

**808 BUSINESS MEETING OF THE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS  
(PUBLIC SESSION) - - - APRIL 4, 2007**

The Board Minutes of April 4, 2007, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of May 2, 2007. 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.

Meeting of April 4, 2007, was called to order at 9:00 A.M.

The following members were present:

Mr. Joseph P. Schooley, Chairman  
Mr. James H. Flaherty  
Mr. Robert A. McCullough  
Mr. Richard T. Aicher, Jr.  
Mr. Mitchell R. Malec  
Mr. Constantinos Papademas

Mr. Joseph F. Cantalupo was absent.

Barbara A. Cook, Executive Director, was present from 9:00 A.M. until 1:45 P.M.

Marian Fiore, Sr. Management Assistant, 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.

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

Also in attendance was James Bibbo, Central Jersey Electrical League.

The Board saluted the Flag.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Constantinos Papademas, and unanimously passed, to ratify the Committee's recommendations for the Minutes of the Open Session Portion of the 807 Meeting held March 7, 2007, with the following corrections:

Page 1, paragraph 1,

The Committee Report of March 7, 2007, has not been formally approved and is subject to change or modification by the Public Body at its next meeting of May 2, 2007. All requirements of the "Open Public Meetings Act" have been complied with according to N.J.S.A. 10:4-6.

Page 1, paragraph 11,

Note: A quorum was not present. All recommendations are to be ratified at the Board's next meeting to be held on April 4, 2007.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Richard T. Aicher, Jr., and unanimously passed, to approve (9) Initial Licenses effective April 4, 2007 to March 31, 2009.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Richard T. Aicher, Jr., and unanimously passed, to approve (10) Initial Business Permits effective April 4, 2007 to March 31, 2009.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Richard T. Aicher, Jr., and unanimously passed, to approve (8) Initial Business Permits Previously Expired effective April 4, 2007 to March 31, 2009.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Richard T. Aicher, Jr., and unanimously passed, to approve (9) Changes in Business Permits effective April 4, 2007 to March 31, 2009.

Check in the amount of \$100.00 received from Michael Delli Santi, Unlicensed, as the sixteenth 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 November 29, 2005 and the balance due is \$800.00.

The Board accepted the payment.

Check in the amount of \$25.00 received from Nick Ortense, Unlicensed, as the seventeenth installment of a civil penalty in the amount of \$1,000.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 56:8-1 et seq. Payments started October 18, 2005 and the balance due is \$550.00.

The Board accepted the payment.

Check in the amount of \$50.00 received from Vernon Walderon, Unlicensed, as the tenth and final installment of a civil penalty in the amount of \$500.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 56:8-1 et seq. Payments started July 17, 2006.

The Board accepted the payment.

Check in the amount of \$250.00 received from George Piper, License #8302, t/a Piper Electric Co., as the first and final payment of a civil penalty in the amount of \$250.00 for violation of N.J.S.A. 45:5A-9.

The Board accepted the payment.

Check in the amount of \$200.00 received from Robert Garron, Unlicensed, as the first installment of a civil penalty, and costs, in the amount of \$250.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 56:8-1 et seq. The balance due is \$50.00.

The Board accepted the payment.

Letter dated March 18, 2007, received from Michael Cohen requesting a third six-month continuance of business under permit #206 according to N.J.S.A. 45:5A-14. The licensee, Eli Cohen, died March 20, 2006. The second extension expires on May 2, 2007.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that a letter be sent to Mr. Cohen advising him that the Board has granted the firm of Shack Electric, Inc. a third and final six-month continuance of Business Permit #206 according to N.J.S.A. 45:5A-14. Mr. Cohen will be advised that there will be no further continuances of business.

The sub-committee reviewed an application for Continuing Education Course/Seminar approval received from Scott Pomarico. The Committee held in abeyance Mr. Pomarico's request pending receipt of a more detailed course outline for all courses submitted (except for the course entitled "2008 NEC Code Changes" - nine hours code changes and one hour of business and law).

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that (12) new courses, and instructors, are approved as submitted.

The sub-committee reviewed an application for Continuing Education Course/Seminar approval received from

Charles E. Wiel.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Constantinos Papademas, and unanimously passed, that (4) new courses, and instructors, are approved as submitted.

