

THE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS
763 APPOINTMENT AND BUSINESS MEETING
(PUBLIC SESSION)
July 2, 2003

The Board Minutes of July 2, 2003, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of August 6, 2003. All requirements of the "Open Public Meetings Act" have been complied with according to N.J. 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 July 2, 2003, was called to order at 9:00 A.M.
The following members were present:

Mr. Joseph P. Schooley, Chairman
Mr. Joseph F. Cantalupo
Mr. Robert A. McCullough
Mr. Mitchell R. Malec
Mrs. Pushpavati Amin
Mr. James H. Flaherty

Mr. Frank A. Neary; Mrs. Gail Best; and Mrs. Connie Calisti were absent.

Barbara A. Cook, 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, Secretarial Assistant, III, was present from 9:00 A.M. until the close of the meeting.

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

Also in attendance were Mr. James Bibbo, Central Jersey Electrical League; Mr. Scott Shauger, New Jersey Electrical Contractors Association; Mr. Shawn Gianella, License #8155; and Greg Spanelli, Public Service, Inc.

The Board saluted the Flag.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. James H. Flaherty, and unanimously passed, to approve the Minutes of the Special Meeting held May 21, 2003.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Mitchell R. Malec, and unanimously passed, to approve the Minutes of the 762 Meeting held June 4, 2003.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, to approve (22) Initial Licenses effective July 2, 2003 to March 31, 2006.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, to approve (17) Initial Business Permits effective July 2, 2003 to March 31, 2006.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, to approve (10) Initial Business Permits Previously Expired effective July 2, 2003 to March 31, 2006.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. James H. Flaherty, and unanimously passed, to approve (4) Changes in Business Permits effective July 2, 2003 to March 31, 2006.

The Board elected a Chairman for the year July 2, 2003 to June 30, 2004, pursuant to N.J.S.A. 45:5A-5.

Mr. Robert A. McCullough nominated Mr. Joseph P. Schooley, and was seconded by Mrs. Pushpavati Amin.

Mr. Joseph P. Schooley was unanimously elected Chairman for the year 2003 to 2004.

Let the record reflect that Mr. Schooley has been elected Chairman for the Board from this date until the June 2004 meeting.

Mr. Joseph F. Cantalupo nominated Barbara A. Cook Executive Secretary/Director, and was seconded by Mr. Robert A. McCullough.

Barbara A. Cook was unanimously elected Executive Secretary/Director for the year 2003 to 2004.

Mr. Schooley stated that the Board has done a fine job this past year; let us continue to do a good job in the year ahead.

Check in the amount of \$500.00 received from Jason Ronchi, License #12230, as the tenth installment of a civil penalty, and costs, in the amount of \$6,162.00 for violation of N.J.S.A. 45:5A-9; N.J.A.C. 13:45C-1.2; and N.J.A.C. 13:31-1.10(c) (recodified as N.J.A.C. 13:31-3.3(c). Payments started August 21, 2002 and the balance due is \$1,002.00

The Board accepted the payment.

Postal Money Order in the amount of \$25.00 received from Emile Ayoub, Unlicensed, as the first installment of a reduced civil penalty in the amount of \$600.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 56:8-1 et seq. The balance due is \$575.00.

The Board accepted the payment.

Check in the amount of \$25.00 received from Frank D'Arpa, License #8778, as the seventh 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 \$2,325.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Patrick O'Neill, License #12849, as the first installment of a civil penalty in the amount of \$1,000.00 for violation of N.J.A.C. 13:45C-1.2. The balance due is \$800.00.

The Board accepted the payment.

Letter dated June 12, 2003, received from Kathleen George requesting a second six-month continuance of business under permit #6385. The licensee, Peter D. George, died November 20, 2002.

Mrs. George stated that she is in the process of selling the business and would like to continue to operate until such time as the sale becomes final.

Mr. George's brother, James, who has been with the company for 23 years, was granted the extension to operate the business.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that a letter be sent to James George advising him that the Board has granted the firm of Peter George Electrical Contractors, Inc., a second and final six-month continuance of Business Permit #6385 according to N.J.S.A. 45:5A-14.

