

874th BUSINESS MEETING OF THE BOARD OF EXAMINERS
OF ELECTRICAL CONTRACTORS (PUBLIC SESSION) - FEBRUARY 6, 2013

The Committee Minutes of February 6, 2013, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of March 6, 2013, 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.

Committee meeting of February 6, 2013, was called to order at 9:00 A.M.
The following members were present:

Mr. James H. Flaherty, Acting Chairman
Mr. Constantinos Papademas
Mr. Mitchell R. Malec

Mr. Joseph P. Schooley, Mr. Joseph F. Cantalupo, Mr. Arthur W. Jacobs, Sr., Mr. Richard T. Aicher, Jr., and Ms. Susan C. Michielli were absent.

David Freed, Acting Executive Director, was present from 9:00 A.M. until the close of the meeting.

Marian Fiore, Sr. Management Assistant, was present from 9:00 A.M. until the close of the meeting.

Kathleen Moran, Administrative Assistant 3, 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.

Also in attendance were Joseph McMullen, Electrical Contractors Association of New Jersey; Scot Tomaszewski, License #15124; and Craig Pollizzi, Chief Administrator, t/a Tekton Development.

The Committee saluted the Flag.

Note: A quorum was not present. All actions are to be ratified at the Board's next

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meeting to be held on March 6, 2013, or soon thereafter.

The Committee unanimously recommended to approve (16) Initial Licenses effective February 6, 2013 to March 31, 2015.

The Committee unanimously recommended to approve (17) Initial Business Permits effective February 6, 2013 to March 31, 2015.

The Committee unanimously recommended to approve (7) Initial Business Permits Previously Expired effective February 6, 2013 to March 31, 2015.

The Committee unanimously recommended to approve (3) Changes in Business Permits effective February 6, 2013 to March 31, 2015.

The Committee unanimously recommended to approve the Minutes of the 870th Open Session Business Meeting held October 3, 2012 with the following correction:

Page 5, paragraph 7

Clarification - MIS (Management Information Systems) and L2K (License 2000 Database).

The Committee unanimously recommended to approve the Minutes of the 871st Open Session Business Meeting held November 7, 2012 with the following correction:

Page 6, paragraph 2

The Committee unanimously recommended that a letter be sent to Mr. Graham advising him that he will be granted an extension, should he not pass the electrical contractors examination, to take the required continuing education courses. This extension will expire on January 31, 2013. However, should Mr. Graham take and pass the electrical contracting examination in January 2013, the Board will grant Mr. Graham a waiver of the Continuing Education Courses required to renew his Qualified Journeyman's Registration.

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The Committee unanimously recommended to approve the Minutes of the 872nd Open Session Business Meeting held December 5, 2012.

Check in the amount of \$500.00 received from Jose Lopes, Unlicensed, as the first and final payment of a civil penalty in the amount of \$500.00 for violation of N.J.S.A. 45:1-21(b).

The Committee accepted the payment.

Two Money Orders in the amount of \$100.00 each were received from Gregory J. Martelli, License #15048, t/a GJM Electric, LLC, as the first and second installment of a civil penalty in the amount of \$1,000.00 for violation of N.J.A.C. 13:45C-1.3. Payments started January 10, 2013 and the balance due is \$800.00.

The Committee accepted the payment.

Three checks in the amount of \$100.00 each were received from Christian Rupp, License #8149, t/a C R Electrical Contracting, as the second, third, and fourth installment of a civil penalty in the amount of \$2,700.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 56:8-1 et seq. Payments started November 14, 2012 and the balance due is \$2,300.00.

The Committee accepted the payment.

Two checks in the amount of \$200.00 each were received from Robert T. Brown, License #10584, t/a R T Brown Electrical Contracting, Inc., as the third and fourth installment of a civil penalty in the amount of \$2,500.00 for violation of N.J.S.A. 45:5A-12.1; N.J.S.A. 45:1-21(h); N.J.A.C. 13:31-1.7(b) and N.J.A.C. 13:31-1.7(c). Payments started November 14, 2012 and the balance due is \$1,700.00

The Committee accepted the payment.

