

924th BUSINESS MEETING OF THE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS (PUBLIC SESSION) - - - DECEMBER 13, 2017

The Board Minutes of December 13, 2017, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of January 10, 2018, 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 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.

Board meeting of December 13, 2017, was called to order at 9:00 A.M.
The following members were present:

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

Mr. Arthur W. Jacobs, Sr. was absent.

Philameana L. Tucker, Executive Director, was present from 9:00 A.M. until the close of the meeting.

Joseph Donofrio, Deputy Attorney General, Division of Law, was present from 9:00 A.M. until the close of the meeting.

Kathleen Moran, Administrative Assistant, III, was present from 9:00 A.M. until the close of the meeting.

Kerrie Shahan, Government Service Representative, was present from 9:00 A.M. until the close of the meeting.

Also in attendance were Edgar Santana; Sam Weinstein, NJESA; Kathleen Madaris NJ-IEC; Luis Garzon, FC Architects.

The Board saluted the Flag.

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Motion made by Mr. Constantinos Papademas and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, to approve (10) Initial Licenses which will expire on March 31, 2018. (Licenses were issued from November 28, 2017 through December 11, 2017).

Motion made by Mr. James H. Flaherty and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (7) Initial Business Permits which will expire on March 31, 2018. (Business Permits were issued from December 8, 2017 to December 13, 2017)

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. James H. Flaherty, and unanimously passed, to approve (6) Initial Business Permits Previously Expired effective December 13, 2017 to March 31, 2018.

Motion made by Mr. James H. Flaherty and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (10) Change in Business Permits effective December 13, 2017 to March 31, 2018.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve the Minutes of the 923rd Open Session Business Meeting held November 1, 2017.

Two civil penalty payments in the amounts of \$250.00 each received from Dariusz Krzton, Unlicensed, and the first and second installment of a civil penalty in the amount of \$1,000.00 for violation of N.J.S.A. 45:5A-9. Mr. Krzton also provided two restitution payments in the amounts of \$250.00 each. Mr. Krzton also signed a cease and desist agreement. Balance due for both penalty and restitution is \$500.00.

The Board accepted the payments.

Check in the amount of \$1,000.00 received from Michael W. Schneider, License #14254, as the first and final payment of a civil penalty in the amount of \$1,000.00 for violation of N.J.A.C. 13:31-3.3 (c) (1).

The Board accepted the payment.

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Check in the amount of \$200.00 received from David Hinton, License #11267, t/a Hinton and Son Electric, LLC, as the fifth installment of a civil penalty in the amount of \$2,000.00 as reflected in the Final Order of Discipline filed October 5, 2016, ordering Mr. Hinton to pay a civil penalty in the amount of \$2,000.00 for violation of N.J.S.A. 45:1-21(e). Payments began on November 29, 2016 and the balance due is \$1,000.00.

The Board accepted the payment.

Check in the amount of \$5,000.00 received from Wayne Pfisterer, President, Pfister Energy, as the first and final payment of a civil penalty in the amount of \$5,000.00 for violation of N.J.A.C. 13:31-3.2.

The Board accepted the payment.

Check in the amount of \$5,000.00 received from Paul M. Walburn, License #17321, t/a Gettle, Inc., as the first and final payment of a civil penalty in the amount of \$5,000.00 for violation of N.J.S.A. 45:5A-9.

The Board accepted the payment. Mr. Walburn will be advised that his letter stating he did not intentionally violate the statute is so noted. However, the language in the Settlement Letter will not be modified.

Letter received from Wilfred Jeffrey, License #14733, t/a J K Electrical Contractor, along with a restitution payment in the amount of \$500.00, in response to the Provisional Order of Discipline filed February 8, 2017. Balance due to this consumer is \$850.00.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Constantinos Papademas, and unanimously passed, that Deputy Attorney General Finalize the Provisional Order of Discipline and issue a Final Order of Discipline ordering Mr. Jeffrey pay restitution to four consumers in the amounts of \$1,350.00; \$1,412.62; \$900.00; \$1,317.00; and a civil penalty in the amount of \$3,000.00 for violation of N.J.S.A. 45:1-21(e). Should Mr. Jeffrey fail to keep the scheduled payments, his License and Business Permit #14733 will be immediately suspended.

