board meeting processes, and the board’s decision. Board Manager to call

the complainant after the board meeting.

1. **ADJOURNMENT**

The Board voted to adjourn at 3:30 p.m.

 Motion made by: David Foster

 Seconded by: Maynard (Skip) Waltz

 7 in Favor / 0 Opposed

 Motion carries