

**THE VIRGINIA BOARD FOR
WATERWORKS AND WASTEWATER WORKS OPERATORS**

MEETING MINUTES

The Virginia Board for Waterworks and Wastewater Works Operators met on Wednesday, December 6, 2006 at the offices of the Virginia Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia 23230.

The following members of the Board were present:

Eileen M. Leininger, Chair
Harold W. Walker, Vice Chair
Steve W. Cawthron
John W. Vanderland
Frank L. Davis, Jr.
Dr. J. Wesley Kleene

The following members of DPOR staff were present during some or all of the meeting:

David Ashe, Chief Deputy Director
Karen O'Neal, Deputy Director for RPD
David Dick, Executive Director
Sharon Sweet, Director of Education & Examinations
Earlyne Perkins, Legal Analyst
Marilyn Cohn, Administrative Assistant

Others who attended the meeting included:

Reco Marcell Johns, Sr. (Respondent)
Mark Anderson, Virginia Department of Health

Chairperson Leininger, finding a quorum of the Board present, **Call to Order** called the meeting to order at 8:55 AM.

The agenda was amended to include election of board chair and vice chair which was unanimously approved by the following board members: Leininger, Walker, Cawthron, Kleene, Davis and Vanderland. **Adopt Agenda**

Mr. Davis moved that the Board approve the minutes of its September 13, 2006 meeting and the IFF minutes of September 28 and October 12, 2006. Dr. Kleene seconded the motion which was unanimously approved by the following members: Leininger, Walker, Cawthron, Kleene, Davis and Vanderland. **Approval of Minutes**

Chairperson Leininger opened the floor for public comment. No member of the public present expressed a desire to address the **Public Comment Period**

Board.

Mr. Cawthron recused himself and did not participate in the discussion or vote.

File Number
2006-04293

In the matter of **File Number 2006-04293, Rudy Rodriguez, Jr.**, the Board reviewed the Consent Order which was offered to the Respondent, Rudy Rodriguez, Jr. Mr. Rodriguez was not present at the Board meeting. Mr. Vanderland moved that the Board accept the Consent Order for Count 1 that Mr. Rodriguez was in violation of 18 VAC 160-20-109.A.3 and that no monetary penalty is imposed, but requires \$150 payment for Board costs. The respondent further agrees to suspension of his license until he has provided proof of successful completion of eight CPE contact hours and to one year probation of his Class V Operator license. Mr. Davis seconded the motion which was approved by the following members: Leininger, Walker, Kleene, Davis and Vanderland. Mr. Cawthron recused himself and did not participate in any discussion or vote.

In the matter of **File Number 2007-00619, Gene Edward Collins**, the Board reviewed the record which consisted of the application file, transcript and exhibits from the IFF and the presiding officer's summary and recommendation. Upon a motion by Mr. Walker and seconded by Mr. Vanderland, the Board adopted the summary and recommendation and approved the application for Class II Waterworks Operator license for Gene Edward Collins. The motion was unanimously approved by the following members: Leininger, Walker, Cawthron, Kleene, Davis and Vanderland.

File Number
2007-00619

In the matter of **File Number 2007-00867, Reco Marcell Johns, Sr.**, the Board reviewed the record which consisted of the application file, transcript and exhibits from the IFF and the presiding officer's summary and recommendation. Reco Marcell Johns, Sr. (Respondent) was present and addressed the Board. Dr. Kleene moved that the Board accept the summary and recommendation and approve the application for Wastewater Works III Operator license for Reco Marcell Johns, Sr. Mr. Walker seconded the motion which was unanimously approved by the following members: Leininger, Walker, Cawthron, Kleene, Davis and Vanderland.

File Number
2007-00867

Ms Sharon Sweet, Director of the Office of Education and Examinations provided the board with examination statistical data regarding candidate performance and pass rates which the Board had requested for review at the December meeting.

Examination
Statistics Report

The Board requested Ms. Sweet to provide update information for the March 2007 meeting. It was also requested that staff provide recommendations regarding the CPE Audit for board consideration at the March 7, 2007 meeting.

Mr. Dick David Dick reported that the postcard notification of the final amendments, effective December 1, 2006, to the Waterworks and Wastewater Works Operators had been sent to all licensees.

Final Regulations Update

The Chairperson opened the floor for nominations for Chairperson and Vice Chairperson. Harold Walker was nominated as Chairperson and Frank Davis for Vice Chairperson. Hearing no further nominations, the nominations were closed. Upon unanimous vote of the Board, Mr. Walker and Mr. Davis were elected Chairperson and Vice Chairperson, respectively.

Other Business

The Board confirmed the following meeting dates:

Future Meeting Dates

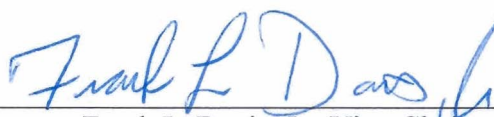
- March 7, 2007
- June 20, 2007
- September 19, 2007
- December 5, 2007

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

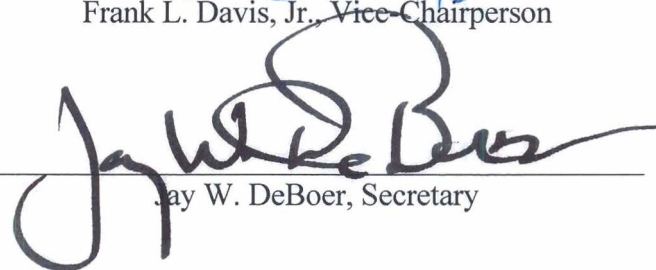
Conflict of Interest Forms

The Board adjourned at 10:45 A.M.

Adjournment



Frank L. Davis, Jr., Vice-Chairperson



Jay W. DeBoer, Secretary

COPY TESTE:

Custodian of the Records

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

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

1. Name: Eileen Leininger
2. Title: Board Member - Waterworks and Wastewater Works Operators
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: NONE

6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: water industry

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

Dated: 12/6/06

Signature: Eileen Leininger

**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 – Waterworks and Wastewater Works Operators
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: _____

6. I declare that:

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

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

Dated:

12/6/06

Signature:

Harold W. Walker

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

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

1. Name: Steve W. Cawthron
2. Title: Board Member - Waterworks and Wastewater Works Operators
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: None

6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: Water and Wastewater

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

Dated: 12/6/06

Signature: SW Cawthron

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

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

1. Name: John W. Vanderland
2. Title: Board Member – Waterworks and Wastewater Works Operators
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: _____

6. I declare that:

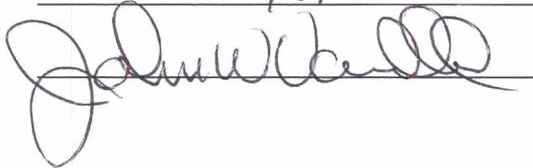
(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: _____

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

Dated:

12/6/06

Signature:



**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 - Waterworks and Wastewater Works Operators
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: _____

6. I declare that:

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

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

Dated:

12-6-06

Signature:

12-6-06 / Frank L. Davis, Jr.

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

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

1. Name: Dr. J. Wesley Kleene
2. Title: Board Member - Waterworks and Wastewater Works Operators
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: NONE

6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: STATE REGULATORY (VDH)

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

Dated: 6 DECEMBER 2006

Signature: J Wesley Kleene