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The Board reviewed an application for Continuing Education Course/Seminar Approval received from Richard VanWert, Electric Education Center, LLC, requesting approval of new courses and instructors.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve six (6) new courses and instructors. Mr. VanWert will be advised that the course entitled "Medium-High Voltage Termination" is being held in abeyance as, based on the resumes provided, Richard VanWert and James Huratiak are not qualified to teach this course.

Application to Reactivate an Inactive Electrical Contractors License received from Salvatore Vecchio, License #15905.

Office files reflect Mr. Vecchio chose "Inactive" status on March 27, 2012.

Office files also reflect Mr. Vecchio never held a business permit.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Constantinos Papademas, and unanimously passed, to reactivate Mr. Vecchio's License #15905 as he has demonstrated to the Board's satisfaction that he meets the requirement for reactivation. Mr. Vecchio will be reminded that he must still attend 24 hours of continuing education courses for the 2018 triennial renewal cycle which must be completed by March 31, 2018 that are not duplicative of the courses accepted by the Board for his 2015 renewal cycle. Mr. Vecchio will not be required to again take the nine hours of code changes and the one hour of laws, rules, and regulations for the 2018 renewal.

Application to Reactivate an Inactive Electrical Contractors License received from Kerry L. Ross, License #17457.

Office files reflect Mr. Ross chose "Inactive" status on February 9, 2015.

Pressure seal issued to Hands-on Handyman, LLC returned to the Board office on November 21, 2017.

Motion made by Mr. James H. Flaherty and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that this matter be discussed in Executive Closed Session.

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Application to Reactivate an Inactive Electrical Contractors License received from Chun W. Eng, License #9661.

Office files reflect Mr. Eng chose "Inactive" status on May 24, 2017.

Pressure seal issued to CW Electric, Plumbing & HVAC, LLC returned to the Board office on May 24, 2017.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Constantinos Papademas, and unanimously passed, to reactivate Mr. Eng's License #9661 as he has demonstrated to the Board's satisfaction that he meets the requirement for reactivation.

Rachel Glasgow, Regulatory Analyst, appeared before the Board to review the Adoption Notice published in the New Jersey Register on August 7, 2017, regarding N.J.A.C. 13:31-1.6 Fee Increase Proposal along with the comments submitted.

Mrs. Glasgow stated the first commenter stated he supports the proposed fee increase and noted that it is unreasonable to expect the Board continue to operate on a fee schedule created more than 13 years ago.

Mrs. Glasgow also stated the commenter will be thanked for his support.

Mrs. Glasgow further stated the second commenter stated that he understands the board's justification for the proposed fee increase and is not opposed. However, the commenter suggested that the Board review fees on a more regular basis such as every five years.

Mrs. Glasgow stated that the commenter will be advised that the Division conducts an annual fiscal analysis to determine whether the Board's fees are necessary and appropriate to satisfy the Board's current and anticipated expense levels and comport with the requirements of N.J.S.A. 45:1-3.2.

Mrs. Glasgow also stated another commenter requested that the Board spend more time investigating unlicensed practice with specific emphasis on prosecuting violators of unlicensed practice.

Mrs. Glasgow further stated the commenter will be advised that the Board routinely handles complaints concerning unlicensed practice. However, the Board does not have the statutory authority to prosecute or impose criminal sanctions and/or penalties.

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Motion made by Mr. James H. Flaherty and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, to adopt the proposed fee increase amending N.J.A.C. 13:31-1.6.

Mr. Schooley called for a vote on the motion:

Joseph F. Cantalupo - Yes
Constantinos Papademas - Yes
Gino Pasqualone - Yes
James H. Flaherty - Yes
Joseph P. Schooley - Yes

Mrs. Glasgow stated that the Fire Alarm, Burglar Alarm, and Locksmith Advisory Committee did not have a quorum and the motion to approve the fee increase did not carry. Therefore, she will meet with the Committee next week and come back to the Board in January 2018.

Mrs. Glasgow reviewed with the Board Senate Bill S-3585 which requires that the licensing and other fee revenue collected by the State's professional and occupational boards be used exclusively for paying costs of the functions, duties and responsibilities of the respective boards. The bill requires that the Governor's annual budget recommendations list the anticipated revenue that will be under the control of each professional and occupational board and the recommended specific line-item appropriate amounts for each board.

