

843rd BUSINESS MEETING OF THE BOARD OF EXAMINERS OF
ELECTRICAL CONTRACTORS (PUBLIC SESSION) - - - MAY 5, 2010

The Board Minutes of May 5, 2010, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of June 2, 2010, 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.

Meeting of May 5, 2010, 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. James H. Flaherty
Mr. Mitchell R. Malec

Mr. Papademas left the meeting at 1:00 P.M.

Mr. Richard T. Aicher, Jr. and Ms. Susan C. Michielli were absent.

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.

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

Also in attendance was Richard Sevy, Applicant

The Board saluted the Flag.

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Motion made by Mr. James H. Flaherty and seconded by Mr. Mitchell R. Malec, and unanimously passed, to approve the Minutes of the 840th Open Session Business Meeting held February 3, 2010.

Mr. Joseph P. Schooley and Mr. Joseph F. Cantalupo were absent; however, the members reviewed the matters under consideration for that meeting and approved same.

Motion made by Mr. James H. Flaherty and seconded by Mr. Mitchell R. Malec, and unanimously passed, to approve the Minutes of the 841st Open Session Business Meeting held March 3, 2010.

Mr. Joseph F. Cantalupo and Mr. Constantinos Papademas were absent; however, the members reviewed the matters under consideration for that meeting and approved same.

Motion made by Mr. James H. Flaherty and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve the Minutes of the Special Meeting held March 17, 2010.

Mr. Mitchell R. Malec and Mr. Joseph F. Cantalupo were absent; however, the members reviewed the matters under consideration for that meeting and approved same.

Motion made by Mr. Constantinos Papademas and seconded by Mr. Mitchell R. Malec, and unanimously passed, to ratify the Committee's recommendations for the Minutes of the 842nd Open Session Business Meeting held April 7, 2010.

Mr. Mitchell R. Malec, Mr. James H. Flaherty and Mr. Joseph F. Cantalupo were absent; however, the members reviewed the matters under consideration for that meeting and approved same.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Mitchell R. Malec, and unanimously passed, to approve (13) Initial Licenses effective May 5, 2010 to March 31, 2012.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (15) Initial Business Permits effective May 5, 2010 to March 31, 2012.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Mitchell R. Malec, and

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unanimously passed, to approve (4) Initial Business Permits Previously Expired effective May 5, 2010 to March 31, 2012.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve (9) Changes in Business Permits effective May 5, 2010 to March 31, 2012.

The Board again discussed whether or not interest can be included in future civil penalties assessed against individuals violating the Board's Laws, Rules and Regulations.

The Board requested that in all future Settlement Letters that language be included to advise that a Certificate of Debt will be filed against the individual not paying the civil penalty in full.

Check in the amount of \$1,500.00 received from Jules Szklarski, Unlicensed, as the first and final payment of a civil penalty in the amount of \$1,500.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 56:8-1 et seq.

The Board accepted the payment.

Check in the amount of \$250.00 received from Inna Vinan, Euroline Furniture, Inc., Unlicensed, 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 and N.J.S.A. 56:8-1 et seq.

The Board accepted the payment.

Check in the amount of \$100.00 received from William J. Passione, License #11485, t/a B Passione Electric, as the fourth and final installment of a civil penalty in the amount of \$500.00 for violation of N.J.A.C. 13:45C-1.2.

The Board accepted the payment.

Four checks in the amount of \$100.00 each received from William J. Passione, License #11485,

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t/a B Passione Electric, as the first, second, third and fourth installment of a civil penalty in the amount of \$3,500.00 for violation of N.J.S.A. 45:5A-9, N.J.A.C. 13:45C-1.2 and N.J.S.A. 56:8-1 et seq.

The Board accepted the payment.

Check in the amount of \$25.00 received from Frank D'Arpa, License #8778 (Inactive), as the forty-ninth 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 \$1,275.00.

The Board accepted the payment.

Two checks in the amount of \$300.00 each were received from Ronald Masterson, License #9128, t/a Masterson Electrical, Inc., as the eighth and ninth installment of a civil penalty in the amount of \$1,500.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 45:5A-15. Payments started August 10, 2009 and the balance due is \$150.00.

