

926th BUSINESS MEETING OF THE BOARD OF EXAMINERS OF ELECTRICAL
CONTRACTORS (PUBLIC SESSION) - - - FEBRUARY 14, 2018

The Board Minutes of February 14, 2018, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of March 14, 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 February 14, 2018, was called to order at 9:00 A.M.
The following members were present:

Mr. James H. Flaherty, Acting Chairman
Mr. Constantinos Papademas
Mr. Gino Pasqualone

Mr. Joseph P. Schooley, Chairman and Mr. Joseph F. Cantalupo, were 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 was Sam Weinstein, NJESA; Shawn P. Gianella; and Walter Kazar, Jr.

The Board saluted the Flag.

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Letter dated January 15, 2018, received from Arthur W. Jacobs, Sr., stating it is with great sadness that he must resign as a member of the Board due to health issues. Mr. Jacobs also stated that it was a pleasure serving the Board.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve (8) Initial Licenses which will expire on March 31, 2018. (Licenses were issued from January 30, 2018 to February 13, 2018).

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve (11) Initial Business Permits which will expire on March 31, 2018. (Business Permits were issued from January 30, 2018 to February 13, 2018).

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (4) Initial Business Permits Previously Expired effective February 14, 2017 to March 31, 2021.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (10) Changes in Business Permits effective February 14, 2018 to March 31, 2021.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve the Minutes of the 924th Open Session Business Meeting held December 13, 2017.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve the Minutes of the 925th Open Session Business Meeting held January 10, 2018.

Two payments in the amount of \$1,000.00 each received on December 18, 2017 and January 16, 2018, from Edward Johnson, License #7469 (Revoked), as the fourteenth and fifteenth installment of a civil penalty in the amount of \$30,000.00 for violation of N.J.S.A. 45:5A-9; N.J.A.C. 13:31-1.5(e); and N.J.S.A. 45:1-21(e). Payments began on November 16, 2016 and the balance due is \$15,000.00.

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The Board accepted the payments.

Two civil penalty payments in the amounts of \$250.00 each received from Dariusz Krzton, Unlicensed, as the third and fourth (final) 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 the two final restitution payments in the amounts of \$250.00 each.

The Board accepted the payments.

Check in the amount of \$200.00 received from Samuel Sicoli, License #15317, t/a Pfister Energy, Inc., as the first 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). Balance due is \$2,800.00.

The Board accepted the payment.

Check in the amount of \$5,000.00 received from Randy Pentz, t/a Cheran Inc. Electrical Solutions, as the first installment of a civil penalty in the amount of \$10,000.00 for violation of N.J.S.A. 45:5A-9. Mr. Pentz also signed a cease and desist agreement. Balance due is \$5,000.00.

The Board accepted the payment.

The Board reviewed an application for Continuing Education Course/Seminar Approval received from Garrett Grega, Whole Value Associates, LLC, d/b/a Focal Point Business Coaching, requesting approval of new courses and instructors.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve (10) new courses and instructors. The course entitled ""D-I-S-C Communication Style Debrief"" is being held in abeyance pending confirmation that this course is not an on-line course.

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The Board reviewed an application for Continuing Education Course/Seminar Approval received from Ralonda Simmons, NTT Training, Inc., requesting approval of new courses and instructors.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve two (2) new courses and instructors. The course entitled "Electrical Safety Awareness - Based on NFPA 70E Standard" is disapproved as the outline submitted indicates that the course is intended for the non-electrical worker.

The Board reviewed an application for Continuing Education Course/Seminar Approval received from Monica Margaritis, Northern New Jersey Chapter, NECA, 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.

The Board reviewed an application for Continuing Education Course/Seminar Approval received from Shylea Carlin, Jacman Group Safety, requesting approval of a new course and instructors.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, to approve one (1) new course and instructors.

Rachel Glasgow, Regulatory Analyst, appeared before the Board to discuss Senate Bill No. S-1589 which requires professional and occupational boards to consider whether the crime directly relates to the profession or occupation regulated by the board when determining whether a person is disqualified from certification, registration or licensure because of a prior conviction of a crime.