Mr. Flaherty stated this bill may put other boards in jeopardy because it may not have the revenues to support staff if monies are not redistributed.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, that the Board supports Senate Bill S-3585.

Mrs. Glasgow also reviewed with the Board Assembly Bill A-5255 which revises the section of law created to provide a streamlined reciprocity process for out-of-State professional and occupational licencing, with specific regard to jurisdictions with "substantially equivalent" standard to that of New Jersey. The bill amends this section of law to provide that a person seeking reciprocity in New Jersey, who is required by law to provide documentation proving that the out-of-State license is valid, current,

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and in good standing in other states, will have six months, following the date that a natural disaster or other catastrophic event occurred in the other state, to submit the documentation to a professional or occupational licensing board in the State.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Constantinos Papademas, and unanimously passed, that the Board takes no position as this bill does not apply to any holder of a license issued by the Board of Electrical Contractors.

Mrs. Tucker advised the Board that PSI will meet with a Committee of the Board on January 8, 2018 to discuss issues and concerns.

Luis Garzon, FC Architects, appeared before the Board concerning an e-mail received from Frank Colasurdo, FC Architects, asking that the Board clarify the type of work that can be performed with a telecommunications wiring exemption certificate. Mr. Garzon stated the company designs telephone data systems most of which are ten volts or less. Mr. Garzon also stated some inspectors have informed his company that the wiring must be performed by a licensed electrical contractor.

Mr. Schooley advised Mr. Garzon that an e-mail was sent to Frank Colasurdo, Principal of FC Architects, requesting he answer the Board's questions in order to provide an accurate response.

Edgar Santana advised the Board that he was approved in 2014 to take the electrical contractors examination. Mr. Santana asks that the Board clarify N.J.A.C. 13:31-2.2.

Mr. Schooley stated that applicants approved before 2015 are required to take all three parts of the examination on the same day and wait six months before retaking any failed portion. Mr. Schooley further stated should an applicant not pass all three portions within five years, the applicant must update his application.

DAG Donofrio advised Mr. Santana that the rule change in N.J.A.C. 13:31-2.2 applies only to those applicants who were approved after March 16, 2015.

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The Board reviewed applications for the licensing examination to be administered by PSI Services, LLC. Twenty-eight (28) applications were approved.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, 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.

An Appointment and Business Meeting is scheduled for Wednesday, January 10, 2018, at 9:00 A.M.

Respectfully submitted,

Philameana L. Tucker
Executive Director

INITIAL LICENSEES APPROVED BY THE BOARD DECEMBER 13, 2017

1. License #18308 William Marra
2. License #18309 William J. Travers
3. License #18310 Larry S. Blair
4. License #18311 Brian J. Thibault
5. License #18312 Bervin Wade Miller
6. License #18313 Joshua C. Trinka
7. License #18314 Kevin D. Rourke
8. License #18315 Matthew J. Sczesny
9. License #18316 George C. Glander
10. License #18317 Daniel F Georgiana

INITIAL BUSINESS PERMITS APPROVED BY THE BOARD DECEMBER 13, 2017

1. Benjamin S. Kim - t/a - Benjamin Kim Electric HVAC & GC Co - (Individual) - 113 Worthington Road - Glastonbury, CT 06033 - License #18296
2. IEA Renewable Energy, Inc - (Bervin Wade Miller) - (Corporation) - 2647 Waterfront Parkway Drive - Indianapolis, IN 46214 - License #18312
3. Joseph P. Barry - t/a - Barrington Electric - (Individual) - 1901 Maple Avenue - Haddon Heights, New Jersey 08035 - License #16914
4. Cheran Inc - (Travis J. Grimes) - (Corporation) - 3552 Gettysburg Road Suite 101 - Camp Hill, PA 17011 - License #18290
5. Tore Electric Co., Inc - (Orlando R. Blanco) - (Corporation) - 85 Franklin Road Units 4A & 5A - Dover, New Jersey 07801 - License #10053
6. SJP Electric LLC - (Stephen Pawlowski) - (Limited Liability) - 2467 Route 10 Bldg 19-8B - Morris Plains - New Jersey 07950 - License #17704
7. Redline Electric & Generator Services Inc - (George C Glander) - (Corporation) - 1 Split Rock Road - Boonton TWP, New Jersey 07005 - License #18316
7. Asbury Electric LLC - (Daniel F Georgiana) - (Limited Liability Company) - 191 Turkey Hill Road - Asbury, New Jersey 08802 - License #18317