Letter dated March 9, 2007, received from John Neuner, License #4332, requesting a waiver of the Continuing Education Course requirements pursuant to N.J.S.A. 45:5A-13.4 so that he may reinstate his license for the 2006 to 2009 triennial renewal period. Mr. Neuner chose to place his license in "inactive" status for the 2003 to 2006 triennial renewal period.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Constantinos Papademas, and unanimously passed, that a letter be sent to Mr. Neuner advising him that in order to reinstate his License #4332 for the 2006 to 2009 triennial renewal period, he must attend 9 hours of code changes and one hour of laws, rules, and regulations. The Board waives the additional 24 hours of Continuing Education.

Maryann Sheehan, Director's Office, appeared before the Board at 10:30 A.M. to discuss with it N.J.A.C. 13:31-5.6 "Previously Issued Qualified Journeyman Electrician Identification Cards". This section would allow a qualified journeyman electrician identification card, issued by the Board, to be valid for one year from the effective date of N.J.A.C. 13:31-5.1.

The Board discussed whether or not this grace period should also be allowed for those not yet registered.

Mrs. Sheehan stated that the regulation proposes that the already issued Qualified Journeyman Electrician Identification Cards be valid for one year from the effective date of this section. However, the Office of the Attorney General suggested that everyone be given the opportunity to register.

Motion made by Mr. Robert A. McCullough and seconded by Mr. James H. Flaherty, and unanimously passed, that the one year grace period be all encompassing.

The Board discussed drafting language to define "wiring from the power supply integral to the power equipment" as indicated in N.J.A.C. 13:31-3.1 ( c ) (4 I).

Mr. McCullough stated that N.J.A.C. 13:31-3.1 ( c ) (4 I) describes work that the applicant shall not perform unless or until an electrical contractor's business permit is obtained from the Board. Batteries can definitely be considered a separately derived system. By definition that wiring cannot be performed by an exempt applicant and must be performed by a licensed electrical contractor who holds a business permit. Mr. McCullough also stated that he does not see a conflict as according to the National Electrical Code, the work in question is clearly defined as a feeder. The wiring from the battery to the panel board cannot be performed according to the regulations. The only discussion would be about the wording "integral with".

Mr. Papademas stated that he agrees with Mr. McCullough.

Mr. McCullough stated that wiring between power supplies integral with telecommunications equipment and the telecommunications equipment is not intended to be prohibited. Mr. McCullough also stated that this language does not apply to branch circuit wiring or feeder wiring.

Mr. McCullough also stated that the complaint indicated that the company ran a 200 amp 248 volt buss bar. The Board can stipulate that this work must be performed by a licensed electrical contractor who holds a business permit.

Mr. Aicher stated that the work in question is a branch circuit and is not considered exempt work. Mr. Aicher also stated that the word integral would mean inherent to the equipment.

This matter is being tabled.

Letter dated January 16, 2007, received from Roger Simonds, Executive Director, National Electrical Contractors Association, concerning the installation of Solar Photovoltaic Array Modular Panels which emit a voltage greater than ten volts when subjected to natural or artificial light. Mr. Simonds stated that the panels are being installed by unlicensed individuals.

At its meeting held February 7, 2007, Mr. McCullough stated that these panels have an opaque covering which is pre-done at the factory with matching modular connections, and at the end of the array, there is the connection that the licensed electrical contractor performs. Mr. McCullough also stated that the grounding and bonding is performed by the electrical contractor after the carpenter bolts the panels to the roof. Mr. McCullough further stated that in his opinion an electrical contractor does not have to install the panels on the roof.

At its meeting held February 7, 2007, Mr. Papademas stated that it is his opinion that if it is an electrical piece of equipment, that equipment should be installed by a licensed electrical contractor.

At its meeting held February 7, 2007, Mr. Flaherty stated what about the module's that are built right into the roof shingles?

On this date, Mr. McCullough stated that he recently inspected an elaborate system, which did not have an opaque covering and would therefore like to reverse his decision as to who should be allowed to install solar photovoltaic panels. Mr. McCullough also stated that it is now his opinion that either a licensed electrical contractor who holds a business permit, or an employee of a licensed electrical contractor who holds a business permit, install the arrays.

