



New Jersey Office of the Attorney General

Division of Consumer Affairs
Board of Examiners of Electrical Contractors
124 Halsey Street, 6th Floor, Newark NJ 07102



PHILIP D. MURPHY
Governor

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977TH BUSINESS MEETING OF THE BOARD OF
EXAMINERS OF ELECTRICAL CONTRACTORS
(PUBLIC SESSION) - - - APRIL 12, 2023

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The Board Minutes of April 12, 2023, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of May 10, 2023, or soon thereafter as it may be considered. All requirements of the "Open Public Meetings Act" have been complied with according to N.J.S.A. 10:4-6.

The April 12, 2023, meeting of the Board of Examiners of Electrical Contractors was not held at 124 Halsey Street, but remotely. Pursuant to OPMA, N.J.S.A. 10:4-9.1, notice was provided electronically within 48 hours of the scheduled meeting. The meeting began at 9:00 and was accessed by the public via the (now inactive) link:

Join ZoomGov Meeting

<https://njoag.zoomgov.com/j/1612756014?pwd=a3hkSIRsZ1N1cDAvMTJocVloYVBXQT09>

Meeting ID: 161 275 6014

Passcode: 207222

Dial by your location

833 435 1820 US Toll-free

833 568 8864 US Toll-free

Any public comments were submitted by 2:00 P.M. on April 11, 2023, by e-mailing Philameana L. Tucker, Executive Director, at tuckerp@dca.njoag.gov. The Board made its best efforts to read any comments received during the meeting.

The notice of the meeting has been mailed to the Newark Star Ledger, Camden Courier Post, and the Trenton Times, and also notice has been posted on the Bulletin Board at the office of the Secretary of State, Trenton, New Jersey.

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The Board saluted the Flag.

ROLL CALL

Mr. Joseph P. Schooley, Chairman
Mr. Constantinos Papademas
Mr. James H. Flaherty
Mr. Gino Pasqualone

Mr. Anthony L. Anzelone was absent.

Also in attendance:

Joseph Donofrio, Deputy Attorney General, Division of Law
Philameana L. Tucker, Executive Director
Kathleen Moran, Administrative Assistant
Sadiqa Roe, Government Representative

There were also ten (10) guests in attendance.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve the Minutes of the 974th Open Session Business Meeting held January 11, 2023.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve the Minutes of the 975th Open Session Business Meeting held February 8, 2023.

The Minutes of the 976th Open Session Business Meeting held March 15, 2023, were not ready for review.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve (15) Initial Licenses which will expire on March 31, 2024.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve (12) Initial Business Permits which will expire on March 31, 2024.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (1) of the (3) Initial Business Permits Previously Expired effective April 12, 2023 to March 31, 2024. (#1 is held in abeyance pending further review).

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Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (8) of the (13) Changes in Business Permits effective April 12, 2023 to March 31, 2024. (#3, #6, #7, #9, and #11 are being held in abeyance pending further review).

Check in the amount of \$150.00 received from Raymond P. Gearhart, License #16403, t/a R P Gearhart Jr., Electrical Contractor, LLC, as the second installment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started March 3, 2023 and the balance due is \$2,700.00.

The Board accepted the payment.

Check in the amount of \$150.00 each received from Todd Ciamei, License #16604, as the fourth installment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started May 13, 2022 and the balance due is \$1,400.00.

The Board accepted the payment.

Check in the amount of \$150.00 received from Kenneth Gorman, License #13786 t/a Gorman Electric LLC, as the twenty-sixth installment of a civil penalty in the amount of \$5,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started February 12, 2021 and the balance due is \$1,100.00.

The Board accepted the payment.

Checks in the amount of \$150.00 received from Daniel M. McGaw, License #18019, t/a DMG Master Electric, LLC, as the seventh and eighth installment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started July 28, 2022 and the balance due is \$1,650.00.

The Board accepted the payment.

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Check in the amount of \$100.00 received from Albert G. Hoesly, III, License #13598, t/a Albert G. Hoesly Jr. & Son, Inc., as the twenty-third installment of a civil penalty in the amount of \$4,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started February 20, 2020 and the balance due is \$350.00.