Mrs. Glasgow stated that the board, when determining whether or not a prior conviction directly relates to the profession or occupation, shall consider the nature and seriousness of the crime; evidence of rehabilitation; and the relationship of the crime to the ability required to perform the duties and responsibilities of the profession.

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Mrs. Glasgow also stated that the bill amends the current law to delete the reference to a crime or offense involving moral turpitude and requires that the crime or offense be directly related to the activity regulated by the board, rather than adversely related.

Mr. Flaherty stated that the Board routinely handles the review of applications with criminal convictions in the manner described in the bill. However, there may be a concern with amending the language from "directly related" to "adversely related".

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, that the Board supports Bill No. S-1589; however, it has concerns with amending the language from "directly related" to "adversely related". This bill would lessen the discretion of the Board to evaluate whether or not an applicant should be licensed given the nature of their work and the fact that electrical contractors enter consumer's homes and school buildings.

Mr. Flaherty advised Mrs. Glasgow that the Board has previously discussed amending the continuing education regulation to require that licensees attend a minimum of five hours of an NFPA 70E safety course as part of the 34 hours already required.

Mr. Flaherty also stated that the Board does not want to change the number of hours already required.

Mrs. Glasgow stated that she will draft language for the Board's review.

Letter dated January 3, 2018, received from George E. De Wan, Jr., License #5885, t/a All Right Electric, Inc., requesting a waiver of his Continuing Education Courses pursuant to N.J.S.A. 45:5A-13.4.

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, that Mr. DeWan's request for a waiver is denied. However, the Board will grant Mr. DeWan a six month extension in which to take his courses. Additionally, the Board requests that Mr. DeWan provide it with the names of his employees along with their job title and a brief description of their qualifications. The Board also requests that Mr. DeWan provide it with a brief explanation as to how he is

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supervising his employees as he indicates in his letter that he has been home due to his illness. The Board further requests that Mr. DeWan forward to it copies of his Continuing Education Course Certificates totaling 34 hours for the 2015 triennial renewal period.

Letter dated January 15, 2018, received from Halim Malaj, License #15488, t/a HM Electrical, Inc., requesting a waiver of his Continuing Education Courses pursuant to N.J.S.A. 45:5A-13.4.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, that Mr. Malaj's request for a waiver is denied. Mr. Malaj will also be advised that the course entitled "2014 National Electric Code" is an approved course provided by an approved sponsor. Therefore, Mr. Malaj may apply this 24 hour course towards his renewal. Should Mr. Malaj not be able to complete the remaining ten hour code update before March 31, 2018, he may request an extension at that time.

The Board reviewed an application to Reinstate an Expired Electrical Contractors License received from Timothy A. Fonda, License #13289 (Expired).

Office files reflect Mr. Fonda's License #13289 expired on March 31, 2015.

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

Motion made by Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, to reinstate Mr. Fonda's License #13289 as he has demonstrated to the Board's satisfaction that he meets the requirement for reactivation. Mr. Fonda 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. Fonda 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.

The Board reviewed an application to Reinstate an Expired Electrical Contractors License received from Shawn P. Gianella, License #8155 (Expired).

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Office files reflect Mr. Gianella's License #8155 expired on March 31, 2009.

Office files also reflect that Mr. Gianella withdrew his Business Permit #8155 on February 26, 2007 and returned the pressure seal issued to Solutions Repair and Electric Company.

Additionally, Mr. Gianella is requesting an extension to take his Continuing Education Courses required for the 2018 renewal period pursuant to N.J.A.C. 13:31-1.7(g).

Motion Mr. Gino Pasqualone and seconded by Mr. Constantinos Papademas, and unanimously passed, that Mr. Gianella's request to reinstate his license is denied. Mr. Gianella will be requested to submit a new application for reinstatement and describe in more detail his experience in the field of electrical contracting.

Letter dated January 23, 2018, received from William Rutledge, License #5164, t/a Pine Beach Electric, LLC, requesting a waiver of his Continuing Education Courses pursuant to N.J.S.A. 45:5A-13.4.

Mr. Rutlege stated he has completed the ten hour code update (9 hours of code changes and one hour of laws, rules, and regulations) and is working on attending the remaining 24 hours before March 31, 2018.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Gino Pasqualone, and unanimously passed, that a letter be sent to Mr. Rutledge advising him that his request for a waiver is denied. Should Mr. Rutledge not be able to complete the remaining 24 hours of continuing education before March 31, 2018, he may request an extension at that time.

