

**THE VIRGINIA BOARD FOR
ASBESTOS, LEAD, MOLD, AND HOME INSPECTORS
MEETING MINUTES**

The Virginia Board for Asbestos, Lead, Mold, and Home Inspectors met on February 2, 2011, at the offices of the Department of Professional and Occupational Regulation, Perimeter Center, 9960 Mayland Drive, Richmond, Virginia.

The following members of the Board were present:

Bonnie Atwood (arrived 12:15 p.m. departed (1:15 p.m.)	Brian Koepf
Colleen Becker	T. Joel Loving
Christopher Chapman (departed 1:45 p.m.)	Reginald Marston, III
Keith F. Cronan	Kenneth Nash
Dolores Daniels	Peter Palmer
Phillip Fincher	Todd Vander Pol
Rick Holtz	Howard D. Varner
D. Bowen Hyatt	

The following staff members were present for part or all of the meeting:

Gordon Dixon, Director
Mark N. Courtney, Deputy Director of Licensing and Regulation
David Dick, Executive Director
Jill Richardson, Board Administrator
Michele Atkinson, Board Administrator
Michelle Gowen, Administrative Assistant
Earlyne Perkins, Legal Analyst

Elizabeth Peay was present from the Office of the Attorney General.

Mr. Cronan, finding a quorum of the Board present, called the meeting to order at 9:02 am.

Call to Order

Mr. Dick introduced new Board members Kenneth Nash, Rick Holtz, and Todd Vander Pol and welcomed them to the Board.

Introduction of New Board Members

Mr. Marston moved to approve the agenda. Ms. Daniels seconded the motion which was unanimously approved by members: Chapman, Cronan, Daniels, Fincher, Hyatt, Koepf, Loving, Marston, Palmer, Vander Pol, and Varner. Board members Colleen Becker, Rick Holtz and Kenneth Nash were present but did not vote because, by statute, they are ineligible to vote on matters unrelated to RRP until the effective date of the regulations.

Approval of Agenda

Ms. Becker moved to approve the following minutes:

**Approval of
Minutes**

Board Meeting Minutes – November 10, 2010; and
IFF Meeting Minutes – November 18, 2010

Ms. Daniels seconded the motion which was unanimously approved by members: Chapman, Cronan, Daniels, Fincher, Hyatt, Koepf, Loving, Marston, Palmer, Vander Pol, and Varner. Board members Colleen Becker, Rick Holtz and Kenneth Nash were present but did not vote because, by statute, they are ineligible to vote on matters unrelated to RRP until the effective date of the regulations.

There were no comments made to the Board.

**Public Comment
Period**

Regarding File Number 2010-05276, Christopher A. Rowe, the Board members reviewed the Consent Order as seen and agreed to by Mr. Rowe. Mr. Rowe was present and addressed the Board. Ms. Becker moved to accept the Consent Order which cites the following violations of the Board's regulations: 18 VAC 15-40-120.B (count 1) and 18 VAC 15-40-190.6 (count 2). For these violations Mr. Rowe agrees to a monetary penalty of \$1,500.00 and \$150.00 in Board costs. Mr. Fincher seconded the motion which was approved by members: Chapman, Cronan, Daniels, Fincher, Hyatt, Koepf, Loving, Palmer, Vander Pol, and Varner. Board members Colleen Becker, Rick Holtz and Kenneth Nash were present but did not vote because, by statute, they are ineligible to vote on matters unrelated to RRP until the effective date of the regulations. Mr. Marston voted in opposition of the motion. The motion passed by a majority vote.

**File Number 2010-
05276 – Christopher
A. Rowe**

Regarding File Number 2011-02419, David Berry, the Board members reviewed the application file, which consisted of the exhibits, transcript and the summary of the Informal Fact-Finding Conference. Mr. Berry was not present at the meeting. Mr. Hyatt moved to accept the summary of the IFF and approve Mr. Berry's asbestos supervisor application. Ms. Becker seconded the motion which was unanimously approved by members: Chapman, Cronan, Daniels, Fincher, Hyatt, Koepf, Loving, Marston, Palmer, Vander Pol, and Varner. Board members Colleen Becker, Rick Holtz and Kenneth Nash were present but did not vote because, by statute, they are ineligible to vote on matters

**File Number 2011-
02419 – David
Berry**

unrelated to RRP until the effective date of the regulations.

Ms. Hrynciw reviewed the summary of public comments with the Board members as well as the draft Board response. After review and discussion, Mr. Marston moved to adopt the summary of public comment and Board response as amended. Ms. Becker seconded the motion which was unanimously approved by members: Chapman, Cronan, Daniels, Fincher, Hyatt, Koepf, Loving, Marston, Palmer, Vander Pol, and Varner. Board members Colleen Becker, Rick Holtz and Kenneth Nash were present but did not vote because, by statute, they are ineligible to vote on matters unrelated to RRP until the effective date of the regulations.