Motion made by Mr. James H. Flaherty and seconded by Mr. Richard T. Aicher, Jr., and passed, that the installation of Solar Photovoltaic Array Modular Panels are clearly electrical equipment that emits a voltage of more than ten volts; therefore, the installation of these panels would not be considered exempt work and must be installed by a licensed electrical contractor who holds a business permit.

Mr. Malec abstained from the motion.

The Board reviewed the Budget Report for the first half of Fiscal Year 2007.

A signed cease and desist agreement was received from John Marsden, South Toms River, New Jersey.

The Board accepted the signed cease and desist agreement.

Mr. Bibbo asked the Board how it is handling the advertising of unlicensed electrical contractors.

DAG Provost stated that recently the question arose concerning landscape lighting companies advertising the installation of outdoor lighting systems without being licensed to perform electrical work. The question also arose as to whether or not they should be required to include a disclaimer in their advertising.

DAG Provost also stated that there was an Attorney General's Opinion in 2001 for the Board of Master Plumbers which raised a similar type of situation where a general contracting company would advertise that they performed plumbing work. DAG Provost further stated that the interpretation of a State Supreme Court case ruling (PSE&G) required that the advertising entity identify in the advertisement, not the specific licensed plumbing or electrical contractor, but the fact that they will use licensed individuals in the performance of that work. DAG Provost stated that under the Home Improvement Regulations Act, a contractor must identify to the consumer the name and license number of the individual who will perform the plumbing or electrical work if they are not the actual contractor. Therefore, advertisements must reflect that any work, requiring electrical contracting, will be subcontracted to licensed electrical contractors.

The Board reviewed applications for the written examination to be administered by Thomson Prometric. Thirty-one (31) applications were approved.

Motion made by Mr. Richard T. Aicher, Jr. and seconded by Mr. Mitchell R. Malec, and unanimously passed, that the Board 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 2:30 P.M.

A Business Meeting is scheduled for Wednesday, May 2, 2007, at 9:00 A.M.

An Appointment and Business Meeting is scheduled for Wednesday, May 23, 2007, at 9:00 A.M.

Respectfully submitted,

Barbara A. Cook  
Executive Director

**INITIAL LICENSEES APPROVED BY THE BOARD APRIL 4, 2007  
EFFECTIVE APRIL 4, 2007 TO MARCH 31, 2009**

1. Thomas A Corbett - 362 Cleveland Avenue - West Berlin, NJ 08091
2. Richard J Daibes - 1 Kristen Court - Hamburg, NJ 07419
3. Philip J DeNivo - 578 Main Street - Staten Island, NY 10307
4. Vincent A LaManna - 178 Old Bridge Turnpike - South River, NJ 08882
5. William F McHugh - 105 Cassidy Drive - Newport DE 19804
6. Salvatore J Vecchio - 570 Main Street - Staten Island, NY 10307
7. David E Williams - 96 Ruckman Avenue - Hillside, NJ 07642
8. Robert Gasper - 95 Demorest Avenue - Avenel, NJ 07001
9. Clifford M Hartman, Jr. - 25 Saxton Drive - Hackettstown, NJ 07840

**INITIAL BUSINESS PERMITS APPROVED BY THE BOARD  
APRIL 4, 2007  
EFFECTIVE APRIL 4, 2007 TO MARCH 31, 2009**

1. Cummings Electric LLC - (Robert V Cummings) - (Limited Liability Company) - 312 Lake Champlain Drive - Little Egg Harbor, NJ 08087 - License #15805
2. All- Star Electrical Designs, LLC - (Philip J DeNivo) - (Limited Liability Company) - 400 Raritan Center Parkway, Suite C - Edison, NJ 08837
3. IQ Electric, Inc - (Nicholas DeSilva) - (Corporation) - 1090 King Georges Post Road, Suite 1201 - Edison, NJ 08837 - License #15708
4. V & D Electric LLC - (Vincent A La Manna) - (Limited Liability Company) - 178 Old Bridge Turnpike - South River, NJ 08882
5. McHugh Electric Inc. - (William F McHugh) - (Corporation) - 105 Cassidy Drive - Newport, De 19804

