

**STATE BOARD OF BUILDING REGULATIONS AND STANDARDS
BUILDING OFFICIAL CERTIFICATION COMMITTEE**

March 6, 2013

**@ Sturbridge Public Safety Building
Sturbridge, MA**

MEMBERS

		<u>PRESENT</u>	<u>ABSENT</u>
Jeff Richards Chairman	- Massachusetts Building Commissioner's Association, Weymouth	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Donald R. Torrico Vice Chairman	- Building Officials of Western Massachusetts Member, Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael Clancy	- Southeastern Building Official's Association, Marshfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Chris Clemente	- Member At Large, Andover	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bonnie Weeks	- Member At Large, Amherst	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Andrew Bobola	- Member At Large, Mattapoissett	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Roger Fuller	- Massachusetts Municipal Association Representative	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Peter McLaughlin	- Member from Academia	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Horrocks	- BBRS Representative	<input type="checkbox"/>	<input checked="" type="checkbox"/>

The purpose of the meeting was to review applications for certification, applications for continuing education credit, and general business matters.

NAME	CITY / TOWN	ACTION TO BE TAKEN	Approve / Deny	M	S/M
Meeting Minutes February 6, 2013			A	BW	DT
On February 12, 2012, at their regular meeting, the Board of Building Regulations and Standards approved the December 5, 2012 and January 9, 2013 meeting minutes.					
Application for Certification:					
Shanahan, Shaun	City of Lowell	Local Certification Quals approved 4/6/2011 6 CEU's	A	DT	BW
Wile, John	Town of Winchester	I of B Certification Quals approved 6/3/2009 Local Certification 6/6/2000 38.5 CEU's	A	BW	CC
Examination Approvals:					
Copies of resumes provided today					
Arborio, Anthony	No Affiliation (CT)	Qualifications Local and/or I of B Reciprocity from Connecticut Send copy of Connecticut Building Code	TABLE	DT	PM

NAME	CITY / TOWN	ACTION TO BE TAKEN	Approve / Deny	M	S/M
		Enforcement Licensure through the Examination Process' for review by Chris Clemente and Mike Clancy to make the determination to accept reciprocity.			
Bowie, Mark	No Affiliation (Brockton)	Qualifications Local and/or I of B Incomplete application, missing resume, recommend Mr. Bowie appear before the BOCC as this is his third time denying his qualifications.	DENY	PM	CC
Brooks, Kenneth BO-1393	Town of Savoy	Qualifications I of B Local Certification 5/25/2005 Appointed in Savoy 1/15/2013 10 CEU's	A	DT	PM
Chandler, Jeffrey	No Affiliation (Plymouth)	Qualifications Local and/or I of B	A	DT	PM
D'Amico, Louis	No Affiliation (Woburn)	Qualifications Local and/or I of B	A	AB	MC
DeVirgilio, Richard	No Affiliation (Middleton)	Qualifications Local and/or I of B	A	DT	PM
Guillemette, Marc	No Affiliation (Agawam)	Qualifications Local and/or I of B	DENY	DT	AB
Hammond, Jr., Michael	No Affiliation (Auburn)	Qualifications Local and/or I of B Additional supervisory experience required Additional info not received tabled 2/6/13	DENY	AB	MC
Maglio, John	No Affiliation (Georgetown)	Qualifications Local and/or I of B Passed B1 6/23/2009 while employed for the Town of new Salem, NH as a Codes Administrator B1 exam will be accepted.	A	MC	BW
Sands, Patrick	Tyngsborough (?)	Qualifications Local and/or I of B Pending Notarized copy of Examination Approval Form Additional information of 5 years Supervisory Experience and form needs to be notarized Additional info not received, tabled 2/6/13	DENY	CC	MC
Young, Shawn	No Affiliation (Webster)	Qualifications Local and/or I of B	A	DT	BW

[New Employee Report Forms:](#)

Belanger, Donald	City of Gloucester	Acknowledge NERF Local Inspector Appointed 2/11/2013 Local Inspector 7/14/2000	ACK	BW	DT
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NAME	CITY / TOWN	ACTION TO BE TAKEN	Approve / Deny	M	S/M
		3 CEU's			
Church, Brenda	Town of South Hadley	Acknowledge NERF Building Commissioner Appointed 12/3/2012 Local Inspector 10/3/2012 Quals approved 4/6/2011 12 CEU's	"	"	"
Clancy, Michael	Town of Hingham	Acknowledge NERF Building Commissioner Appointed 2/11/2013 I of B Certification 4/29/2002 36.5 CEU's	"	"	"
Nonni, Paul	City of Somerville	Acknowledge NERF Building Commissioner Appointed January 18, 2013 I of B Certification 7/1/1993 31 CEU's	"	"	"
Tusino, Michael	Town of Framingham	Acknowledge NERF Building Commissioner Appointed 1/16/2013 I of B Certification 12/2/1998 23 CEU's	"	"	"