Application for reinstatement received from Douglas A. Fetkowitz as he failed to renew his license #9665 for the 1994 to 1997; 1997 to 2000; 2000 to 2003; and 2003 to 2006 triennial renewal periods.

Mr. Fetkowitz stated that he has not attended the 1993; 1996 or 1999 Continuing Education Code Courses.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that a letter be sent to Mr. Fetkowitz advising him that he must take and pass the electrical contractor's examination in order to regain his license under N.J.S.A. 45:5A-13.

Application for Continuing Education Course/Seminar Approval received from V R & L Consultants, LLC, requesting approval of pre-approved courses and two new instructors.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that a letter be sent to Mr. Timpanaro, V R & L Consultants, advising him that his request is being held in abeyance pending receipt of Al Cox's resume. The Board would also like to know which courses Mr. Cox intends to teach.

Application for Continuing Education Course/Seminar Approval received from the Municipal Electrical Inspectors Association of New Jersey requesting approval of pre-approved courses.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Robert A. McCullough, and unanimously passed, that a letter be sent to Mr. Timpanaro, Municipal Electrical Inspectors Association of New Jersey, advising him that the pre-approved courses have been approved.

Application for Continuing Education Course Seminar Approval received from Joseph C. Warren, Instructor

#125, requesting approval of pre-approved courses and three new courses.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Robert A. McCullough, and unanimously passed, that a letter be sent to Mr. Warren advising him that the pre-approved courses have been approved and the following three new courses have been approved.

"Service & Feeders, Commercial & Industrial"
"Fire Pumps"
"Hazardous Classified Locations"

Mr. Warren will be advised that the instructional hours cannot include breaks and lunches.

Application for Continuing Education Course Seminar Approval received from Marta Horton, CEU Coordinator, National Technology Transfer, Inc., requesting approval of pre-approved courses; seven new courses; and new instructors.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Robert A. McCullough, and unanimously passed, that a letter be sent to Ms. Horton advising her that the pre-approved courses have been approved and the following seven new courses have been approved, including the instructors.

"National Fire Alarm Code"
"National Electrical Code 220 & Grounding & Bonding"
"Grounding & Bonding of Electrical Systems"
"Electrical Safety Technical Training"
"2002 National Electrical Code Changes"
"Understanding Programmable Logic Controllers"
"AC/DC Variable Speed Drive Technology"

Application for Continuing Education Course Seminar Approval received from Joseph A. Knecht, Sr., National Electrical Contractors Association, requesting approval of pre-approved courses; three new courses; and new instructors

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that a letter be sent to Mr. Knecht advising him that the pre-approved courses have been approved and the following three new courses have been approved, including the instructor.

"Construction Claims and Liabilities"
"Drafting Your Contracts"
"Documentation"

Application for Continuing Education Course Seminar Approval received from Edward J. Osoliniec, Institute for Technical Advancement, LLC, requesting to be approved as an instructor and approval of fifteen new courses.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that a letter be sent to Mr. Osoliniec advising him that the Board has approved his request to teach Continuing Education Courses and has approved the following courses:

"Grounding and Bonding"
"Electrical Calculations (Refresher) Part I"

"Electrical Calculations (Advanced) Part II"
"Data Communications"
"Small Office Business Practices Part I"
"Small Office Business Practices Part II"
"Supplemental, Emergency and Alternate Power Supplies"
"Facility Security Systems"
"Industrial Electrical Systems"
"Electrical Systems for Health Care Facilities"
"OSHA Practices and Procedures"
"NEC Requirements for Pools, Spas, and Hot Tubs"
"Home Automation and "Smart House" Technology"
"Industrial Electrical Practices, Part I"
"Industrial Electrical Practices, Part II"

Signed cease and desist agreements were received from:

Monmouth Master Kitchens and Baths, Fairlawn, New Jersey; Devinn Boa, The Kitchen Shop, Inc., Pequonnock, New Jersey; Daniel Scharago, Freehold, New Jersey; One Call Home Repair, Chatham, New Jersey; Bob Murphy, Cape May Point, New Jersey; Michael Centanni, Lake Hiawatha, New Jersey; Rocco Marchetto, New Providence, New Jersey; Nicola Fiornascente, Montclair, New Jersey; and Eugene Engelman, Long Valley, New Jersey.

