

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

The Virginia Board for Asbestos, Lead, Mold, and Home Inspectors met on November 10, 2010, 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  
Colleen Becker  
Christopher Chapman  
Keith F. Cronan  
Dolores Daniels  
D. Bowen Hyatt  
Thomas Joel Loving  
Reginald Marston, III  
Peter Palmer  
Howard D. Varner

Board members Brian Koepf and Phillip Fincher were not present at the meeting.

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 9:06 am.

**Call to Order**

Ms. Becker moved to approve the agenda. Mr. Marston seconded the motion which was unanimously approved by members: Atwood, Chapman, Cronan, Daniels, Hyatt, Loving, Marston, Palmer, and Varner. Board member Colleen Becker was present but did not vote because, by statute, she is 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**

IFF Meeting Minutes – August 19, 2010;  
Board Meeting Minutes – August 25, 2010;  
IFF Meeting Minutes – September 20, 2010;  
IFF Meeting Minutes – September 30, 2010; and  
Board Meeting Minutes – October 12, 2010.

Ms. Daniels seconded the motion which was unanimously approved by members: Atwood, Chapman, Cronan, Daniels, Hyatt, Loving, Marston, Palmer, and Varner. Board member Colleen Becker was present but did not vote because, by statute, she is ineligible to vote on matters unrelated to RRP until the effective date of the regulations.

Joe Crocket was present and addressed the Board.

**Public Comment  
Period**

Regarding **File Number 2010-01870, John R. Rust**, the Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the investigative file, transcripts and exhibits, and the Summary of the Informal Fact-Finding Conference. Mr. Rust, respondent; and Ms. Gresham, complainant, were present and addressed the Board. Mr. Varner moved to accept the Summary of the Informal Fact-Finding Conference as to the facts, which cites a violation of 18 VAC 15-40-190.6 (count 1) of the Board's regulations. Mr. Chapman seconded the motion which was approved by members: Atwood, Chapman, Daniels, Palmer, and Varner. Mr. Cronan and Mr. Loving voted in opposition of the motion. Mr. Hyatt abstained from the vote. Colleen Becker was present but did not vote because, by statute, she is ineligible to vote on matters unrelated to RRP until the effective date of the regulations. Mr. Marston was not present during the discussion or vote. The motion passed with a majority vote.

**File Number 2010-  
01870 – John R.  
Rust**

Mr. Varner moved to accept the Summary of the Informal Fact-Finding Conference as to the sanctions and impose a \$1,000.00 fine for the violation contained in Count 1. Mr. Hyatt seconded the motion which was approved by members: Atwood, Daniels, and Varner. The following members voted in opposition of the motion: Cronan, Chapman, Loving, and Palmer. The motion failed. Mr. Hyatt moved to amend the Summary of the Informal Fact-Finding Conference and imposed the following sanctions: probation for six (6) months. While on probation Rust must provide evidence acceptable to the Board of successfully completing a minimum of eight (8) contact hours of education

pertaining to structural inspection subject drawn from the building inspection content areas of the Board's examination, as well as a \$250 fine. If evidence of compliance is not received within six (6) months a monetary penalty of \$1,000 will be imposed. Mr. Palmer seconded the motion which was unanimously approved by members: Atwood, Chapman, Cronan, Daniels, Hyatt, Loving, Palmer, and Varner. Board member Colleen Becker was present but did not vote because, by statute, she is ineligible to vote on matters unrelated to RRP until the effective date of the regulations. Mr. Marston was not present during the discussion or vote.

Regarding File Number 2011-00074, Fritz L. Montes, the Board members reviewed the application file, which consisted of the exhibits, transcript and the summary of the Informal Fact-Finding Conference. Mr. Montes was not present at the meeting. Mr. Hyatt moved to accept the summary of the IFF and approve Mr. Montes' lead inspector application. Ms. Becker seconded the motion which was unanimously approved by members: Atwood, Chapman, Cronan, Daniels, Hyatt, Loving, Palmer, and Varner. Board member Colleen Becker was present but did not vote because, by statute, she is ineligible to vote on matters unrelated to RRP until the effective date of the regulations. Mr. Marston was not present during the discussion or vote.

**File Number 2011-00074 – Fritz L. Montes**

Regarding File Number 2011-01676, Michael L. Hanvichid, the Board members reviewed the application file, which consisted of the exhibits, transcript and the summary of the Informal Fact-Finding Conference. Mr. Hanvichid was present at the meeting and addressed the Board. Ms. Becker moved to accept the summary of the IFF and approve Mr. Hanvichid's asbestos supervisor application. Ms. Hyatt seconded the motion which was unanimously approved by members: Atwood, Chapman, Cronan, Daniels, Hyatt, Loving, Marston, Palmer, and Varner. Board member Colleen Becker was present but did not vote because, by statute, she is ineligible to vote on matters unrelated to RRP until the effective date of the regulations.