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Check in the amount of \$25.00 received from Frank D'Arpa, License #8778 (Inactive), as the sixty-second installment of a civil penalty in the amount of \$2,500.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 56:8-1 et seq. Payments started September 25, 2002 and the balance due is \$950.00.

The Committee accepted the payment.

The Committee reviewed an application for Continuing Education Course/Seminar Approval received from Eric Sivertsen, Northern New Jersey Chapter, Inc., NECA, requesting approval of new courses and previously approved courses.

The Committee unanimously recommended to approve four (4) new courses and instructors and previously approved courses and instructors. The Committee also approved Mr. Sivertsen's request to add Heather Moore to teach previously approved courses.

The Committee reviewed an application for Continuing Education Course/Seminar Approval received from Anthony T. Urbanik, requesting approval of a new instructor to teach previously approved courses.

The Committee unanimously recommended to approve previously approved courses and instructors and Mr. Urbanik's request to add Nick Fabiano, Jr. to teach previously approved courses.

The Committee reviewed an application for Continuing Education Course/Seminar Approval received from Greg Chontow, IAEL Skyland, requesting approval of new courses and previously approved courses.

Mr. Chontow's request was held in abeyance pending a listing of courses that each instructor will teach.

The Committee unanimously recommended to approve previously approved courses and instructors and Mr. Chontow's request to add himself and Robert Rutan to teach previously approved courses.

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Letter dated December 4, 2012, received from Robert Huffnagle, License #12535, concerning the reinstatement of his License #12535 which expired on March 31, 2012.

The Board determined that a letter be sent to Mr. Huffnagle advising him that his request for an extension is denied. Mr. Huffnagle must complete 34 hours of continuing education before reinstating his License #12535.

Letter dated December 22, 2012, received from Mr. Huffnagle concerning his illness.

The Committee unanimously recommended that a letter be sent to Mr. Huffnagle advising him that he will be granted an extension to complete his continuing education courses. This extension will expire on June 30, 2013.

Letter dated November 26, 2012, received from Michael J. Lewis, License #10218, requesting an extension to take his continuing education courses required for the renewal of his License #10218 which expired on March 31, 2012.

The Committee unanimously recommended that a letter be sent to Mr. Lewis advising him that he will be granted an extension to complete his continuing education courses. This extension will expire August 31, 2013.

E-Mail dated January 23, 2013, received from Scot Tomaszewski, License #15124, stating that licensed electrical contractors should be trained as universal waste handlers and registered with the New Jersey Department of Environmental Protection. Mr. Tomaszewski also stated that many electrical contractors handle fluorescent lamps, batteries and other products containing Mercury.

The Committee unanimously recommended that a letter be sent to Mr. Tomaszewski stating that pursuant to N.J.A.C. 13:31-1.4 Compliance with Laws, electrical contractors and business permit holders shall comply with all general and special Federal, State, and municipal laws, ordinances and regulations pertaining to the business of electrical contracting and those employed or engaged therein. Therefore, if an electrical contractor is handling hazardous waste, they must be compliant.

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The Board reviewed the proposed amendment N.J.A.C. 13:31-1.7 "Continuing Education" which was signed by David Freed and will be published in the New Jersey Register.

Rachel Glasgow, Regulatory Analyst, appeared before Board to review the Telecommunications Wiring Exemption Sub-committee report concerning N.J.A.C. 13:31-4.1.

Ms. Glasgow stated that she reviewed language Maryann Sheehan began to draft which the Board had decided should be held in abeyance.

Mr. Freed stated that the qualifying individual who was issued the wiring exemption may no longer be employed by the company. Mr. Freed also stated that there may be individuals in a company who have no idea that an exemption number even exists.

Mr. Flaherty stated that the Board is concerned that the scope of work being performed by telecommunications contractors exceeds the work allowed under the exemption.

Ms. Glasgow stated that she would like to prepare a new draft proposal to clarify who is seeking the exemption. Ms. Glasgow further stated that she is aware of the Board's concerns that once the qualifying employee leaves, the Board is not being made aware of the name of the new qualifier or any other changes that may have occurred.