The Board accepted the payment.

Check in the amount of \$450.00 received from James J. Dougherty, License #14276, as the sixth and final payment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1).

The Board accepted the payment.

Money Order in the amount of \$200.00 received from Joseph Gornicz, License #16039, t/a Mid-State Services, Inc., as the eighth installment of a civil penalty in the amount of \$4,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started August 19, 2022 and the balance due is \$2,400.00.

The Board accepted the payment.

Checks in the amount of \$200.00 each received from Robert Fatovic, License #12131, t/a Teski Electric, LLC, as the first and second installment of a civil penalty in the amount of \$5,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). The balance due is \$4,600.00.

The Board accepted the payment.

Check in the amount of \$150.00 received from John P. Mitacek, License #15049, t/a JMCC Electrical Contracting, Corp., as the fifth installment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started November 2, 2022 and the balance due is \$2,250.00.

The Board accepted the payment.

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Postal Money Order in the amount of \$150.00 received from Robert A. Gramlich, License #12898, t/a Robert A. Gramlich Electric, as the tenth installment of a civil penalty in the amount of \$6,000.00 for violation of N.J.A.C. 13:31-3.3 (c) (1). Payments began January 9, 2020 and the balance due is \$2,550.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Brad T. Kleinman, License #17747, t/a Electric Doctor, LLC, as the second installment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13:31-3.3 (c) (1). Payments began January 18, 2023 and the balance due is \$2,400.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Kyle J. Shurack, License #17854, t/a KJS Electric, LLC, as the fifth installment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13:31-3.3 (c) (1). Payments started November 4, 2022 and the balance due is \$2,000.00.

The Board accepted the payment.

Check in the amount of \$250.00 received from Anthony P. DiCataldo, License #16884, as the third installment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3 (c) (1). Payments started December 9, 2022 and the balance due is \$1,400.00.

The Board accepted the payment.

Checks in the amount of \$3,000.00 and \$2,000.00 received from Peter DiPietro, License #15942 (inactive) as the first and final payment of a civil penalty in the amount of \$5,000.00 for violation of N.J.A.C. 13:45C-1.2 and N.J.A.C. 13:31-3.3 (c) (1).

The Board accepted the payment.

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Check in the amount of \$150.00 received from Christopher Meyers, License #13140, t/a Christopher Meyers Electrical Services, as the thirtieth installment of a civil penalty in the amount of \$6,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started October 14, 2020 and the balance due is \$1,500.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Monica E. Merel, License #15260, t/a Clean Energy Electric & Solar, LLC, as the tenth and final payment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1).

The Board accepted the payment.

Check in the amount of \$300.00 received from William K. Graetz, License #14135, as the fourth installment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). The balance due is \$1,000.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Robert K. Bryant, License #15293, t/a Bryant Construction & Electrical Contracting, LLC, as the sixth installment of a civil penalty in the amount of \$2,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started November 2, 2022 and the balance due is \$800.00.

The Board accepted the payment.

Check in the amount of \$150.00 received from Steven T. Scotti, License #16987, t/a Trulite Electric, LLC, as the thirteenth installment of a civil penalty in the amount of \$3,000.00 for violation of N.J.A.C. 13:31-3.3 (c)(1). Payments started April 22, 2022 and the balance due is \$1,050.00.

The Board accepted the payment.

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Mr. James H. Flaherty is recused from the following discussion and motion.

The Board reviewed an Application to Reinstate Expired Electrical Contractors License #15080 received from Nicholas Mangelli, Jr.

Office files reflect that Mr. Mangelli's License and Business Permit #15080 expired on March 31, 2015.

Office files also reflect Mr. Mangelli signed an acknowledgement on March 20, 2023, agreeing to pay a civil penalty in the amount of \$10,000.00 for violation of N.J.A.C. 13:31-3.5 and N.J.A.C. 13:31.1.2 and N.J.A.C. 13:31-3.3 (c) (1).

