



STATE OF MICHIGAN

GRETCHEN WHITMER
GOVERNOR

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

BOARD OF MECHANICAL RULES
Michigan History Center, The Forum
Lansing, Michigan 48915

MINUTES

August 17, 2022

10:00 a.m.

MEMBERS ATTENDING

Mr. Jason Finch, Vice Chairperson
Mr. Aaron Sedine, Secretary
Mr. Lorenzo Brown
Mr. Thomas Halligan
Ms. Michelle Hanlon
Mr. Craig Howson
Mr. Dennis Mowbray, Jr.
Mr. Mark Riley
Mr. Jason Zorn

MEMBERS ABSENT

Mr. Daniel Grafmiller
Mr. Robert Logan
Mr. Matthew Marsiglio
Mr. Bruce Seiler
Mr. Timothy Sweeney
Vacant – Organized Labor Representing
& Refrigeration

DEPARTMENT PERSONNEL ATTENDING

Mr. Keith Lambert, Director, Administration, BCC
Ms. Alesha Gensler, Deputy Director, Administration, BCC
Mr. Kevin Kalakay, Chief, Mechanical Division, BCC
Ms. Kelly Bean, Manager, Licensing and Compliance Division, BCC
Mr. Jon Paradine, Chief, Building and Permits Division, BCC
Ms. Dawn Canfield, Departmental Analyst, Licensing and Compliance Division, BCC
Ms. Hillary Millen, Departmental Analyst, Administrative Services Division, BCC
Ms. Tracie Pack, Departmental Analyst, Administrative Services Division, BCC
Ms. Katherine Place, Departmental Analyst, Administration Section, BCC
Mr. Tony Williamson, Departmental Analyst, Administration Section, BCC

1. CALL TO ORDER AND DETERMINATION OF QUORUM

Vice Chairperson Finch called the meeting to order at 10:00 a.m. A quorum was present at that time.

2. APPROVAL OF AGENDA

A **MOTION** was made by Board Member Howson and **SECONDED** by Board Member Brown to approve the agenda. **MOTION CARRIED UNANIMOUSLY.**

3. APPROVAL OF MINUTES – FEBRUARY 23, 2022

A **MOTION** was made by Board Member Howson and **SECONDED** by Board Member Mowbray to approve the minutes of the February 23, 2022 meeting. **MOTION CARRIED UNANIMOUSLY.**

4. APPLICANTS APPEALING DENIAL

A. Timothy Turney– Mechanical Contractor Examination

Mr. Timothy Turney did not appear to provide testimony before the Board to appeal denial of his Application for Mechanical Contractor Examination per the requirements of 2016 PA 407, Section 807.

Following discussion, a **MOTION** was made by Board Member Howson and **SECONDED** by Board Member Brown to postpone Mr. Turney’s appeal at the applicant’s request as he went to the incorrect location for the meeting and would not be able to attend. **MOTION CARRIED UNANIMOUSLY.**

B. Jeremy Semak– Mechanical Contractor Examination

Mr. Semak appeared and provided testimony before the Board to appeal denial of his Application for Mechanical Contractor Examination per the requirements of 2016 PA 407 and the Board of Mechanical Licensing Rules.

Following discussion, a **MOTION** was made by Board Member Riley and **SECONDED** by Board Member Halligan to approve Mr. Semak’s appeal allowing him to test for licenses 1 and 2. **MOTION CARRIED UNANIMOUSLY.**

5. PETITION FOR APPROVAL/CERTIFICATE OF ACCEPTABILITY

A. Laddertech LLC d/b/a Ladderport

Mr. Robert Gaines presented Laddertech LLC d/b/a Ladderport’s Petition Application for Certificate of Acceptability for Ladderport Ladder Receiver up to 24 feet on buildings other than new construction to the Board.

A **MOTION** was made by Board Member Riley and **SECONDED** by Board Member Howson to recommend denial to the Construction Code Commission of the Petition Application for Certificate of Acceptability for Ladderport Ladder Receiver up to 24 feet on buildings other than new construction as the request is being made regarding changes

in the Proposed 2018 Construction Code – Part 9A. Mechanical Code Rules which have not yet been adopted. **MOTION CARRIED UNANIMOUSLY.**

6. UNFINISHED BUSINESS

A. Applicants Appealing Denial

i. Ryan Andringa – Mechanical Contractor Examination

Mr. Ryan Andringa did not appear to provide testimony before the Board to appeal denial of his Application for Mechanical Contractor Examination per the requirements of 2016 PA 407, Section 807.

