

# **FINAL**

## **THE VIRGINIA APPRENTICESHIP COUNCIL MINUTES Thursday, June 10, 2004**

The Virginia Apprenticeship Council (Council) met on Thursday, June 10, 2004 at J Sargeant Reynolds Community College, North Run Business Park, 1630 East Parham Road, Richmond, Virginia. Chairman Barry Baker called the meeting to order at 10:10 a.m.

### **COUNCIL MEMEBERS PRESENT:**

Barry W. Baker, Chairman  
Danny Amos  
Dudley Harris  
Darold S. Kemp  
Earl Dickerson  
Joan Velliquette Powers for Dr. Glen DuBois  
James N. Ellenberger for Ms. Delores Esser  
Dr. Steven Staples  
John W. Whitaker

### **STAFF PRESENT:**

C. Ray Davenport, Commissioner, DOLI  
Beverley Donati, Apprenticeship Program Director  
Ellen Marie Hess, Staff Attorney  
Bill Diamond, Office of the Attorney General  
Ray Kroniser, DOLI Apprenticeship Representative

### **CALL TO ORDER AND INTRODUCTIONS:**

Chairman Barry W. Baker called the regular scheduled quarterly meeting of the Virginia Apprenticeship Council to order. The presence of a quorum was established.

Council members introduced themselves. Staff members introduced themselves. U.S. Department of Labor, Bureau of Apprenticeship Training, State Director Jim Walker introduced himself and BAT representatives present.

### **PUBLIC COMMENT:**

There was no public comment offered.

### **COUNCIL COMMENTS:**

There were no comments offered from Council members.

### **APPROVAL OF MINUTES:**

On proper motion and second the minutes for the Council meeting held on December 11, 2003 were approved unanimously by role call vote.

## **CORRESPONDENCE:**

There was no correspondence to the Council.

## **CLOSED SESSION:**

Chairman Baker offered the following motion:

“I move that the members of the Virginia Apprenticeship Council go into closed session to discuss actual or probable litigation relating to Williams Steel Erection Company, Inc. and to ask about specific legal matters under section 2.2-3711(A)(7) of the Code of Virginia. Attending will be:

Members of the Council

Ray Davenport, Commissioner of Labor and Industry

U.S. Department of Labor, Bureau of Apprenticeship Training, Jim Walker

Attorney General’s Office, Bill Diamond

DOLI Employees, Ellen Marie Hess and Beverley Donati.”

Mr. Kemp seconded the motion. The motion was approved unanimously by role call vote.

The Council went into closed session at 10:12 a.m.

The Council reconvened in open session at 10:50 a.m.

Chairman Baker offered the following motion:

“I move that the members of the Virginia Apprenticeship Council end the closed session and certify that only public business matters lawfully exempted from open meeting requirements under 2.2-3711 of the Code of Virginia and that only matters identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the public body.”

Mr. Harris seconded the motion. The motion was approved unanimously by role call vote.

## **OLD BUSINESS:**

### **a. Virginia Alumni Association:**

Mr. Harris reported that the Alumni Association was now an approved 501C and had a bank account. The executive committee will meet following this meeting. Alumni information is on the DOLI web site.

## **NEW BUSINESS:**

### **a. Ad Hoc Subcommittee:**

Subcommittee Chairman, Darold Kemp reported that the Ad Hoc Subcommittee met on Thursday, May 13, 2004 at the Powers-Taylor Building, 13 South 13<sup>th</sup> Street, Richmond, Virginia. Present were subcommittee members Darold Kemp, Dudley Harris, and Joan V. Powers. Beverley Donati, Assistant Program Director and Jim Walker, USDOL, BAT were also present.

A discussion was held concerning Council’s possible revisions to the “Regulations Governing the Administration of Apprenticeship Programs in the Commonwealth of Virginia.” It was noted that some polices and definitions had been changed and need to be included in the Regulations. The Regulations were last revised in July 1993. The subcommittee requested input from all Council and staff members.