**File Number 2011-01676 – Michael L. Hanvichid**

Regarding File Number 2011-00005, John F. Furman, III, the Board members reviewed the application file, which consisted of the exhibits, transcript and the summary of the Informal Fact-Finding Conference. Mr. Furman was not present at the meeting. Mr. Loving moved to accept the summary of the IFF and approve Mr. Furman's lead supervisor application. Mr. Chapman seconded the motion which was unanimously approved by

**File Number 2011-00005 – John F. Furman, III**

members: Atwood, Chapman, Cronan, Daniels, Hyatt, Loving, Marston, Palmer, and Varner. Board member Colleen Becker was present but did not vote because, by statute, she is ineligible to vote on matters unrelated to RRP until the effective date of the regulations.

Ms. Becker moved to reconsider the previous motion made at the August 25, 2010, Board meeting regarding the issuance of temporary licenses as authorized by § 54.1-201.1 of the Code of Virginia. Mr. Chapman seconded the motion which was unanimously approved by members: Atwood, Chapman, Cronan, Daniels, Hyatt, Loving, Marston, Palmer, and Varner. Board member Colleen Becker was present but did not vote because, by statute, she is ineligible to vote on matters unrelated to RRP until the effective date of the regulations.

**Reconsider and  
Withdraw  
Emergency  
Regulation Revision**

Ms. Becker moved to withdraw the emergency regulation amendment which was the subject of the motion made at the August 25, 2010, Board meeting. Mr. Chapman seconded the motion which was unanimously approved by members: Atwood, Chapman, Cronan, Daniels, Hyatt, Loving, Marston, Palmer, and Varner. Board member Colleen Becker was present but did not vote because, by statute, she is ineligible to vote on matters unrelated to RRP until the effective date of the regulations.

Mr. Dick updated the Board on the status of the regulation review process.

**Update on  
Regulation Review**

The following meeting dates have been scheduled:

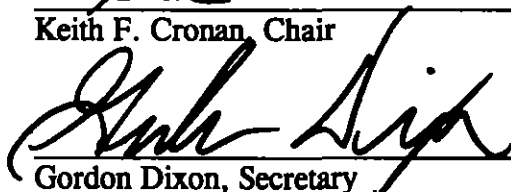
**Future Meeting  
Dates**

- February 2, 2011
- May 3, 2011
- August 23, 2011
- November 15, 2011

The meeting adjourned at 11:07 a.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: Howard D. Varner  
2. Title: Board Member  
3. Agency: ALMHI Board  
4. Meeting/IFF Date: Board Meeting, November 10, 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: Bonnie Atwood
- 2. Title: Board Member
- 3. Agency: ALMHI Board
- 4. Meeting/IFF Date: Board Meeting, November 10, 2010

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

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Nature of Personal Interest Affected by Transaction:

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

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*BA*

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.

Bonnie Atwood  
Signature

11-10-10  
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, November 10, 2010

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

Asbestos/Lead/Mold Contractor

Nature of Personal Interest Affected by Transaction:

Asbestos/Lead/Mold 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/Mold 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 B. Hyatt  
Signature

11/10/10  
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, November 10, 2010

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

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Nature of Personal Interest Affected by Transaction:

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


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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

11/10/10  
\_\_\_\_\_  
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, November 10, 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.

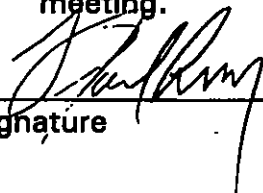
or

I did not participate in the transaction.

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

Signature

Date



11-10-10

**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 November 10, 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:

\_\_\_\_\_

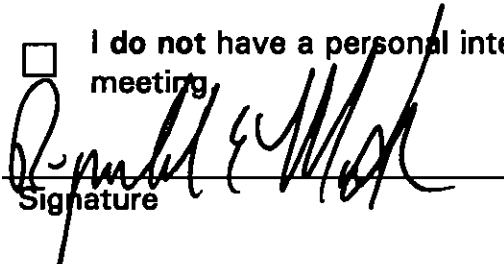
I am able to participate in this transaction fairly, objectively, and in the  
public interest.

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

11/10/2010

**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, November 10, 2010

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

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Nature of Personal Interest Affected by Transaction:

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

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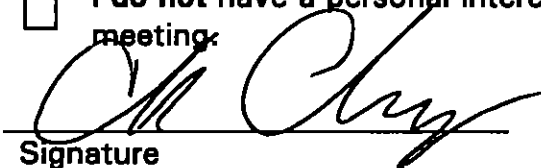
I am able to participate in this transaction fairly, objectively, and in the public interest.

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

11.10.2010

**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, November 10, 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:

*transit provider, lab, ab professional & ps professional*

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.

*Colleen Becker*  
\_\_\_\_\_  
Signature

*11/10/10*  
\_\_\_\_\_  
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, November 10, 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

*P. Palmer*

Date

*11/10/2010*

**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 November 10; 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 C. Daniels

Signature

Nov 10, 2010

Date