Extension Requests to be Certified:

Jordan, Julia	City of Springfield	Extension for Local Certification Appointed 2/11/2012 6 months 8/31/2012 12 months 2/28/2013 Failed 1A 12/6/2011 Passed 1A 12/10/2011 Did not take the exam within the first six months	DENY	AB	MC
Kaufman, Joseph	City of New Bedford	Extension for Local Certification Appointed 9/3/2011 6 months 3/31/2012 12 months 9/30/2012 Extension through 3/31/2013 Passed 1A 1/9/2012 Failed 1B 8/23/2012 11/30/2012 1/25/2013	A	DT	PM
Thompson, Jon	Town of Amherst	Extension for Local Certification Appointed 2/16/2012 6 months 8/31/2012 12 months 2/28/2013 Quals approved 5/8/2007 Passed 1A 4/19/2000 - correct	A	PM	CC

NAME	CITY / TOWN	ACTION TO BE TAKEN	Approve / Deny	M	S/M	
		Failed 1B 6/12/2012				
Htway, Tin	Town of Westborough	Extension for I of B Certification Appointed 12/1/2010 6 months 6/30/2011 18 months 6/30/2012 Quals approved 9/1/2010 Extension through 12/31/2012 55.5 CEUs (2012) Passed B1 10/5/2007 Passed B2 9/25/2010 (California) Passed L/M 8/3/2012 Passed Tech 1/4/2013	A Through June 30, 2013	BH	CC	
		Mentioned I of B in Ashland in reason for extension request, this office never received NERF. Extension approved pending receipt of proof of resignation from the Town of Ashland, violation of R7....., by February 5, 2013				
		Feb 6, 2013 – Request received to delay the resignation letter until after March 31, 2013 when Mr. Htway is scheduled to take the final F3 exam.				
			DENY	AB	MC	
		Denied previous motion of January 9, 2013 to approve an extension through 6/30/2013 because required letter to resign from Town of Ashland was not received. Request denied delaying sending in resignation letter from the Town of Ashland until March 31, 2013. Mr. Htway must request a hearing to remain in position of Inspector of Buildings / Building Commissioner, by 3/1/2013.				
		Received appeal 2/28/2013.				
Extension Requests for Continuing Education:						
None						
New Business:						
None						

Hearings:

FOOTNOTE:

R7.4.1.4 Decisions and discipline of certification holders. The BOCC shall issue a written decision after the hearing. Decisions shall be issued in a reasonably prompt manner. **The decision of the BOCC shall serve as a recommendation to the BBRS and shall be promptly forwarded by the Administrator to the full board for review.** If after a hearing the BOCC finds that the holder has violated any provision of R7.4.1.5, it may recommend suspension of a certification for a fixed period of time, revocation of a certification permanently, or a reprimand of the certification holder. Further, the BOCC may recommend that any order include appropriate remedial or disciplinary conditions. Once forwarded to the BBRS, the board shall either, adopt the recommendation in its entirety, adopt the recommendation with amendment, reject the recommendation in its entirety, or remand the matter to the BOCC further proceedings. A certificate holder whose certification is revoked may apply in writing to the Board for reinstatement no sooner than one year from the date of the revocation.

