

MINUTES

MAINE WATER WELL COMMISSION

Wednesday February 10, 2021

Meetings via Zoom – link on webpage, MEDWP.COM → Professionals → Well Drillers Commission

ATTENDEES:

Commission Members:

Dwight Doughty, (Chair)
Hydrogeologist, DOT
Daniel Locke
Hydrogeologist, MGS
Thomas Brennan
Senior Geologist, DWP

Mike Otley
Public Member
Frank Hegarty
Master Well Driller
Joe Gallant
Master Well Driller

Glenn Dyer
Master Well Driller

Guests:

Margaret Machaiek
State of Maine, AAG

Teresa Cloutier
Attorney at Law

David Philbrook
MWWC Well Inspector

Minutes Prepared By:

Tina Lemieux, DWP, Commission Clerk

PROCEEDINGS: 9:00 AM

Review of Meeting Minutes:

Motion to accept the minutes from **January 13, 2021**

❖ **MOTION:** Mike Otley **2nd:** Glenn Dyer **VOTE:** Unanimous

Exam Applications:

1. BRIAN MCINNIS_WD02259 – Journeyman WD – APPROVED

Motion to approve exam application.

❖ **MOTION:** Joe Gallant **2nd:** Frank Hegarty **VOTE:** Unanimous

2. CADEN R TEMPLE_WD02258 – Journeyman WD – APPROVED

Motion to approve exam application.

❖ **MOTION:** Joe Gallant **2nd:** Frank Hegarty **VOTE:** Unanimous

3. HOLLIS TEMPLE_WD00503 – Journeyman PI / Master WD – APPROVED

Motion to approve exam application.

❖ **MOTION:** Joe Gallant **2nd:** Frank Hegarty **VOTE:** Unanimous

Specialty Well Applications – Commission Review:

NONE

Specialty Well Applications – In-House Approval:

1. WRIGHT-GOODWIN_SWA

Other Business:

1. Exams: **Thursday, February 11, 2020 @ 10am** at Key Bank Building, downtown Augusta
 - a. Eligible candidates have been notified by email
2. Inquiry: Frank Hegarty
 - a. Gap Mountain Well Drilling – allegedly working in Maine without proper licensing.
 - b. 2-10-21 - Frank Hegarty will continue to research and may submit a complaint form.

COMPLAINTS:

Motion of consent for a stay on all discussions about Rock Libby or L&L Well Drilling for 60 days.

❖ **MOTION:** Thomas Brennan **2nd:** Joe Gallant **VOTE:** Unanimous

Motion to indefinitely revoke Anthony O’Connor’s Apprentice – WD, PI license.

❖ **MOTION:** Frank Hegarty **2nd:** Glenn Dyer **VOTE:** Unanimous

LOCKE-L&L/OCONNOR – (RTE 108, Rumford, ME 04276)

1. LOCKE-L&L – (RTE 108), complaint, rcvd 12-9-20 - open

- 12-17-20 – Notice of Complaint sent
- 1-27-21 – 3rd Notice of Complaint sent

2. LOCKE-OCONNOR (APPRENTICE) – (RTE 108), complaint, rcvd 12-9-20 - open

- 12-17-20 – Notice of complaint sent
- 1-27-21 – 3rd Notice of Complaint sent

AJ OCONNOR – (654 South Rumford, Rumford, ME 04276)

1. LOCKE-OCONNOR (APPRENTICE) – (654 S), complaint, received 5-4-20 - open

- 11-20-20 – Notice of Complaint, sent to AJ O’Connor
 - o 1st Notice of Complaint, sent same time as L&L WD
- 12-9-20 – MWWC accepted complaint against AJ O’Connor
- 12-30-20 – 2nd Notice of Complaint, to be sent to AJ O’Connor
- 1-27-21 – 3rd Notice of Complaint sent

2. DYER-OCONNOR (APPRENTICE) – (654 S), complaint, received 6-23-20 - open

- 11-20-20 – Notice of Complaint, sent to AJ O’Connor
 - o 1st Notice of Complaint, sent same time as L&L WD
- 12-9-20 – MWWC accepted complaint against AJ O’Connor
- 12-30-20 – 2nd Notice of Complaint, to be sent to AJ O’Connor
- 1-27-21 – 3rd Notice of Complaint sent

L&L (Rock Libby) – (654 South Rumford, Rumford, ME 04276)

1. DYER-L&L – (654 S), complaint, received 6-23-20 – open

- 6-25-20 – Notice of Complaint, sent to Rock Libby of L&L Well Drilling
- 7-8-20 – Reviewed and discussed complaint.
- 10-14-20 – Discussed and assigned violations and penalties
- 12-3-20 – Notice of Violation/Penalty, sent L&L Well Drilling/Rock Libby

2. DOUGHTY-L&L – (654 S), complaint, received 6-10-20 - open

- 6-10-20 – Notice of Complaint, sent to Rock Libby of L&L Well Drilling
- 7-8-20 – Reviewed and discussed complaint
- 10-14-20 – Discussed and assigned violations and penalties
- 12-3-20 – Notice of Violation/Penalty, sent L&L Well Drilling/Rock Libby

3. LOCKE-L&L – (654 S), complaint, received 5-4-20 - open

- 5-7-20 – Notice of Complaint, sent to Rock Libby and Anthony O’Connor
- 6-10-20 – Reviewed and discussed complaint
- 10-14-20 – Discussed and assigned violations and penalties
- 12-3-20 – Notice of Violation/Penalty sent, L&L Well Drilling/Rock Libby

DENSMORE-L&L (Rock Libby)

1. DENSMORE-L&L – complaint, received 6-3-20 - open

- 6-4-20 – Notice of Complaint, sent to Rock Libby of L&L Well Drilling
- 6-10-20 – Reviewed and discussed complaint.
- 10-14-20 – Discussed and assigned violations and penalties
- 12-3-20 – Notice of Violation/Penalty, sent L&L Well Drilling/Rock Libby

- 1-13-21 - Moving forward for small claims court

10:11 AM: **RECESS

11:00 AM: **EXECUTIVE SESSION: Meeting via Zoom, Not recorded

11:39 AM: **MEETING RESUMED: Meeting resumed via original meeting feed.

Executive Session: Discussion of appropriate measures

Motion to have counsel negotiate a consent agreement for L&L Well Drilling to give up license and no longer practice well drilling and pump installing as company and individual.

❖ **MOTION:** Mike Otley **2nd:** Daniel Locke **VOTE:** Unanimous

Other Business: (con't)

- Compliance Issues: Daniel Locke
 - i. Wants Commission to recognize that non-compliance of State of Maine Well Driller and Pump Installers is rampant and needs to be addressed.
 - ii. Will draft a letter addressing the non-compliance issues for Commission to review.

Motion to adjourn.

❖ **MOTION:** Glenn Dyer **2nd:** Joe Gallant **VOTE:** Unanimous

ADJOURNMENT: **11:58 AM**