

County CBO reports on latest building code changes

Building codes are popular subjects. They're so popular, in fact, that 50 people from Miami Valley NARI member companies attended the February lunch meeting to hear Maury Wyckoff, chief building official of Montgomery County, discuss the most important differences between the 2000 International Building Code, which has been adopted by the state of Ohio, and the 1998 Ohio Basic Building Code, which it replaces.

This was Maury's second recent visit to MVNARI. Last May he brought members up to speed on significant changes in the new residential code, which has been adopted by most jurisdictions in the Dayton area. The residential code applies, not surprisingly, to homes, while the IBC covers multi-family and commercial construction.

In May members of Miami Valley NARI and the Miami Valley Building Officials Council will hold a joint meeting to let members of the associations get better acquainted and discuss ways



Maury Wyckoff, Montgomery County's chief building official, displays a copy of the 2000 International Building Code, which has replaced the 1998 Ohio Basic Building Code in state-regulated construction.

This Month at MVNARI

March Meeting

Date & Time

11:00 a.m., Wednesday, Mar. 27

Location

Dayton Marriott

Program

Thomson Au

Bureau of Worker's Compensation

*How to Prepare for a Worker's
Compensation Audit*

Cost

\$20 NARI members

\$25 nonmembers

Please call the Miami Valley NARI office at 937-222-NARI to make reservations for this meeting.

to make the permitting and inspection process easier and more efficient for everyone. MVBOC has asked NARI's members to develop a Top Ten list of issues contractors want to address during the meeting. The May meeting will be on our regular meeting date, Wednesday, May 22, at the Dayton Marriott.

The meeting was also the occasion for presentation of MVNARI's personal achievement awards. The Contractor of the Year awards for professional accomplishments were presented at the January meeting.

The MVNARI Remodeler of the Year Award recognizes the personal accomplishments of an individual who has unselfishly promoted remodeling, NARI, and the organization's mission. This year's award winner is Dan Swank, CR, Dancraft Construction.

The Supplier of the Year Award is

the supplier equivalent of the Remodeler of the Year. It recognizes suppliers who promote and support remodeling, NARI, and the mission of NARI and its members. Yale Industries is the latest recipient of this award, which was accepted by Howard Ducker on behalf of all Yale employees.

The Skip Lowe Memorial Award was established in 1994 in memory of Miami Valley NARI's first executive director and one of the chapter's founders. Skip dedicated his life to trade organizations, community involvement, and professionalism.

Gary Porter, CR, G.A. Porter Construction, who was instrumental in enlisting Skip Lowe in the effort to form the Miami Valley Home Improvement Association in 1984, received the award.

Mike Siler, awards chairman, presented the awards.

February was a terrific month!

by Mike Kline

Nation's First Mortgage Banc, Inc.

Hello fellow Miami Valley NARI members! My message this month is to fill you in on some of the happenings in our busy association. The news this month includes congratulations to a few good men and information about the exciting topic for this month's meeting.

February was a terrific month for our group. We got terrific feedback from Homeworld and are making plans to have an even bigger and better show in 2003. We had lunch attendance of over 50



members for our lunch meeting and received two new membership applications that will be voted on by the board of directors this month.

The lunch meeting in February included several awards for some outstanding members that I would like to congratulate. These fine people consist of Howard Ducker, our "2001 Supplier Of The Year," Dan Swank, CR, our

"2001 Remodeler of the Year," and Gary Porter, CR, our winner of the "2001 Skip Lowe Memorial Award." People like these fine men are the reason that we have one of the most active and successful chapters in the country. Thanks gentlemen!

Please mark your calendar for March 27th from 11:00 a.m. until 1:00 p.m. for our monthly lunch meeting that promises to be loaded with good food, conversation and information. Our speaker will be Thomson Au, from the Ohio Bureau of Workers' Compensation. The topic will be "Preparing For a Workers Compensation Audit." As an auditor for the state of Ohio he is well qualified to put on this talk that will cover various types of audits, what auditors look for and record keeping responsibilities.

I hope to see you there and if you would please arrive a few minutes early to get checked in that would be great. We would like to start the meeting at 11:00 a.m. sharp.

As always, please feel free to contact me anytime with input on how we can continue to improve as an organization. Call me at (937) 609-0115 with your suggestions.

Please cooperate with NARI member survey

Kevin McNulty, executive vice president of NARI, reports that the Remodeling Research program is in full gear. If you receive a call from a research firm working for NARI, it is legitimate! Please participate in the survey, if you possibly can.

During this phase of the project, over 700 NARI members are being called randomly. This is only phase one, but already we are getting data that will define the remodeling industry and the NARI membership.

NARI has partnered with the Stanford University Graduate School of Business to conduct the three-year study of remodeling in the U.S. This information will become the definitive data on remodeling today and will make NARI the place to go to identify the industry.

The mission of MVNARI is:

- 1 To establish and maintain the association's firm commitment to developing and sustaining programs that expand and unite the remodeling industry, as well as ensure the industry's growth and security.*
- 2 To encourage ethical conduct, sound business practices, and professionalism in the remodeling industry.*
- 3 To present NARI as the recognized authority in the remodeling industry.*

This mission is carried out by:

- 1 Promoting the common business interests of those engaged in the industry.*
- 2 Sponsoring educational programs and activities for members.*
- 3 Enlightening consumers to the needs and advantages of home remodeling and maintenance, thereby improving the nation's housing inventory.*
- 4 Recommending legislative and regulatory action which safeguards and preserves the remodeling industry and stimulates the marketplace.*

Miami Valley REMODELER

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Get NARI material by FAX-on-demand line

FAX-On-Demand, NARI's newest information dissemination tool, has been burning up the phone lines with a great deal of usage since it was re-introduced recently. According to Lisa Gunggoll, marketing & communications manager, this dynamic communication tool is updated whenever documents are revised or with the addition of new documents.