None					
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Name	Date	Course Description	CEU's	Cat	Course Number
		Approved Motion By: Second Motion By: (*) Courses previously approved			
Michael Foley	1/30/2013 - 2/1/2013	Public Contracting Overview w/ MCPPO	10	2	C-2290
	12/19/2012	A Ventilation Approach to the Impact of Building Structures and Systems on Fire by: IAAI (on line)	4	2	C-2291
	12/19/2012	ARC Mapping Basics by: IAAI the International Association of Arson Investigators (on line)	2	2	C-2292
	1/3/2013	FEMA IS-00101.c Preparing for Federal Disaster Operations	1.0	1	C-2293
	1/3/2013	FEMA IS-00632.a Into to Debris operations	2.0	1	C-2294
District 11	2/4/2013	Chapter 10 IBC	1.0	2	D11-0213
District 6	2/12/2013	Construction Control Documents	2.0	1	D6-0213
CET	2/6/2013	Building Air tight Houses	4.5	1	C-2258*
Richard Breagy	1/23/2013	Photovoltaic On-Line Training	6.0	1	C-2273*
Marc LaPointe	2/12/2013	FEMA IS-00702.a NI MS Public Information Systems	3.0	1	C-2294
	2/12/2013	FEMA IS-00703.a NI MS Resource Management	3.0	1	C-2295
David Dodge	2/12/2013	Fire & Life Safety IBC	6.0	1	C-2279*
SBI	2/14/2013	Round Table	2.0	2	SBI-0213
Matt Mulvey	2012	ICC Reference Standard Committee	10.0	2	No #
Patricia Sheehan	1/22/2013	NFPA 96 Kitchen Hood Inspections & Design	1.0	1	C-2295
Eric Colville Garry Rhodes R. Christopher Noonan	2/11/2013	Masonry Design & Code Rev SEAMass	7.0	1	C-2296
MBCI A	2/21/2013	MBCI A Helico Piers	2.0	1	MB-0213
Tom Hopkins	2/21/2013	AAB Training	2.5	1	C-1510
CET	2/20/2013	Building High R Value Walls	4.5	1	C-2259*
District 13	2/28/2013	Modular Homes	3.0	1	D13-0213
SEMBOA	2/13/2013	SEMBOA 2009 I EBC	2.0	1	SE-0213
DFS	2/18/2013	UL Smoke Detector & Fire Behavior	2.5	1	C-2297
Jay Hewitt	5/14-16/13	Rhode Island Analytical Laboratories - Asbestos Training	5.0	2	C-2298
District 14	1/31/2013	Control Construction	2.0	1	D14-0113
	10/24/2012	Chapter 10 Means of Egress	2.0	1	D14-1012
BOWM	1/16/2013	Sprinkler Systems	6.0	1	WM-0113
	2/20/2013	Building Dept Policies and Procedures	2.0	1	WM-0213

Additional Business:

Correspondence from Mr. Craig Shibley regarding George Ricker's, Town of Barre, extension.

March 6, 2013 – Mr. Ricker's file was reviewed for any discrepancies or inaccuracies made in the correspondence. One discrepancy was found in the letter dated October 9, 2012. The letter stated Mr. Ricker was appointed prior to the R7.1.4.6.1 change "... no conditional appointee shall be afforded more than three extensions..." which went into effect January 1, 2088. Mr. Ricker was appointed August 8, 2008 and therefore, should not have been factored into the decision to approve Mr. Ricker for another extension. Given that Mr. Ricker's extension is due to expire March 31, 2013 the BOCC made the determination no action will be taken at this time. A letter will be sent to Mr. Ricker after March 31, 2013 if correspondence is not received regarding an extension.

February 6, 2013 – Mr. Shibley was present at BOCC meeting and was invited by Chairman Don Torrico to speak to Committee Members. George Ricker's file will be reviewed and any discrepancies or inaccuracies made in the correspondence will be addressed and reviewed at the March 6, 2013 meeting.

2/6/2013 – Letter received January 24, 2013 from Mr. Shibley. This review is to specifically address 'Mr. Ricker's official file contains no documents of him being appointed in 2006 as claimed by the BOCC on no few than two occasions.' Mr. Shibley is requesting documents confirming his (George Ricker) appointment as I of B for the Town of Barre on or around October 10, 2006.

George Ricker submitted an Examination Approval Form along with his resume to be reviewed by the BOCC for approval to take the Inspector of Building exams. The BOCC approved George Ricker's qualifications on October 10, 2006. I am thinking Mr. Shibley is referring to the **New Employee Report Form** received August 14, 2009 informing this office he was appointed August 8, 2008. At the bottom of the form, under **FOR OFFICIAL USE ONLY**, 'Date Qualifications Accepted: 10/10/2006 I of B. This is the only reference to the date October 10, 2006 in George Ricker's file.

Therefore, Mr. Ricker's Examination Approval Form and resume were reviewed by the BOCC on October 10, 2006 to proceed with the Inspector of Buildings / Building Commissioner exams. The BOCC approved Mr. Ricker's qualifications; this did not indicate he had been appointed to the position of Inspector of Buildings / Building Commissioner only that he has the qualifications to hold that position and to complete the required exams to be certified in said position.

1/9/2013 - Reviewed Mr. Shibley's request to justify George Ricker's extension approval. Committee members did not find any supporting evidence supporting Mr. Shibley's accusations as to who the Inspector of Buildings was for the Town of Barre in 2006 and the 'false data' as indicated in his email. Committee members feel as though the email is hearsay.

Mr. Ricker's extension request was granted on based on his appointment prior to the regulation change of R7..... and based on medical documentation provided to the Committee. Mr. Ricker is also showing due diligence in taking the required exams to be certified as an Inspector of Buildings / Building Commissioner. Committee members are aware, according to ICC rules; one cannot take the same exam more than twice in a six month period.

Committee members stated no action will be taken. Mr. Shibley may request a hearing before the BOCC if wanted. The BOCC is requesting council be present if Mr. Shibley chooses to move forward with a hearing.

Next meeting scheduled for Wednesday April 3, 2013 – Sturbridge