**Review Summary of
Public Comment on
Mold Regulations
and Adopt Board
Response**

After review and discussion, Mr. Vander Pol moved to adopt the Mold regulations as amended. Ms. Becker seconded the motion which was unanimously approved by members: Chapman, Cronan, Daniels, Fincher, Hyatt, Koepf, Loving, Marston, Palmer, Vander Pol, and Varner. Board members Colleen Becker, Rick Holtz and Kenneth Nash were present but did not vote because, by statute, they are ineligible to vote on matters unrelated to RRP until the effective date of the regulations.

**Adopt Final Mold
Regulations**

Mr. Dick informed the Board of the status of the Home Inspector Regulations as well as the RRP regulations.

**Update on Home
Inspector
Regulations**

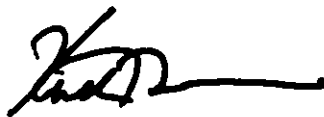
The following meeting dates have been scheduled:

**Future Meeting
Dates**

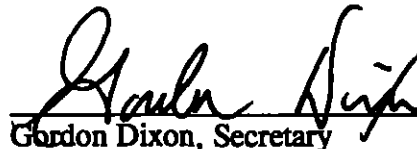
- May 3, 2011
- August 23, 2011
- November 15, 2011

The meeting adjourned at 2:00 p.m.

Adjournment



Keith F. Cronan, Chair



Gordon Dixon, Secretary

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Rick Holtz
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting February 2, 2010

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

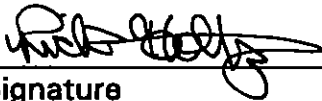
I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.

Signature



Date

February 2, 2011

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Christopher Chapman
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting, February 2, 2010

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:


I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.



Signature

2-2-2011

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Phillip Fincher
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting February 2, 2010

5. I have a personal interest in the following transaction:

N/A

Nature of Personal Interest Affected by Transaction:

N/A

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

N/A

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.

Phillip Fincher
Signature

2/2/11
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Dolores C. Daniels
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting February 2, 2010

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.

Dolores Daniels
Signature

Feb 2, 2011
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Thomas J. Loving
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting, February 2, 2010

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

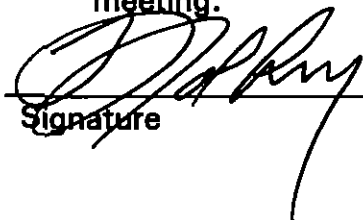
I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.



Signature

2-2-11

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Howard D. Varner
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting, February 2, 2010

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:


I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.



Signature

2/2/11

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: David B. Hyatt
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting, February 2, 2010

5. I have a personal interest in the following transaction:

Asbestos / Lead Contractor

Nature of Personal Interest Affected by Transaction:

Asbestos / Lead Contractor

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

Asbestos / Lead Contractor

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.

David Bowen Hyatt
Signature

2/2/11
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Peter Palmer
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting, February 2, 2010

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

Inspection for Microbials

I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.

P. Palmer
Signature

2/2/2011
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Keith F. Cronan
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting, February 2, 2010

5. I have a personal interest in the following transaction:

ADOPTION OF FINAL MOLD REGULATIONS

Nature of Personal Interest Affected by Transaction:

OWN MOLD REMEDIATION FIRM

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.


Signature

2/2/11
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Kenneth Nash
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/iFF Date: Board Meeting February 2, 2010

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

Contractor

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.

Kenneth Nash
Signature

2-2-11
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Colleen Becker
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting, February 2, 2010

5. I have a personal interest in the following transaction:

asbestos, lead & mold inspections & analyses

Nature of Personal Interest Affected by Transaction:

licensed asbestos & lead, asbestos lab

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:


Marine Chemist Service, Inc.

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.


Signature

2/2/11
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Bonnie Atwood
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting, February 2, 2010

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.

Signature

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Brian Koepf
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting, February 2, 2010

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

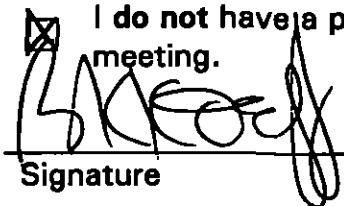
I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.


Signature

2/2/2011
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Reginald Marston, III
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting February 2, 2010

5. I have a personal interest in the following transaction:

N/A.

Nature of Personal Interest Affected by Transaction:

N/A

I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

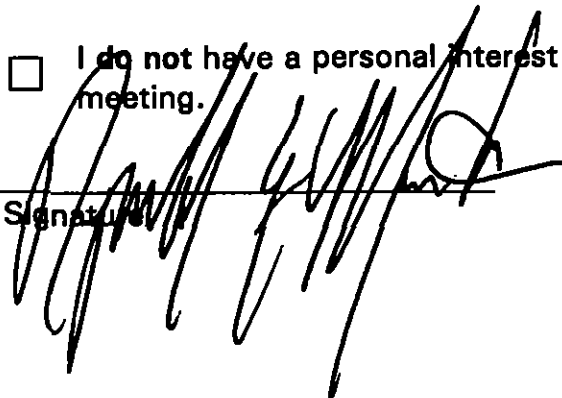
N/A

I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.

Signature 

Date 2/2/2011

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Todd Vander Pol
2. Title: Board Member
3. Agency: ALMHI Board
4. Meeting/IFF Date: Board Meeting February 2, 2010

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.



Signature

2-2-11
Date