Shawn Gianella asked if he may address the Board regarding his request for reinstatement.

Mr. Gianella stated he has been unable to locate an instructor to teach continuing education courses before March 31, 2018. Mr. Gianella also stated, in addition to the names already provided to the Board, he has acquired six more names of instructors who are no longer teaching continuing education courses.

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Mr. Gianella further stated he would like to briefly go over his experience with the Board. Mr. Gianella stated he has interacted with New York inspectors and contractors. Mr. Gianella also stated he may not have actual hands-on experience, however, he has taught code courses and inspected electrical work performed by others. Mr. Gianella further stated he has also been involved in the lighting and power distribution industry.

Mr. Gianella stated at this time he is studying for the professional engineering examination.

Mr. Flaherty advised Mr. Gianella that his application for reinstatement does not demonstrate hands-on experience in the field.

DAG Donofrio stated that Mr. Gianella's experience does not have to be "hands-on"; however, the Board is constrained by the statutes and regulations that govern reinstatement. The Board considers not only the employment history, but the professional history of the applicant. Therefore, Mr. Gianella should better define his experience in the field.

Mr. Flaherty asked Mr. Gianella to resubmit his application and provide a more detailed description of his hands-on experience.

Mrs. Tucker stated that she has nothing to report to the Board.

The Board reviewed applications for the licensing examination to be administered by PSI Services, LLC. Eleven (11) 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.

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Meeting adjourned at 2:00 P.M.

An Appointment and Business Meeting is scheduled for Wednesday, March 14, 2018, at 9:00 A.M.

Respectfully submitted,

Philameana L. Tucker
Executive Director

INITIAL LICENSEES APPROVED BY THE BOARD FEBRUARY 14, 2018

1. License #18321 Joseph P. Szumowski
3. License # 18322 Michael D. Pond
4. License #18323 Bruce E. Crisp, Jr.
5. License # 18324 Kevin R Murtagh
6. License #18325 Peter Kmiecik
7. License #18326 Louis Rodriguez
8. License #18327 Joseph Whelan

INITIAL BUSINESS PERMITS APPROVED BY THE BOARD FEBRUARY 14, 2018

1. Greenwood Electric LLC - William J. Zimmermann - (Limited Liability Company) - 34 Olcott Road - Hewitt, New Jersey 07421 - License #18109
2. I Am Electric LLC - (Joseph P Szumowski) - (Limited Liability Company) - 215 McKinley Road - Cherry Hill, New Jersey 08002 - License #18321
3. Pond Electric LL - (Michael D. Pond) - (Limited Liability Company) 84 Eugene Avenue - Somerset, New Jersey 08873 - License #18322
4. Aerial Lighting & Electric Inc - (Bruce E. Crisp Jr.) (Corporation) - 26 Hotchkiss Street - Naugatuck, CT 06770 - License #18323
5. Kevin R. Murtagh - t/a (Kevin Murtagh Electric) - (Individual) - 45 Rivervale Road - park Ridge, New Jersey 07656 - License #18324
6. Peter Kmiecik - t/a -Current Systems - (Individual) - 3020 Alicia Drive - Wall, New Jersey 07719 - License #18325
7. L R Electric LLC - (Louis Rodriguez) - (Limited Liability Company) - 34 Sixth Avenue - Clifton, New Jersey 07011 - License - 18326
8. JRW Electric LLC - (Joseph R. Whelan) - (Limited Liability Company) - 215 McCabe Avenue C10, Bradley Beach, New Jersey 07720 - License #18327
9. Beacon Electrical Contracting LLC - (Jed Alan Markham) - (Limited Liability Company) - 225 South Avenue - Garwood, New Jersey 07027 - License #17695
10. A TO Z Electrical Contractors Inc - (Aryeh Yarmark) - (Corporation) - 1436 Bellenger Street - Lakewood, New Jersey 08701 - License #17458
11. Wilkinson and Sons Electric LLC - (Kenneth Wilkinson) - (Limited Liability Company) - 95 Lefferts Lane - Clark, New Jersey 07066 - License #16397