The next subcommittee meeting will be held on Thursday, 13, 2004 at the Powers-Taylor Building beginning at 9:30 a.m.

**b. Application for Program Re-Instatement: Williams Steel Erection Company**

Ellen Marie Hess, Department of Labor and Industry Staff Attorney addressed the Council regarding a proposed litigation settlement and remedial plan for Williams Steel Erection Company's apprenticeship program. Members of the Council questioned Ms. Hess concerning the terms of the settlement and the Company's previous history.

Mr. Bruce Luchansky, counsel for Williams Steel Erection Company, Inc. addressed the Council. Members of the Council questioned Mr. Luchansky about the stated commitments of the applicant.

Mr. Russ Keating, Williams Steel Erection Company, Inc., Supervisor of Apprenticeship and Human Resources Director answered questions from member of the Council regarding the applicant's previous program and the commitments to operating a future program.

Chairman Baker offered the following motion:

"I move the Virginia Apprenticeship Council ratify the settlement and remedial plan endorsed by the Department of Labor and Industry and Williams Steel Erection Company, Inc. on June 10, 2004.

Mr. Harris seconded the motion.

Members of the Council spoke directly voicing concerns to the application prior to the vote

The vote was as follows:

Mr. Amos:	yes
Mr. Dickerson:	yes, with reservations
Mr. Harris:	yes
Mr. Ellenberger:	yes
Mr. Kemp:	yes
Ms. Powers:	yes
Dr. Staples:	no
Chairman Baker:	yes

**REPORTS:**

**Virginia Community College System:**

Ms. Power advised the Council that she would be leaving the VCCS on July 1, 2004 and moving to Colorado. Ms. Gloria Westerman will represent the Chancellor to the Council. She reported that the Apprenticeship Related Instruction Coordinators would cross reference the apprentices reported by the VCCS with apprentices registered with DOLI. Ms. Powers passed out a draft of a postcard to be sent to potential sponsors in western areas of the Commonwealth. She asked for Council input.

**U.S. Department of Labor, Bureau of Apprenticeship Training:**

Mr. Walker addressed the Council. Greetings were extended from the USDOL national and regional offices. He reported on a recent USDOL, BAT conference held recently in Las Vegas. BAT has identified "New and Emerging Industries (NEI) and a "High Growth Job Training Industries Initiative (HGJTI)." Mr. Walker expanded on nursing and childcare as emerging apprenticeships.

Commissioner Davenport stated he would be attending a meeting on June 23, 2004 on the future shortage of nurses. Chairman Baker commented that North Carolina is bringing nurses from Romania. He expressed his concerns about this practice.

**Department of Labor and Industry:**

Commissioner Davenport addressed the Council. He asked the members to review the Agency's Annual Report. He briefly reviewed the extended General Assembly session. The comprise budget did not include the four apprenticeship staff positions. Among the amendments proposed by the Governor is an amendment (#5) to restore the four positions. Talking points have been developed addressing the Apprenticeship Program for anyone wishing them. The Commissioner thanked the staff and especially Ellen Marie Hess who provided the legal assistance in addition to her regular duties in the Williams Steel reapplication.

**Department of Labor and Industry, Apprenticeship Program:**

Ms. Donati thanked Ms. Powers for the working relationship between the two agencies and wished her the best in Colorado and welcomed Ms. Westerman. Ms. Donati reported the following program statistics as of June 9, 2004: Active Sponsors – 2,132; Active Programs- 2,427; Apprentice Registrations - 1171; Cancellations – 558; Certificates of Completions issued – 747; and Active Apprentices – 11,445.

Ms. Donati announced that the next Council meeting would be held on Thursday, September 16, 2004 at Confederate Hills Recreation Building. The next subcommittee meeting will be held on Thursday, August 12, 2004.

**ANNOUNCEMENTS:**

The chairman thanked everyone for attending. There were no other announcements.

The meeting was adjourned at 12:05 p.m.

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Barry W. Baker, Chair

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C. Ray Davenport, Secretary