Ms. Glasgow also stated that she, DAG Donofrio, and David Freed also discussed continuing education for telecommunication contractors.

DAG Donofrio stated that absent statutory authority, he does not think the Board can require telecommunication wiring exemption holders to take attend continuing education courses or renew their exemption.

Mr. Malec stated that telecommunication wiring exemption holders should be required to certify that they are compliant with FCC regulations.

Ms. Glasgow stated that she will research whether or not the Board can require such a certification.

Ms. Glasgow also stated that in terms of practicality, the qualifying individual could be allowed to certify that the employees are knowledgeable in FCC regulations and sign permits.

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Ms. Glasgow stated that she will look into the Board's concerns. Ms. Glasgow also stated that the Board may have the justification needed to draft new language due to the fact that the technology has grown since 1993 when the regulation was originally adopted.

Mr. Malec stated that the subcommittee did an excellent job and would like the language drafted as a pre-proposal to demonstrate that the Board is looking into the matter and trying to address it.

Signed cease and desist agreement received from Mary Osendowski, Unlicensed, E Globe Enterprises, LLC, Medford, New Jersey, 08055.

The Committee accepted the signed cease and desist agreement.

The Committee reviewed applications for the written examination to be administered by Thomson Prometric. Twenty-five (25) applications were approved.

Craig Pollizzi, asked the Committee for their opinion regarding the installation of below grade conduit.

Mr. Pollizzi stated that a public bid was submitted for the installation of underground conduit under the Point Pleasant Beach Boardwalk. Mr. Pollizzi also stated that the actual wiring and lighting is to be installed by the utility, but the conduit installation was awarded to the general contractor. The Boro of Point Pleasant Beach has deemed that this work does not need to be performed by a licensed electrical contractor. Mr. Pollizzi also stated that in his opinion the underground conduit must be installed by a licensed electrical contractor as it is conduit which electrical wiring will be run through it.

Mr. Flaherty stated that we do not have a quorum present today; therefore, we are unable to make a decision.

DAG Donofrio stated that before an opinion is made by the Board, he would first like to review past decisions regarding the installation of underground conduit.

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Mr. Malec stated that perhaps Mr. Pollizzi can forward to the Board office a formal complaint concerning this matter and provide all of the information regarding same.

The Committee unanimously recommended 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, March 6, 2013, at 9:00 A.M.

Respectfully submitted,

David Freed
Acting Executive Director

INITIAL LICENSEES APPROVED BY THE BOARD ON FEBRUARY 6, 2013
EFFECTIVE FEBRUARY 6, 2013 MARCH 31, 2015

1. Michael A Viri
2. David J Voacolo
3. Devin M Jones
4. Richard M Wriggins
5. Jonathan M Ferrara
6. Kristing DeNapoli
7. Michael R Rafferty
8. Naftoli H Yoffe
9. Anthony J Vero
10. Ashraf Kokab
11. Stephen Urbano
12. Eli Kitay
13. Thomas Redman
14. Francisco J De La Torre
15. Steve Arena
16. Joseph P Leto

