

**THE VIRGINIA BOARD FOR
WATERWORKS AND WASTEWATER WORKS OPERATORS AND ONSITE
SEWAGE SYSTEM OPERATORS**

MINUTES

The Virginia Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Operators met on September 24, 2008 at Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia, with the following members present:

Charles B. Bott
Douglas J. Crooks
Frank L. Davis, Jr.
Marcia J. Degen
Eileen M. Leininger
E. Brooke Philpy
John Vanderland
Harold W. Walker

Board members Kornell Davis, Jr., J. Wesley Kleene, and Ronald R. Thomas were not present at the meeting.

Staff present for all or part of the meeting were:

Jay W. DeBoer, Director
David Dick, Executive Director
Michelle Gowen, Administrative Assistant
Justin Garofalo, Board Administrator
Ilona LaPaglia, Legal Analyst

No representative was present from the Office of the Attorney General.

The following members of the general public were present at this meeting:

Renaë Whorley, Respondent
Elmer Handy, BCPSA
Eric Tambourine, MSCl
Mike Callahan, CSSC

Chairperson Walker, finding a quorum of the Board present, called Call to Order the meeting to order at 9:00 AM.

Ms. Leininger moved to approve the agenda. Mr. Davis seconded the motion which was unanimously approved by members: Bott, Approval of Agenda Crooks, F. Davis, Degen, Leininger, and Walker. Mr.

Vanderland and Mr. Philpy were present, but did not vote since by statute they are ineligible to vote on matters unrelated to Onsite Sewage System Professionals until July 1, 2009.

Ms. Leininger moved to approve the minutes for the following minutes:

Approval of Minutes

- June 25, 2008, Information Fact-Finding Conference;
- June 25, 2008, Board Meeting; and
- August 5, 2008, Information Fact-Finding Minutes.

Mr. Crooks seconded the motion which was unanimously approved by members: Bott, Crooks, F. Davis, Degen, Leininger, and Walker. Mr. Vanderland and Mr. Philpy were present, but did not vote since by statute they are ineligible to vote on matters unrelated to Onsite Sewage System Professionals until July 1, 2009.

There were no comments made to the Board members.

Public Comment Period

In the matter of **File Number 2009-04235, Renae Whorley**, the Board members reviewed the record which consisted of the application file, transcript and exhibits from the Informal Fact-Finding Conference, and the Presiding Officer's Summary and Recommendation. Ms. Whorley was present to address the Board. Mr. Elmer Handy, Operations Manager of Bedford County PSA, was also present on Ms. Whorley's behalf. Mr. F. Davis moved to accept the recommendation of the Presiding Officer and approve Ms. Whorley's Class IV Wastewater Works Operator license application. Mr. Crooks seconded the motion which was unanimously approved by members: Bott, Crooks, F. Davis, Degen, Leininger, and Walker. Mr. Vanderland and Mr. Philpy were present, but did not vote since by statute they are ineligible to vote on matters unrelated to Onsite Sewage System Professionals until July 1, 2009.

File Number 2009-04235, Renae Whorley

In the matter of **File Number 2009-00196, William Esters**, the Board members reviewed the record which consisted of the application file, transcript and exhibits from the Informal Fact-Finding Conference, and the Presiding Officer's Summary and Recommendation. Mr. Esters (Respondent) was not present at the meeting. Mr. Crooks moved that the Board accept the Presiding Officer's recommendation and approve Mr. Esters' application for a Class III Wastewater Works Operator license. Ms. Leininger seconded the motion which was unanimously approved by members: Bott, Crooks, F. Davis, Degen, Leininger, and Walker.

File Number 2009-00196 – William Esters

Mr. Vanderland and Mr. Philpy were present, but did not vote since by statute they are ineligible to vote on matters unrelated to Onsite Sewage System Professionals until July 1, 2009.

Mr. Dick updated the Board members on the proposed OSSP and general regulation amendments.

