

**MECHANICAL LICENSING BOARD  
PUBLIC MINUTES**

January 11, 2023, at 9:00 a.m.

7 Eagle Square  
Concord, NH 03301

There was a meeting of the Mechanical Licensing Board on January 11, 2023. The meeting was called to order at 9:01 a.m. by Jesse Doucette. Also present were Robert Roy, Paul Perry, Elisha Cole, Joseph Nash, and Steve Guercia. Absent were Michael Harrison and Peter Kendrigan. Attending from the OPLC were Mechanical Chief Marc Prindiville, and Board Administrator Shana Warriner. Representing the AG's office was Sheri Phillips.

**1. Approve December 14, 2022, Meeting Minutes-** P. Perry made a motion to approve the minutes from the December 14, 2022, meeting R, Roy seconded, and motion passes with a roll call vote.

**2. Non-Public session-**

a. Upon the motion of J. Doucette and the second of R. Roy the Board, by roll call vote, voted to conduct a non-public session at 9:03 a.m. for the purpose of discussing matters that if discussed in public would likely adversely affect the reputation of persons other than a member of the body itself and noting that such a non-public session is authorized by RSA 91-A:3, II(c), (j), RSA 91-A:5, IV, Lodge v. Knowlton, 11 N.H. 574 (1978), and the Board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.

b. Upon return to public session at 9:24 a.m. J. Nash made a motion to seal the minutes from the non-public session. E. Cole seconded, and motion passes with a roll call vote.

**3. OPLC and/or Board Administration Updates – None.**

**4. Old Business**

a. **Tedd Evans Email on BCRB Alternate** – Mr. Evans spoke to the board about having the alternate attend board meetings once a month. R. Roy will continue as the alternate and attend meetings. He requested that he receive notification of the meetings. Mr. Evans also informed the board that the BCRB will be soon looking at the 2021 code.

**5. New Business –**

a. **Chief Inspectors Report** – M. Prindiville reviewed his report with the board. The Board inspectors will conduct the make-up code provider course on Friday January 6, 2023.

b. **Gary Gauthier – Seminar Provider** – J. Nash made a motion to approve Mr. Gauthier for a seminar provider pending the completion of the February 6<sup>th</sup> course. P. Perry seconded, and motion passes with a roll call vote.

**6. Rules Review and Other Legislative Topics -**

a. Rules Working Group-

\* Mec-200 – FIS Prepared and Submitted

\* Mec-300 – Advanced Public Hearing was opened at 10:00am. Attorney Daniel Corley, Jim Fusco and David Benedict all gave comments for consideration regarding the need for a change to the plumbing apprentice license. The hearing was closed at 10:17 am.

\* Mec-400 – J. Nash made a motion to accept the draft initial proposal. P. Perry seconded, motion passes with a roll call vote.

\* Mec-500 – Public Hearing was opened at 9:33 am. There were no public comments via in person or on zoom. Hearing was closed at 9:47 am.

\* Mec-605.01 – Public Hearing was opened at 9:33 am. There were no public comments via in person or on zoom. Hearing was closed at 9:47 am

\* Saf-Mec 700 – Public Hearing was opened at 9:33 am. There were no public comments via in person or on zoom. Hearing was closed at 9:47 am

\* Saf-Mec 800 – Public Hearing was opened at 9:33 am. There were no public comments via in person or on zoom. Hearing was closed at 9:47 am

**7. Public Comments-** Jim Fusco from Granite State Trade School asked the board to investigate the rules pertaining to code seminar providers as he was told he couldn't conduct classes as he didn't take the updated code course yet. Mr. Fusco contends that interpretation of the rules is incorrect. Mr. Fusco also complained that OPLC doesn't answer calls from his secretary when she calls to confirm attendance for participants in a CE course that he states is submitted

Mr. Fusco also raised concerns regarding the Chief Mechanical Inspector, Marc Prindiville teaching at a competitor's school. Mr. Fusco maintains this is unfair and stated that he would be filing a formal complaint. Mr. Fusco was advised by Board counsel to stop discussing his complaint with the Board and instead to file a written complaint and follow the formal complaint process should he wish to pursue that option.

**11. Adjournment-** The next meeting will be on February 8, 2023, at 9:00 a.m.

J. Nash made a motion to adjourn at 10:27 a.m. R. Roy seconded, and motion passes with a roll call vote.