6. Installation Solutions, Inc. (John S Redmon) - (Corporation) - 109 Old Forest Road - Corydon, IN 47112 - License #15727
7. Advance Electrical Contracting LLC - (David Evan Williams) - (Limited Liability Company) - 96 Ruckman Avenue - Hillsdale, NJ 07642
8. Chet's Electric LLC - (Chet G Rietheimer) - (Limited Liability Company) - 241 Mercer Avenue - Bellmawr, NJ 08031 - License #15474
9. ARRP Contractors LLC - (Robert Gasper) - (Limited Liability Company) - 95 Demorest Avenue - Avenel, NJ 07001
10. Lulo Electric LLC - (Clifford M Hartman, Jr.) - (Limited Liability Company) - 25 Saxton Drive - Hackettstown, NJ 07840

**INITIAL BUSINESS PERMITS PREVIOUSLY EXPIRED  
APPROVED BY THE BOARD APRIL 4, 2007  
EFFECTIVE APRIL 4, 2007 TO MARCH 31, 2009**

1. Riddell Electric LLC - (Robert W Albers) - (Limited Liability Company) - 506 Wesley Avenue - Pitman, NJ 08071 - License #12356
2. Robert Bryant t/a - Bryant Construction and Electrical Contracting - 433 Shirley Parkway - Piscataway, NJ 08854 - License #15293A
3. Robert Callen t/a Heights Electrical Contractors - 265 Lasalle Avenue - Hasbrouck Heights, NJ 07604 - License #13155A
4. John D Catrombon, Jr. t/a - John D Catrombon Jr., Electrical Contractor - 210 Amwell Road - Hillsboro, NJ 08844 - License #4816B
5. McColl Electrical Enterprises LLC - (Andrew McColl) - (Limited Liability Company) - 6 Villanova Road - Parlin, NJ 08859 - License #12217A
6. Christopher J Myers t/a - Myers Electrical Service - 607 Mountain View Terrace - Middlesex, NJ 08846 - License #12582A
7. Scott F Contini - t/a - Contini Electric - 167 Prospect Street - Midland Park, NJ 07432 - License #15241B
8. Expo Electrical Contractors, LLC - (Joseph Rinaldi) - (Limited Liability Company) - 2600 Cleveland Avenue - Washington Twp., NJ 07676 - License #7888B

**CHANGES IN BUSINESS PERMITS APPROVED  
BY THE BOARD APRIL 4, 2007  
EFFECTIVE APRIL 2007 TO MARCH 31, 2007**

1. Cary Electric LLC - (Thomas E Carey) - (Limited Liability Company) - Formerly - Thomas E Cary Electrical Contractor - 1260 Highview Avenue - Roebling, NJ 08554 - License #14432A
2. Trinity Heating & Air, Inc - (Thomas G Coyne) - (Corporation) - Formerly - Thomas G Coyne Electrical Contractor - 800 Rt 9 - South Freehold , NJ 07728 - License #14129B
3. AMI Property Services Inc. (Steven Futterknecht) - (Corporation) - Formerly - Apro Management Inc. D/B/A Aim Property Service - 191 Engle Street - Englewood, NJ 07631 - License #15256A
4. Kane Electric LLC - (John D Kane Jr.) - (Limited Liability Company) - Formerly - Kane Electric - 163 West

End Avenue - Pompton Plains, NJ 07444 - License #6872B

5. McClure's Electrical Contractors LLC - (John H McClure) - (Limited Liability Company) - Formerly - McClure's Power Systems - 1071 Route 83 - Cape May Court House, NJ 08210 - License #10317B

6. High Energy Electrical Testing, Inc - ( James P Ratshin) - (Corporation) - Formerly - High Energy Electric Inc.- 2119 Orien Road - Toms River, NJ 08755 - License #8873A

7. Colonial Electric Contracting, Inc - (Brian H White) - Formerly - Brian H White - t/a - Colonial Electric - 12 Washburn Place - Caldwell, NJ 07006 - License #543A

8. Pen Corp - (Harry N Yagoda) - (Corporation) - Formerly - Computran Systems Corp. - 100 First Street; Suite 199 - Hackensack, NJ 07601 - License #7098A