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to reinstate Mr. Mangelli's License #15080 as he has demonstrated to the Board's satisfaction that he meets the requirement for reinstatement.

The Board reviewed an Application to Reactivate Inactive Electrical Contractors License #14452 received from William J. Wojtowicz.

Office files reflect that Mr. Wojtowicz placed License #14452 in inactive status on April 12, 2021.

Office files also reflect that the business permit was closed on May 13, 2020.

Office files further reflect the two previously issued pressure seal were returned on a timely basis.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, that this matter be discussed in Executive Session.

The Board reviewed an Application for Continuing Education Course/Seminar approval received from Meghan Holt, Mike Holt Enterprises, requesting approval to teach five (5) new courses.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, that a letter be sent to Mr. Holt advising him that his request is denied as it does not appear the courses will be taught as live interactive courses. Mr. Holt will be advised that he may submit a new application which reflects that he will teach live interactive courses as indicated in N.J.A.C. 13:31-1.7.

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The Board reviewed an Application for Continuing Education Course/Seminar approval received from Dana Villari, Warshauer Electric Supply, requesting approval of one new instructor to teach a previously approved course.

As per the Board's request, Ms. Villari provided a more detailed resume for Mr. Conway.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve one new instructor to teach a previously approved course.

The Board reviewed an Application for Continuing Education Course/Seminar approval received from Charise Wilson, New Jersey Independent Electrical Contractors, Inc., requesting approval of one new course and instructor.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve one new course and instructor.

Letter dated January 8, 2023, received from Joseph Pomerantz, License #13534, t/a Pomerantz Electric, Inc., requesting a waiver of the ten hour code and law portion of his Continuing Education Courses pursuant to N.J.S.A. 45:5A-13.4.

Office files reflect that Mr. Pomerantz has a current license and business permit.

Motion made by Mr. James H. Flaherty and seconded by Mr. Gino Pasqualone, and unanimously passed, that a letter be sent to Mr. Pomerantz advising him that the Board will allow him to take the course "on-line" as long as the instructor teaches the course via a Zoom platform.

Anthony Menafro, Construction Code Specialist, New Jersey Department of Community Affairs, appeared before the Board concerning the acceptance of licensees to submit electronically verified applications.

Mr. Menafro stated he was concerned the Board opposed the idea of electronically verified applications.

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Mr. Schooley stated the Board did oppose the Bill, but has not discussed this matter since it was last on the Agenda four or five years ago.

Mr. Menafro stated that most municipalities are prepared to accept electronic verification; however, letters of attestation are still accepted. Mr. Menafro also stated after the permit is electronically verified, the licensee must still download and sign and seal the application. Mr. Menafro stated after the paperwork is submitted, the municipality can then send that person a comment about any problems that may exist with the paperwork; by the end of the day the problem can be corrected. The site allows continuous accessibility.

Mr. Menafro stated that the Board of Engineers was the first to accept the electronic verification.

Mr. Flaherty stated the Board has a responsibility for the consumer and there are many problems unlicensed practice.

Mr. Menafro stated this will not stop unlicensed practice and we will not be able to determine who is qualified.

Mr. Papademas asked why Mr. Menafro was asking the Board to allow electronic verification when permits are regulated by Community Affairs.

Mr. Menafro stated he is only trying to make the Board aware that this is happening.

Mr. Schooley asked how a homeowner would obtain an electrical permit.

Mr. Menafro stated for now a homeowner would fill out the physical permit application.

Mr. Menafro stated he is happy to work with the Board and will assist in any way he can.

Mrs. Tucker stated that she has nothing to report.

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Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to go into Executive Closed Session to consider and to review consumer complaints, investigative reports and other information received pursuant to the Board's investigative authority in order to determine whether violations of the law, including Board regulations have occurred. The results of the deliberations will be made known when and if the Board determines to initiate disciplinary action or other law enforcement action.

Meeting adjourned at 2:00 P.M.

A Zoom Appointment and Business Meeting is scheduled for Wednesday, May 10, 2023 at 9:00 A.M.

Respectfully submitted,

Philameana L. Tucker
Executive Director