BE IT REMEMBERED, that a Board of Boiler Rules board meeting was held at 10:00 a.m. on Wednesday, February 15, 2012, at the address of Labor & Industries regional office 950 Broadway, fifth floor conference room, Tacoma, Washington before CHAIRMAN ROBERT OLSON, and BOARD MEMBERS TIM BARKER, LESLIE GRIMM, LARRY TREND, and SECRETARY/CHIEF BOILER & PRESSURE VESSEL INSPECTOR, TONY ODA.

WHEREUPON, the following proceedings were held, to wit:

Reported by:
Mary Ann Pennington, CCR
(License #3016)

EXCEL COURT REPORTING
16022-17th Avenue Court East
Tacoma, WA 98445-3310
(253) 536-5824
Wednesday, February 15, 2012
Tacoma, Washington

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P R O C E E D I N G S

Call to Order

CHAIRMAN OLSON: Let's go ahead and call the February 15th Board of Boiler Rules board meeting and public hearing to order.

My name is Rob Olson. I am the Chairman of the Board, and I'm also the board member representing manufacturers.

I'd like for everybody, please, to introduce themselves. State your name, your affiliation, beginning to my right, please.

Introductions

BOARD MEMBER TRENDÀ: Larry Trenda, member of the board representing professional engineers.


SECRETARY ODA: Tony Oda, Chief Boiler Inspector and Secretary to the Board.

MR. CARLSON: Mike Carlson, State of Washington.

MR. LEET: Larry Leet, Chief Boiler Inspector for the City of Seattle.

MR. BARTLETT: Russ Bartlett, field manager with
Travelers.

BOARD MEMBER GRIMM: Leslie Grimm, board member representing owners.

BOARD MEMBER BARKER: Tim Barker, board member representing insurance carriers.

Approval of Agenda

CHAIRMAN OLSON: Thank you. We do have an agenda in front of us, a revised agenda, that was given to us by the department this morning.

Do we have a motion to approve the agenda?

BOARD MEMEBER TRENDA: I'll make a motion to approve the agenda as presented in front of us.

CHAIRMAN OLSON: Is there a second?

BOARD MEMBER BARKER: Second.

CHAIRMAN OLSON: We have a motion and a second. All in favor of approving the agenda, signify by saying "Aye."

THE BOARD: Aye.

CHAIRMAN OLSON: Opposed, not voting?

We have an agenda.

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Review and Approve November 16, 2011,
Meeting Minutes

CHAIRMAN OLSON: The first item on our agenda is to review and approve the minutes from the November 16th board meeting.

And during yesterday's study session, I believe that Tim did point out a typo on page 2, mid paragraph to the right. The sentence is typed, "The last inspection was performed in June 2010." Tim pointed out to us that that should read "in June 2011." I've marked that in my minutes.

No other comments were made during yesterday's study session. Does anybody have any further comments today on the minutes from the 16th meeting?

Hearing none, is there a motion to approve the minutes from the November 16th meeting with the change as noted?

BOARD MEMBER BARKER: So move.

BOARD MEMEBER TRENDA: Second.

CHAIRMAN OLSON: We have a motion and a second.

Any further discussion?

All in favor of approving the minutes from the November 16th meeting signify by saying "Aye."

THE BOARD: Aye.
CHAIRMAN OLSON: Opposed, not voting?
Motion carries. We have approved minutes.

Review and Approve December 21, 2011
Special Meeting Minutes

CHAIRMAN OLSON: We did, on December 21st, have a special meeting to hear discussion on the Air Lock that is being used for the tunnel boring process that is occurring in Seattle. The minutes from that meeting are in Agenda Item 3.

We did look through those minutes yesterday. I don't believe that there was any comment on the minutes. We did hear some comment from the department that the action items that are listed in the minutes have been resolved and that equipment is getting underway toward operation, although the Air Lock is not actually hooked up and might not actually get hooked up unless they need to use it, correct?

MR. CARLSON: Yes.

CHAIRMAN OLSON: So we had some additional information just for follow-up discussion was all.

Do we have a motion to accept those minutes as they are presented?

BOARD MEMBER GRIMM: I'll make the motion.
CHAIRMAN OLSON: We have a motion. Do we have a second?

BOARD MEMBER BARKER: Second.

CHAIRMAN OLSON: We have a motion and a second. Any further discussion?

All in favor of approving the minutes from the December 21st meeting signify by saying "Aye."

THE BOARD: Aye.

CHAIRMAN OLSON: Opposed, not voting?

Those minutes are approved.

Public Hearing WAC 296-104-700 - Fee Increases

CHAIRMAN OLSON: Now moving on to the public hearing item, which is fee increases, changes to WAC 296-104-700. Those changes have been presented to us, and they are in our agenda. We have previously discussed these at one of our prior meetings, and we did vote to carry these to the public hearing as they are.

Is there any further discussion on these fee increases?

SECRETARY ODA: I think if anybody wants to revisit the revisions, it's on the last page, WAC 700. Just to refresh your memory on what the
board had voted on.

CHAIRMAN OLSON: We have a handout. Do we have the sheet with the colors, or we just have the black and white?

MS. CURRY: We have both. The one with the color is in the very back.

CHAIRMAN OLSON: Oh, the very last page.

MS. CURRY: This is the official OTS.

CHAIRMAN OLSON: Got it. The very last page.

So the changes are shown in red on the very last page. There it is. And the increase in fees were a percentage according to the budget, correct?

SECRETARY ODA: Correct.

CHAIRMAN OLSON: According to the fiscal amount, which was --

SECRETARY ODA: 4.34 percent.

CHAIRMAN OLSON: 4.34 percent. So does anybody have any questions or comments on the fee increases?

I'll call for the question. All in favor of accepting these fee increases as presented, changes to WAC 296 -- I'm sorry.

Do we have a motion to accept these fee increases as presented?

BOARD MEMBER GRIMM: I'll make a motion.

CHAIRMAN OLSON: We have a motion. Is there a
second?

BOARD MEMBER TRENSDA: Second.

CHAIRMAN OLSON: We have a motion and a second. Any further discussion?

All in favor of accepting changes, fee increases, as presented in our agenda to WAC 296-104-700 signify by saying "Aye."

THE BOARD: Aye.

CHAIRMAN OLSON: Opposed, not voting? Motion carries, fee increases carry. And our understanding is that this will be updated.

SECRETARY ODA: It will be effective May 31st.

CHAIRMAN OLSON: Effective May 31st.

SECRETARY ODA: Of this year.

CHAIRMAN OLSON: This is outside the scope of the current moratorium?

SECRETARY ODA: Correct.

Adjournment of Public Hearing

CHAIRMAN OLSON: Very good. That takes us to the end of the public hearing item. (Whereupon, at 10:15 a.m., the public hearing portion of the proceedings adjourned.)
CERTIFICATE

STATE OF WASHINGTON )
County of King )

I, Mary Ann Pennington, a Certified Court Reporter in and for the State of Washington, do hereby certify:

That the foregoing transcript of proceedings was taken before me and transcribed under my direction; that the transcript is a full, true, and complete transcript of the proceedings insofar as proceedings were audible, clear, and intelligible; that the proceedings and resultant foregoing transcript were done and completed to the best of my abilities for the conditions at the time of the proceedings;

That I am not a relative, employee, attorney or counsel of any party to this action, and that I am not financially interested in the said action or the outcome thereof;

IN WITNESS WHEREOF, I have hereunto set my hand on this 29th day of February, 2012, at Renton, Washington.

Mary Ann Pennington, CCR
(CCR License #3016)