



# BOARD OF CERTIFICATION OF OPERATORS OF WASTEWATER TREATMENT FACILITIES

Meeting Minutes: Wednesday, January 6, 2016

Members in Attendance: Dr. Janet Baldwin, Paul Desrosiers, Julia Forgue, Fred Kurdziel, Frank McLynch, Bill Patenaude and Jon Schock

Others in Attendance: Christina Hoefsmit, Esq. (DEM);  
Tom Ciolfi and Mark Garofalo (West Warwick)

The meeting came to order at 9:32 a.m.

The first order of business was the review of the draft December 2, 2015 meeting minutes.

**After review of the draft December 2, 2015 meeting minutes, Mr. Schock suggested that enough changes were being proposed for their redrafting and resubmission at the next Board meeting.**

The next order of business was a request by Mr. Mark Garofalo for consideration for an answer on the Grade 2 exam. Mr. Patenaude noted that he was bringing this matter before the Board because it appeared that the examinee had shown reasonable knowledge and judgment in answering Question #28 as he did, but that a final determination should be a matter for the full Board.

**After discussion, Ms. Forgue motioned to award the point to Mr. Garofalo, which brought his score from a 69 to a 70. Mr. McLynch seconded the motion. Forgue, Kurdziel, McLynch, and Patenaude voted in favor. Baldwin, Desrosiers, and Schock voted against. As such, the motion passed.**

Messrs. Ciolfi and Garofalo thanked the Board for their consideration and left the meeting.

**Per §42-46-4 and §42-46-5(a)(4), Mr. Patenaude motioned to convene into executive session to discuss issues regarding Rhode Island wastewater treatment operators related to possible civil or criminal misconduct. Mr. Schock seconded the motion. The motion passed with the following roll call: Mr. Patenaude, Mr. Desrosiers, Mr. Kurdziel, Mr. McLynch, Dr. Baldwin, Ms. Forgue and Mr. Schock voting in the affirmative.**

**Mr. Desrosiers motioned to send a letter to an operator inviting them to attend the February 3<sup>rd</sup> Board meeting and provide the Board with additional information regarding the facts and circumstances that resulted in the failure to report permit violations for fecal coliform to DEM in a timely manner. Mr. Kurdziel seconded the motion. The motion passed with the following roll call: Mr. McLynch, Mr. Desrosiers, Mr. Kurdziel, Ms. Forgue, Dr. Baldwin, and Mr. Schock voting in the affirmative. Mr. Patenaude did not vote on the matter as he had recused himself and was not present during deliberations and vote.**

After deliberation Ms. Forgue motioned to send a letter to two operators and the public works director inviting them to attend the Board's February 3, 2015 meeting and provide the Board with additional information regarding the facts and circumstances that resulted in the failure to report permit violations for pH to DEM in a timely manner. Mr. McLynch seconded the motion. The motion passed with the following roll call: Mr. McLynch, Mr. Desrosiers, Mr. Kurdziel, Ms. Forgue, Dr. Baldwin and Mr. Schock voting in the affirmative. Mr. Patenaude did not vote on the matter as he had recused himself and was not present during deliberations and vote.

After review of the draft December 2, 2015 executive session meeting minutes, Mr. Schock motioned to approve the minutes as amended. Ms. Forgue seconded the motion. The motion passed with all eligible members voting in favor. Mr. Kurdziel abstained as he was not present at the December meeting; Mr. Patenaude abstained as he was recused from the December executive session.

Mr. Patenaude motioned to seal the January 6, 2016 executive session meeting minutes. Ms. Forgue seconded the motion. The motion passed with the following roll call: Mr. Patenaude, Mr. McLynch, Mr. Desrosiers, Dr. Baldwin, Ms. Forgue, Mr. Kurdziel, and Mr. Schock all voting in the affirmative.

Mr. Patenaude motioned to reconvene the meeting into open session. Mr. Schock seconded the motion. The motion passed with the following roll call: Mr. Patenaude, Mr. Kurdziel, Mr. Desrosiers, Dr. Baldwin, Ms. Forgue, Mr. McLynch, and Mr. Schock all voting in the affirmative.

There were no course approvals or applications to be reviewed.

Mr. Patenaude distributed copies of exam results from the November 2015 exam as compared to past exams.

The next item discussed were draft changes to the Board's regulations. Mr. Schock noted that the word "and" should be included in Rule 13(F)(2)(a). Unless Mr. Patenaude heard of any additional comments within the week, he would move forward with the notice process.

The next item on the agenda was new Board Membership. Mr. Patenaude noted that he was awaiting word from the Governor's Office regarding reappointments of Board members Desrosiers, McLynch, and Dr. Baldwin, who agreed to serve another term.

**Mr. Patenaude motioned to adjourn. Mr. Schock seconded the motion. With all members voting in favor, the motion passed.**

The next meeting is scheduled for Wednesday, February 3, 2016 at 9:30 a.m. at the RIDEM – Office of Water Resources, Room 280, located at 235 Promenade St., Providence, RI.