Lisa suggests that it's a good idea for members to always have a print-out of the Index of Documents on hand for reference. You can access this by calling the FAX-On-Demand line at 1-877-685-6274 and choosing the first option from the main menu or by requesting document 100. As documents are revised or updated, there will be an indication of the change on the Index, along with a date, so you can easily tell whether you have the most recent index available.

Documents available through the system include a complete list of NARI chapters, a national staff list, a list of NARI membership services, the NARI Store order form, certification information, national awards information, meeting agendas, and other items.

Keep in mind that some documents are intended for members only. As such, the system will ask you for a PIN. The PIN is "NARI" or 6274 on your telephone keypad.

If there are any documents that you would like to see posted to this system, please let Lisa know by e-mail to lgunggoll@nari.org. She wants to hear your suggestions and feedback about this new system.

BWC auditor will speak at meeting

It is a fact of business life in construction that we are members of one of the more hazardous industries. In spite of all our best efforts, injury accidents are going to occur on construction sites. That's why Workers' Compensation is a major cost item for contractors.

At the March MVNARI lunch meeting we'll learn more about how the Ohio Bureau of Workers' Compensation deals with employers and evaluates risk associated with specific companies and industries.

The guest speaker is Thomson Au, a premium auditor for the Ohio Bureau of Workers' Compensation Dayton Service Office. He has worked as a BWC premium auditor since November 1994.

Thomson graduated from Hong Kong Lutheran College in 1982 with a Bachelor of Business Administration. He earned an M.B.A. in Finance and a M.S. in Applied Economics from Wright State University in 1992 and 1993 respectively.

His presentation at the March meeting will focus on "How to Prepare for a Workers' Compensation Audit." The presentation will cover types of audits, goals of an audit, record keeping, and other issues. There will be time for questions and answers.

The meeting will be at 11:00 a.m. Wednesday, March 27, at the Dayton Marriott. The program will start at 11:00 a.m. Call the NARI office at 937-222-NARI.

Court rules that non-union employees have rights under labor relations act

Steve Zimmer, CR, chairman of NARI's National Governmental Affairs Committee, reports that a recent court decision could have significance for contractors.

The U.S. Court of Appeals for the District of Columbia Circuit upheld a decision ruling that Section 7 of the National Labor Relations Act may apply to nonunion workers as well. This section, which affords union employees an opportunity to request representation during any meetings that may involve disciplinary action, may now be invoked by nonunion workers.

Two employees of the Epilepsy Foundation of Northeast Ohio sent a memorandum to their supervisor and the supervisor's supervisor requesting that he be removed from oversight of a certain project. The supervisor responded by asking for

an individual meeting with each employee and, apparently, denied one of them the option of having another employee present at the interview. After the request was denied, the employee refused to meet with the supervisor. The employee was sent home and, later, terminated.

NLRB has a history of applying Section 7 to union workers, but it has changed its position a number of times when applying this rule to nonunion workers. During its initial review of the case, the NLRB again expanded the interpretation of Section 7 to include nonunion workers.

This revised position relied heavily on the Supreme Court case *NLRB v. J. Weingarten, Inc.*, 420 U.S. 251 (1975), stating that "the Board extended the Weingarten rule to cover employees in nonunion

(Continued on page 4)

Labor relations act

(Continued from page 3)

workplaces, holding that such employees have a right to request the presences of a coworker in an investigatory interview which the employee reasonably believes could result in disciplinary action.” The NLRB noted that “the presence of a coworker gives the employee a potential witness, advisor, and advocate in an adversarial situation...”

The court sustained the NLRB’s decision, stating that, “(a)n otherwise reasonable interpretation of Section 7 is not made legally infirm because the Board gives renewed, rather than new, meaning to a disputed statutory provision.” The court reversed the NLRB ruling to apply this policy retroactively.



March Lunch Meeting

Thomson Au, BWC

How to Prepare for a Worker’s Compensation Audit
Wednesday, March 27
Dayton Marriott

April Lunch Meeting

Judge John M. Meagher, Mediator
*Mediations & Arbitrations:
Your Best Choices for Dispute Resolution*

Wednesday, April 24
Dayton Marriott

May Lunch Meeting

Joint meeting with MVBOC
Wednesday, May 22
Dayton Marriott

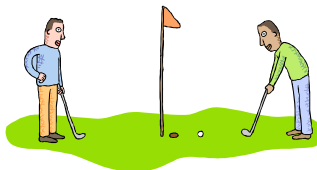
MVNARI Golf Classic

Wednesday, August 21
Sebastian Hills G.C, Xenia



NARI recognizes members for service

At the February meeting Miami Valley NARI honored three members for extraordinary service to NARI and the entire remodeling industry. Dan Swank, CR, (upper right), who was named Remodeler of the Year, and Gary Porter, CR, (lower right) who received the Skip Lowe Memorial Award, are shown with Awards Chairman Mike Siler. Yale Industries and its employees, shown above, were named Supplier of the Year.



The Miami Valley NARI Golf Classic is August 21. Put this date in your PDA now!

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