INITIAL BUSINESS PERMITS PREVIOUSLY EXPIRED
APPROVED BY THE BOARD FEBRUARY 14, 2018
EFFECTIVE FEBRUARY 14, 2018 TO MARCH 31, 2021

1. Thomas L. Betancourt, Jr. - t/a Thomas L. Betancourt Electrical Contractor - (Individual) - 7134 Millville- Mays Landing Road - Milmay, New Jersey 08340 - License #10520A
2. Enlighten Energy Electrical LLC - (Ryan Bowlby) - (Limited Liability Company) - 190 Kitchell Lake Drive - West Milford, New Jersey 07480 - License #16915A
3. MC Renewable Energy LLC - dba Azimuth Renewable Energy - (Edward B. Blalock) - Formerly - Brother's Electrical Contractors's of New Jersey Inc - (Corporation) - 50 Fletcher Avenue - Manasquan, New Jersey 08736 - License #15093A
4. Tony Dominguez - t/a Tony Dominguez Electrical Contractor - (Individual) - 1214 6th Street - North Bergen, New Jersey 07047 - License #14376A

CHANGES IN BUSINESS PERMITS APPROVED
BY THE BOARD FEBRUARY 2, 2018
EFFECTIVE FEBRUARY 8, 2018 TO MARCH 31, 2021

1. Ramsthaller Electric LLC - (John Ramsthaller) - (Limited Liability Company) - Formerly - Ramsthaller Electrical Inc - (Corporation) - 166 Beverly Hill Road - Clifton, New Jersey 07012 - License 12321B
2. Ampire Electric Corp - (David Minz) - (Corporation) - Formerly - First Quality Electric Corp. - (Corporation) - 1970 Swarthmore Avenue, #4 - Lakewood, New Jersey 08701 - License #17674A
3. Unity Electric LLC - (John F. Emilio) - (Limited Liability Company) - Formerly - Emco Electric Data - Com LLC - (Limited Liability Company) - 1 Madison Street., Suite F1 - East Rutherford, New Jersey 07073 - License #15776B
4. Rehim Electrical LLC - (Sithamparnat Kathirgamanathan) - (Limited Liability Company)- Formerly - KDS Inc - (Corporation) - I216 Main Street # 3 - Orange, New Jersey 07050 - License #11629A
5. Innovative Electrical & Mechanical LLC - (Mark Favorito) - (Limited Liability Company) - Formerly - M J Favorito Electric Inc. (Corporation) - 52 North Maikn Street, Bldg A, Suite 3 - Marlboro, New Jersey 07746 - License #10596B
6. LK Electrical Solutions, LLC - (Leston R Kuhithau) - (Limited Liability Company) - Formerly - Mill Electric Inc. - (Corporation) - 69 Van Liew Avenue - Milltown, New Jersey 08850 - License #8228A
7. Gary T. Nolan Electrical Contractors dba Brothers's Inc - (Joshua Palladino) - (Corporation) - Formerly - Wired Electric LLC - (Limited Liability Company) - 1000 Sussex Boulevard - Broomall, PA 19008 - License #17498B
8. HBR Electrical Contractors LLC - (Harry Rodgers) - (Limited Liability Company) - Formerly - Areal Lighting & Electric Inc - (Corporation) - 51 School Street - North Haledon, New Jersey 07508 - License - 12325B
9. Electrical Power Services, Inc - (Philip Smith) - (Corporation) - Formerly - Electrical power Services, LLC - (Limited Liability Company) - 920 E. Blenheim Avenue Unit 1 Blackwood, New Jersey 08012 - License #17742A
10. Gary T. Nolan Electrical Contractors dba Brother's Inc. - (Joshua Paliadino) - (Corporation) - Formerly - Wired Electric LLC - (Limited Liability Company) - 1000 Sussex Boulevard - Broomall, PA 19008 - License #17498B
11. Encore Industrial Electric LLC - (Ivan r Gill) - (Limited Liability Company) - Formerly - (Alliance electric LLC - Limited Liability Company - 155 US Highway 46 West Suite 302 - Wayne, New Jersey 07470 - License # 17287B