INITIAL BUSINESS PERMITS APPROVED BY THE BOARD ON FEBRUARY 6, 2013

EFFECTIVE FEBRUARY 6, 2013 TO MARCH 31, 2015

1. KND Licensed Electrical Contracting & Services Corp. (Kristine DeNapoli) - (Limited Liability Company) - 120 B Brook Avenue - Deer Park, NY 11729
2. Ferrara Electrical Contractor LLC - (Jonathan M Ferrara) - (Limited Liability Company) -26 Boonton Avenue - Boonton, NJ 07005
3. Rich M Wriggins Electrical Contracting LLC - (Richard M Wriggins) - (Limited Liability Company) - 301Mill Road - Woodbine, NJ 08270
4. Devin M Jones - t/a - Devin Jones Electric - (Individual) - 652 Maple Avenue - Rahway, NJ 07065
5. Lighthouse Electric and Design - (Michael Rafferty) - (Limited Liability Company) - 11 Gere Place - Fanwood, NJ 07023
6. DiVero Electrical & Remodeling LLC - (Anthony J Vero) - (Limited Liability Company) - 120 Central Avenue Apt B - Bergenfield, NJ 07621
7. S Lake Electrical LLC - (Naftoli H Yoffe) - (Limited Liability Company) - 316 1st Street - Lakewood, NJ 08701
8. Leinster Electric Inc - (Thomas Ward) - (Corporation) - 333 Kingston Road - Parsippany, NJ 07054 - License #17434
9. Nova Star Electric LLC - (Anthony J Pliszak) - (Limited Liability Company) - 32 Whittier Drive - Manalapan, NJ 07726 - License #16633
10. R A Clour Electrical Services LLC - (Ronald A Clour, Jr.) - (Limited Liability Company) - 1059 South Broadway - Pennsville, NJ 08070 - License #16768
11. Domenick Marino Licensed Electrical Contractor LLC - (Domenick Marino) - Limited Liability Company) - 48 -16 70th Street- 2nd Floor- Woodside, NY 11377 - License #6874
12. Elis Electrical LLC - (Eli Kitay) - (Limited Liability Company) - 233 Miller Road - Lakewood, NJ 08701
13. TREC Services LLC - (Thomas A Redman) - (Limited Liability Company) - 11 Kensington Court -Sewell, NJ 08080

14. Lone Star Electric Inc - (John W Farrell) - (Corporation) - 1198 Treasure Avenue -Manahawken, NJ 08050 - License #17414
15. Jersey Shore Electrical LLC - (Francis J Musolf) - (Limited Liability Company) - 704 Atlantic Avenue - Point Pleasant Beach, NJ 08742 - License #12309
16. Electric Power NJ LLC - (Joseph Caruso) - (Limited Liability Company) - 390 Ocean Blvd. - Keyport, NJ 07735 - License #16875
17. Greene Electric LLC - (Timothy C Greene) - (Limited Liability Company) - 25 Oak Terrace - Howell, NJ 07731 - License #14436

INITIAL BUSINESS PERMITS PREVIOUSLY EXPIRED
APPROVED BY THE BOARD ON FEBRUARY 6, 2013

EFFECTIVE FEBRUARY 6, 2013 TO MARCH 31, 2015

1. Pathfinder Electric LCC - (Pasquale Scardigno) - (Limited Liability Company) - 39 Dixon Avenue - Dumont, NJ 07628 - License #15865A
2. Mohammed B Abdulai - t/a- ABM Electrical Company - (Individual) - 24 Roosevelt Avenue - Jersey City, NJ 07304 - License #15507
3. Richard A Cuthbertson t/a - Minute Men Electric - (Individual) - 176 Woodbridge Avenue - Sewaren, NJ 07077 - License #9015A
4. Derrick A Thauer t/a - Derrick A Thauer Electrical Contractor - (Individual) - 12 dohon Drive - Long Valley, NJ 07853 - License 7240
5. Jack Senachai - t/a - CS Electrical Contractors - (Individual) - 63 Folwell Station Road - Jobstown, NJ 08041 - License #13192
6. David Lake - t/a - David Lake Electric - (Individual) - 3204 Middletown Road - Bethlehem, PA 18020 - License #16843A
7. Wiggins Electric Inc - (Mark Wiggins) - (Corporation) - 904 Heritage Road - Moorestown, NJ 08057 - License 10860A

CHANGES IN BUSINESS PERMITS APPROVED
BY THE BOARD ON FEBRUARY 6, 2013

EFFECTIVE FEBRUARY 6, 2013 TO MARCH 31, 2015

1. Superior Electrical Contractors LLC - (Travis Bryant) - (Limited Liability Company) - Formerly - Superior Electrical Designs - (Individual) - 302 Century Way - Manalapan, NJ 07726 - License #15867A
2. Sullivan Electric of New Jersey, Inc - (Bobby Sullivan) - (Corporation) - Formerly - Sullivan Electric - (Individual) - 44 Bentley Road - Cedar Grove, NJ 07009 - License #16689A
3. Gencare LLC - (Antonino Oliveri) - (Limited Liability Company) - Formerly - (Ace Electrical Corporation) - (Corporation) - 2001 Route 35 - Ocean, NJ 07755 - License #16580A