The Board accepted the payment.

Check in the amount of \$100.00 received from Richard J. Smith, Unlicensed, as the first 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.

The Board accepted the payment.

Check in the amount of \$400.00 received from Paul Canavera, License #11095, t/a PC Electric, as the third installment of a civil penalty in the amount of \$3,312.50 for violation of N.J.S.A. 45:1-21(a), N.J.S.A. 45:5A-13.1, and N.J.A.C. 13:31-1.7 (a, b & c). Payments started June 25,2009 and the balance due is \$2,512.50.

The Board accepted the payment.

The sub-committee reviewed an application for Continuing Education Course/Seminar Approval

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received from Derrick Fulchea, Lew Corporation.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Constantinos Papademas, and unanimously passed, that a letter be sent to Mr. Fulchea advising him that the courses he submitted are denied as they do not meet the criteria of continuing education pursuant to N.J.A.C. 13:31-1.7.

The sub-committee reviewed an application for Continuing Education Course/Seminar Approval received from Stephen Dowhan, New Jersey Water Environment Association.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve three (3) new courses and instructors, and previously approved courses and instructors.

The sub-committee reviewed an application for Continuing Education Course/Seminar Approval received from Belynda Holt Pinto, Mike Holt Enterprises.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve four (4) new courses and instructors.

The sub-committee reviewed an application for Continuing Education Course/Seminar Approval received from Joe Freeman, MEIA, South Jersey.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve sixteen (16) new courses and instructors. The remaining courses are not approved as they are not reflected on the Continuing Education application.

The sub-committee reviewed an application for Continuing Education Course/Seminar Approval received from John Biondi, NECA - South Jersey Chapter and IBEW LU 351 JATC.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve previously approved courses and instructors including Mr. Biondi's request to add an instructor to the course entitled "OSHA".

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The sub-committee reviewed an application for Continuing Education Course/Seminar Approval received from Kennie Marie Fried, Warshauer Electric.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve one (1) new course and instructor.

The sub-committee reviewed an application for Continuing Education Course/Seminar Approval received from John M. DeBouter, IBEW, Local Union #164.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Constantinos Papademas, and unanimously passed, to approve one (1) new course and instructor, and previously approved courses and instructors.

Signed cease and desist agreement received from Jules Szklarski, Unlicensed, Bayonne, New Jersey and Inna Vinin, Euroline Furniture, Inc., West Orange, New Jersey.

Richard Sevy appeared before the Board concerning his request to take the electrical contractor's examination. Mr. Sevy stated that he was advised that the Canadian Code is not the same as the National Electrical Code.

Mr. Malec stated that there are a lot of similarities; however, there are differences in the Code.

DAG Donofrio stated that the regulations of the Board state that an applicant for examination must have done work under the National Electrical Code.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mitchell R. Malec, and unanimously passed, to go into Executive Closed Session to receive advice of counsel.

The Board returned to Open Session.

Mr. Malec advised Mr. Sevy that the Board is in a dilemma as to whether the Canadian Code is similar to the National Electrical Code.

Mr. Sevy stated that he can get letters from inspectors to say that he has performed work under the National Electrical Code. Mr. Sevy also stated that if the Board allows him to take the electrical contractor's examination, he will take a course on the National Electrical Code to ensure his understanding of same.

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Mr. Sevy further stated that he is licensed in Canada as an electrical contractor. Mr. Sevy stated that the standards in Canada are very high and in order to sit for the examination an individual must have 9,000 hours of apprenticeship training and vocational schooling. Mr. Sevy also stated that the examination is based on practical, theory, and the code.

Mr. Schooley advised Mr. Sevy that the Board will continue its review of his application and he will receive the Board's decision in writing.

Maryann Sheehan, Regulatory Analyst, Director's Office, appeared before the Board at 10:15 A.M.

Mrs. Sheehan stated that Governor Christie has issued Executive Order #2 to determine if any rules and regulations are inconsistent with Federal Law and if any are unduly burdensome which would cause individuals not to come into New Jersey to work.