Other Business

Mr. Dick provided the Board members with the Model Public Participation Guidelines for their consideration. After discussion, Ms. Leininger moved to repeal the existing public participation guidelines and adopt the model public participation guidelines via exempt action. Ms. Degen seconded the motion which was unanimously approved by members: Bott, Crooks, F. Davis, Degen, Leininger, and Walker. Mr. Vanderland and Mr. Philpy were present, but did not vote since by statute they are ineligible to vote on matters unrelated to Onsite Sewage System Professionals until July 1, 2009.

Future Board Meeting Dates:

**Future Meeting
Date**

December 4, 2008
March 4, 2009
June 24, 2009
September 23, 2009
December 2, 2009


Board members completed their conflict of interest forms and travel vouchers.

**Conflict of
Interest Forms**

The Board adjourned at 9:20 a.m.

Adjournment


Harold W. Walker, Chairperson


Jay W. DeBoer, Secretary

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

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

1. Name: John Vanderland
2. Title: Board Member
3. Agency: WWWOSSP Board
4. Meeting/IFF Date: Board Meeting September 24, 2008

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

Nature of Personal Interest Affected by Transaction:

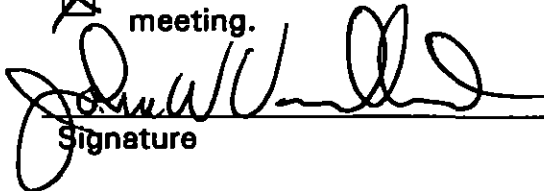
I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

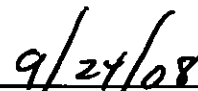
I am able to participate in this transaction fairly, objectively, and in the
public interest.

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: E. Brooke Philpy
2. Title: Board Member
3. Agency: WWWOSSP Board
4. Meeting/IFF Date: Board Meeting September 24, 2008

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:

*Virginia Association of Professional Soil Scientists (VAPSS),
Virginia Onsite Wastewater Recycling Assoc. (VOWRA)*

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

E. Brooke Philpy

Date

9/24/08

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

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

1. Name: Frank L. Davis, Jr.
2. Title: Board Member
3. Agency: WWWOSSP Board
4. Meeting/IFF Date: Board Meeting September 24, 2008

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.

Frank L. Davis, Jr.
Signature

9-24-08
Date

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

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

1. Name: Eileen M. Leininger
2. Title: Board Member
3. Agency: WWWOSSP Board
4. Meeting/IFF Date: Board Meeting September 24, 2008

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

none

Nature of Personal Interest Affected by Transaction:

none

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

water industry

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.

Eileen M. Leininger
Signature

9/24/08
Date

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

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

1. Name: Marcia J. Degen, PhD
2. Title: Board Member
3. Agency: WWWOSSP Board
4. Meeting/IFF Date: Board Meeting September 24, 2008

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.

Marcia J. Degen
Signature

9/24/08
Date

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

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

1. Name: Douglas J. Crooks
2. Title: Board Member
3. Agency: WWWOSSP Board
4. Meeting/IFF Date: Board Meeting September 24, 2008

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

NONE

Nature of Personal Interest Affected by Transaction:

NONE

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

NONE

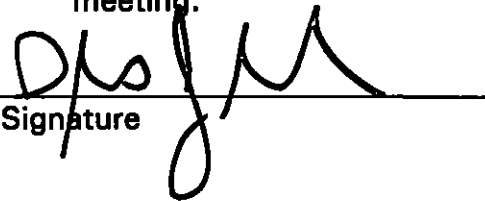
I am able to participate in this transaction fairly, objectively, and in the public interest.

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

9-24-08

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

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

1. Name: Charles B. Bott, PhD
2. Title: Board Member
3. Agency: WWWOSSP Board
4. Meeting/IFF Date: Board Meeting September 24, 2008

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:

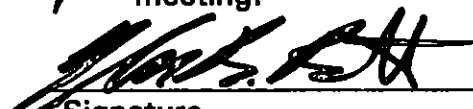
N/A

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

24 Sept 08
Date

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

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

1. Name: Harold W. Walker
2. Title: Board Member
3. Agency: WWWOSSP Board
4. Meeting/IFF Date: Board Meeting September 24, 2008

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.

Harold W. Walker
Signature

9/24/08
Date