Following discussion, a **MOTION** was made by Board Member Riley and **SECONDED** by Board Member Mowbray to deny Mr. Andringa's appeal as he does not meet the statutory requirements for licensing classifications 5 and 7. **MOTION CARRIED UNANIMOUSLY.**

ii. Stephen Pavlik– Mechanical Contractor Examination

Mr. Stephen Pavlik appeared and provided testimony before the Board to appeal denial of his Application for Mechanical Contractor Examination per the requirements of 2016 PA 407 and the Board of Mechanical Licensing Rules.

Following discussion, a **MOTION** was made by Board Member Riley and **SECONDED** by Board Member Sedine to approve Mr. Pavlik's appeal to take the limited-service examination. **MOTION CARRIED UNANIMOUSLY.**

iii. Evan Sakat – Mechanical Contractor Examination

Mr. Evan Sakat did not appear to provide testimony before the Board to appeal denial of his Application for Mechanical Contractor Examination per the requirements of 2016 PA 407 and the Board of Mechanical Licensing Rules.

Following discussion, a **MOTION** was made by Vice Chairperson Finch and **SECONDED** by Board Member Riley to deny Mr. Sakat's appeal as he does not meet the statutory requirements as identified in the Bureau's January 24, 2022 Memorandum. **MOTION CARRIED UNANIMOUSLY.**

iv. Edward Sheridan – Mechanical Contractor Examination

Mr. Edward Sheridan did not appear to provide testimony before the Board to appeal denial of his Application for Mechanical Contractor Examination per the requirements of 2016 PA 407 and the Board of Mechanical Licensing Rules.

Following discussion, a **MOTION** was made by Board Member Sedine and **SECONDED** by Board Member Mowbray to deny Mr. Sheridan's appeal due to lack of experience as outlined in the Bureau's January 24, 2022 Memorandum. **MOTION CARRIED UNANIMOUSLY.**

B. HVAC Programs

- i. Local 324 Stationary Training Center for the Operators and Engineers
- ii. UA HVAC Training Centers in Michigan
- iii. Ferris State University
- iv. Oakland Community College

Following discussion, the Board identified 6Bi as a 4-year accredited program; 6Bii as a viable program; 6Biii as having both 2 and 4-year programs and 6Biv as a 2-year program. Director Lambert informed the Board the Bureau will only look for programs the Board approves it to use.

A **MOTION** was made by Board Member Sedine and **SECONDED** by Board Member Riley to request guidance from the Office of the Attorney General as to whether it is allowable to except a mechanical engineering degree as experience for licensing as long as the applicant can show heating, ventilation, and air conditioning related experience. **MOTION CARRIED UNANIMOUSLY.**

7. NEW BUSINESS

Board Member Riley asked if the law still only allows for an individual to hold a contractor license for one company. Director Lambert responded that this is a legal question that the Bureau is researching and working to address.

8. BUREAU QUARTERLY REPORT

Director Lambert reported on the following:

The Bureau continues to work with auditors regarding their findings during its 2020 audit.

The Director informed the Board that Dianne Barmes who was the Bureau's Licensing and Compliance Manager retired after 48 years of State service and having been with the Bureau since 2003. Kelly Bean now holds the Licensing and Compliance Manager.

Tony Williamson and Kathi Place were also introduced by Director Lambert as the Bureau's two (2) new code analysts with the Administration Section to help BCC expedite the code adoption processes. Additionally, Bryan Bryson will be starting September 4, 2022 as the new manager hired to fill the long-term manager vacancy in this section.

Director Lambert introduced Jon Paradine who has been managing the Bureau's Building Section is now the Inspections Division Director, and that Alesha Gensler is now the Director for the Bureau's new Licensing, Compliance & Administration Division.

Andrew Brisbo will be joining the Bureau as its new Director the week of September 18, 2022.

The Bureau is also continuing to work on the adoption process for the Energy codes.

The Director elaborated on the matter brought up earlier, regarding the difficulty with employer signatures on applications. Using an apprentice program may help with this issue; however, licensing changes need to be directed from the industry.

The Legislature has amended the Open Meetings Act requiring public meetings be recorded. The changes will take effect in 2023.

9. PUBLIC COMMENT

Mr. Kenneth Misiewicz, Pleune Service Company, commented on licensing requirements and thoughts on how the Board may want to address them.

10. NEXT MEETING DATE – NOVEMBER 30, 2022

The Board is scheduled to meet next at 10:00 a.m. at 611 West Ottawa Street, Lansing, MI 48933 in Upper Level Conference Room 3 on November 30, 2022.

11. ADJOURNMENT

A **MOTION** was made by Board Member Howson and **SECONDED** by Board Member Riley to adjourn the meeting at 10:56 a.m. **MOTION CARRIED UNANIMOUSLY.**