Mrs. Sheehan also stated that she met with Marian Fiore and DAG Donofrio to discuss this matter. Mrs. Sheehan further stated that she will recommend that sponsors who are not making any changes in their course description should not have to pay the continuing education fee until a change is made.

Mrs. Sheehan also stated that another recommendation would be to allow licensees to take a portion of their credits on-line as long as there are mechanisms in place to ensure that the licensee is taking the course.

Mrs. Sheehan further stated that she will also recommend changing the reinstatement rule which requires a licensee to retake the electrical contractor's examination if the licensee has not renewed within a five year period.

Mrs. Sheehan asked the Board whether or not the rule which requires supervision for every ten employees is burdensome.

Mr. Schooley stated that the rule is not burdensome and is critical for public safety.

Mrs. Sheehan stated that she will prepare a report based on these recommendations.

The Board reviewed applications for the written examination to be administered by Thomson Prometric. Eighty-one (81) applications were approved.

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Motion made by Mr. Richard T. Aicher, Jr. and seconded by Mr. Constantinos Papademas, 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 1:30 P.M.

An Appointment Meeting is scheduled for Wednesday, May 19, 2010, at 9:00 A.M.

A Business Meeting is scheduled for Wednesday, June 2, 2010, at 9:00 A.M.

Respectfully submitted,

Joseph P. Schooley
Chairman

INITIAL LICENSEES APPROVED BY THE BOARD MAY 5, 2010
EFFECTIVE MAY 5, 2009 TO MARCH 31, 2012

1. Steven E. Michaels - 105 Lake Drive West - Wayne, NJ 07470
2. Eduardo Hurtado - 21 Cedar Avenue - Bordentown, NJ 08508
3. Terry L Oestreich, Jr. - 24 Estate Road - Lumberton, NJ 08048
4. John S Raphael, II - 108 Stanley Drive - Egg Harbor Twp, NJ 08234
5. Vincent L. Gucci - 22 Green Apple Road - Sparta, NJ 078
6. Paul E. Worthington - 32 Green Lane - Ewing, NJ 08638
7. Brian W Molkenthin - 8 Foster Street - Newton, NJ 07860
8. Daniel E Hurley - 3260 US Hwy 22W TRLR #15 Branchburg, NJ 08875
9. Michael C. Della Croce - 3 House Road - Morristown, NJ 07960
10. Raymond Marshall - 3 Hanover Square - Apt F - New York, New York - 10004
11. Michael Zastocki - 46 Deerfield Road - Somerset, NJ 08873
12. Paul E. Worthington - 32 Green Lane - Ewing, NJ 08638
13. Tommy L Blount - 4000 Joyce Street - Powder Springs, GA 30127

INITIAL BUSINESS PERMITS APPROVED BY THE BOARD MAY 5, 2010
EFFECTIVE MAY 5, 2010 TO MARCH 31, 2012

1. Harris Electrical Contracting LLC - (Jason D. Harris) - (Limited Liability Company) - 274 Griggs Drive - Princeton, NJ 08540 - License #15997
2. E - Home Solutions LLC - (Salvatore N. Palmieri) - (Limited Liability Company) - 58 Martin Terrace, Hackensack, NJ 07601 - License #16682
3. Sherlock Electrical Contractors Inc - (Larry Davila) - (Corporation) - 702 Newark, Pompton Turnpike - Pompton Plains, NJ 07444 - License # 16729
4. Total Power and Electrical Solutions Inc - (Sean F. Duffy) - (Corporation) - 125 Barbara Road - Dumont, NJ 07628 - License #16545
5. Robert J, Kennedy - t/a - CMK Electric - (Individual) - 76 Liberty Street - Lodi, NJ 07644 License #14882
6. Bright Star Electric LLC d/b/a / MKS Electric Company - (Steven E Michaels) - (Limited Liability Company) - 22 Muller Place - Little Falls, NJ 07424
7. Eduardo Hurtado - t/a - DEL VAL Electric - (Individual) - 21 Cedar Avenue - Bordentown, NJ 08505
8. L & J Electrical Contractors LLC - (John S Raphael II) - (Limited Liability Company) - 108 Stanley Drive - Egg Harbor Twp, NJ 08234
9. KRM Electric Inc - (Brian W Molkenhain) - (Corporation) - 61 Willett Street Suite 24 - Passaic, NJ 07055
10. Wizard's Glen Automation and Electric LLC - (Daniel E Hurley) - (Limited Liability Company) - 3260 Hwy 22 W Trlr 15 - Branchburg, NJ 08876
11. DM Electrical & Data LLC - (Michael C Dellacroce) - (Limited Liability Company) - 3 House Road - Morrison, NJ 07960
12. Logic Electric Inc - (Raymond Marshall) - (Limited Liability Company) - 48 Beaver Street - New York, NY 10004
13. Rossmoor Community Association Inc - (Paul E Worthington) (Corporation) - 2 Rossmoor Drive - Monroe Twp, NJ 08831