INITIAL BUSINESS PERMITS PREVIOUSLY EXPIRED
APPROVED BY THE BOARD DECEMBER 13, 2017
EFFECTIVE DECEMBER 13, 2017 TO MARCH 31, 2018

1. Flowermark LLC - (Vladislav Ringe) - (Limited Liability Company) - 1655 Fairfield Road - Yardley, PA 19067 - License #16132A
2. Alvin Bruno - t/a - AAB Electrical Contractor - **(Individual)** - 3129_Hollow Drive - East Stroudsburg, PA 18301 - License #12954A
3. Pfister Energy, Inc - (Samuel A Sicoli) - **(Corporation)** - 57 Goffle Road - Hawthorne, New Jersey 07506 - License #15317D
4. Carl Attisano -/t/a - Carl Attisano Electrical Contractor - (Individual) - 7 Kennedy Blvd., Bayonne, New Jersey 07002 - License #4975A
5. Mitchelle Electric LLC - (Kevin W Mitchelle) - (Limited Liability Company) - 137 Pony Road - Bridgeton, New Jersey 08302 - License #14107B
6. Life Safety and Electric, LLP - (Richard Martinez) - (Limited Liability Company) - 260 Main Street, Suite 2 - Keansburg, New Jersey 07734 - License #17825A

CHANGES IN BUSINESS PERMITS APPROVED
BY THE BOARD DECEMBER 13, 2017
EFFECTIVE DECEMBER 13, 2017 TO MARCH 31, 2018

1. Grounded Electric Services, LLC - (Robert Mulholland) - Limited Liability Company - Formerly - Top Dog Electric LLC - (Limited Liability Company) - 229 South Washington Avenue - Bergenfield, New Jersey 07621 - License # 16590A
2. Sunpro Electric, LLC - (Mark Stangenelli) - (Limited Liability Company) - Formerly - Phillipsburg electrical and Air Conditioning Co. (Corporation) - 800 Strykers Road - Phillipsburg, New Jersey 08865 - License #11507A
3. AN - Tek Electric, LLC - (Andrzej Niemczyk) - (Limited Liability Company) - Formerly - An Electric Contractor - (Individual) - 39 New Street - Bayonne, New Jersey 07002 - License 13253A
4. Code Green Solar, LLC - (Charles E Kartsaklis) - (Limited Liability Company) - Formerly - Code Electrical Contractors, Inc - (Corporation) - 523 Hollywood Avenue - Cherry Hill, New Jersey 0802 - License #15466A
5. Hill Electrical services, LLC - (Harold W Hill, Jr.) - (Limited Liability Company) - Formerly - Hill Electric & Electronics Inc - (Corporation) - 512 Portland Avenue - Pleasantville, New Jersey 08232 - License #69147B
6. Tomm Electric, LLC - (Paul Budveit) - (Limited Liability Company) - Formerly - T Foster Electrical Contractor LLC - (Limited Liability Company) - 5 Lee Court - Marlboro, New Jersey 07746 - License #16315
7. State Street Enterprise Electric, LLC - (Imad Rahawi) - (Limited Liability Company) - Formerly - State Electric LLC - (Limited Liability Company) - 1877 West 5th Street - Piscataway, New Jersey 08854 - License #16622A
8. Skyline Solar, LLC - (Stanley K Kwake) - (Limited Liability Company) - Formerly - Solar Installs d/b/a Solar Electrical Installs Inc - (Corporation) - 4 Crossroads Drive Suite 116 - Hamilton, New Jersey 08691 - License #9322C
9. Pags Electrical Contracting, LLC - (Kevin J McGinley) - (Limited Liability Company) - Formerly - Midlantic Electrical Contracting Corp - (Corporation) - 1124 81st Street - Brooklyn, New York 11228 - License #17725A
10. Townsend Electrical Services LLC - (Charles R Townsend) - (Limited Liability Company) - 8 Barkers Mill Road - Hackettstown, New Jersey 07840 - License #4036B