14. Tomas J Tucker - t/a - Thomas J Tucker Electrical Contractor - (Individual) - 1593 North Bay Avenue - Toms River, NJ 08753
15. Signal Point Systems, Inc. (Tommy L. Blount) - (Corporation) - 1270 Shilon Road Suite 100 - Kennesaw GA 30144

INITIAL BUSINESS PERMIT PREVIOUSLY EXPIRED
APPROVED BY THE BOARD MAY 5, 2010
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1. REC Solar, Inc - (Fred Sisson) - (Corporation) - 775 Fiero Lane Suite 200 - San Luis Obispo, CA 93401 - License #15500A
2. John C Pinadella - t/a - J C P Electric (Individual) - 39 Mandeville Drive - Wayne, NJ 07470 - License #11898A
3. Newwit Electric Co. Inc - (Joseph D Wittig) - (Corporation) - 194 Terrace Avenue - North Haledon, NJ 07508 - License #6597A
4. Alternative Change Electric LLC - (Tom Ferrara) - (Limited Liability Company) - 27 Atlantis Blvd. - Little Egg Harbor, NJ 08087 - License #14056A

CHANGES IN BUSINESS PERMITS
APPROVED BY THE BOARD MAY 5, 2010
EFFECTIVE MAY 5, 2010 TO MARCH 31, 2012

1. Rising Sun Electric Corp. - (William H Cyr) - (Corporation) - Formerly - MRI Electrical Contractors LLC- 500 Mullica Hill Road - Mullica, NJ 08062 - License #10878C
2. Barry Electric Corp. - (Barry Palmer) - (Corporation) - Formerly - Barry Electric - (Individual) - 3659 N Delsea Drive - Vineland, NJ 08360 - License #13031A
3. Della Electrical Enterprises Inc - (Glenn DellaSala) - (Corporation) - Formerly - Glen DellaSala and Della Sala Electric Inc - (Corporation) - 130 North Madison Drive - South Plainfield, NJ 07080 - License #14348A
4. Good Day Sunshine Electric Inc. d/b/a GDS Electric Inc - (Robert Mc Williams Jr.) - (Corporation) - Formerly- McWilliams Electrical Contracting LLC - (Limited Liability Company) - 950 Old York Road - East Windsor, NJ 08520 - License #16246A
5. RJ Martin National Contracting Inc - (Johnny L Riling) - (Corporation) - Formerly - R J Martin Electrical Contracting Inc - (Corporation) - 22841 Aurora Road - Bedford Hts., OH 44146 - License #15781A
6. E& MB Electric LLC - (Earle Blake) - (Limited Liability Company) - E & M Electric - (Individual) - 215 Clover Street - Roselle, NJ 07203 - License #10713B
7. G L Electrical Corporation - (Vincent Lombardozzi) - (Corporation) - VTL Electric Co. (Individual) - 254 Page Avenue - Lyndhurst, NJ 07071 - License #11075B
8. Watt Electric Inc. (Leonard Schimerer) - (Corporation) - Formerly - Leonard Schmierer Sr. Electrical Contractor - (Individual) 3 Linda Lane Suite B - Southampton, NJ 08088 - License #11660A
9. Home Pro Electrical Services LLC - (Reinaldo Solis, Jr.) - (Limited Liability Company) Light Stream Electric - (Individual) - 8 Haycock Avenue Suite D - Riverdale, NJ 07457 - License #14623B