Barbara A. Cook, Executive Director, advised the Board that very shortly law books will be sent out to all licensees, including the licensees who have chosen "inactive" status.

Mr. Scott Shauger asked about the status of the journeyman's bill.

Mrs. Cook stated that the Board is awaiting the drafting of rules and regulations for qualified journeymen. The bill indicates that qualified journeymen will renew their identification card every three years and in order to do so, the journeyman will be required to attend ten hours of continuing education.

Mrs. Cook also stated that there are about 2,600 qualified journeymen who are registered with the Board. Mrs. Cook further stated that she has set up a database to maintain the records.

Mrs. Cook further stated that letters will be sent to all of the Board's registered journeymen advising them about the requirements of renewing and taking continuing education.

James Bibbo stated that the members of the New Jersey Electrical Contractors Association, who are licensed electrical contractors and licensed inspectors, have complained that they are taking the same courses twice, once to renew their inspector's license and once to renew their electrical contractor's license.

Mr. McCullough advised Mr. Bibbo that it is up to the Department of Community Affairs to submit their courses to the Board. Once the Board has approved these courses, the inspectors who are also licensed electrical contractors, can apply those courses towards their 34 hours of continuing education credits.

Mrs. Cook stated that the office will commence with its first audit and send letters to individuals requesting copies of their continuing education certificate to prove compliance.

Mr. Shawn Gianella, License #8155, was in attendance for the Public Session of the meeting. Mr. Schooley advised Mr. Gianella that his request to endorse his business permit #8155 to Public Electric, Inc. was approved.

Mr. Schooley asked Mr. Gianella why he has changed his business name five times.

Mr. Gianella stated that beginning in 1985 he formed several corporations for which he has been the president and some of which he has been the sole proprietor.

Mr. Gianella also stated that in regards to another matter, he will be forwarding to the Board a complaint concerning a manufacturing company analyzing equipment and writing reports indicating what they perceive to be problems with electrical equipment.

Mr. Schooley asked Mr. Gianella to forward to the Board all documentation concerning his complaint.

Maryann Sheehan, Regulatory Analyst, Division of Consumer Affairs, appeared before the Board to discuss the drafted proposed language concerning the exemption under N.J.A.C. 13:31-4.3 testing, serving, or repairing of electrical equipment or apparatus.

Mrs. Sheehan stated that she received comments from the Office of the Attorney General as they are unclear as to whether or not the Board is attempting to explain the statute or change the statute.

Mrs. Sheehan also stated that when the Office of the Attorney General did a reading of the rule, they questioned whether or not a ballast is a component of electrical equipment or apparatus. If it is, the Board would not be able to draft a rule to stipulate that only a licensed electrical contractor can replace a ballast.

Mrs. Sheehan also stated that the rule also defines servicing and repairing to mean the restoration or improvement of electrical equipment or apparatus by replacing a component of the electrical equipment or apparatus that is worn or broken such that the electrical equipment or apparatus, once serviced or repaired, conforms to the manufacturer's original specifications.

Mr. Schooley stated that there is probably not any piece of equipment that is not part of an apparatus. You could say that a service cable outside a persons home is worn, therefore, anyone can replace it.

Mr. McCullough stated that the ballast can consist of relatively high voltage. Three different maintenance workers have been killed changing a ballast. There are safety issues; people have died. Mr. McCullough also stated that a ballast cannot be repaired.

Mrs. Sheehan stated that perhaps the language can be drafted to indicate that replacing a ballast cannot be construed as repairing a ballast.

After further discussion Mrs. Sheehan stated that she will include additional language to address the Board's concerns.

Mrs. Sheehan also stated that she received a question from the Office of Administrative Law concerning the supervision regulation. Could there be times when there is a gap in the Uniform Construction Code and we would want our licensees to follow the National Electrical Code where there is an absence of State Regulations?

After further discussion the following motion was made.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Robert A. McCullough, and unanimously passed, that the draft be amended to eliminate the reference to the National Electrical Code and replace it with a reference to the Uniform Construction Code.

The Board reviewed applications for the written examination to be administered by Experior Assessments, LLC.

Eighteen (18) applications were approved.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, 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 2:00 P.M.

An Appointment Meeting is scheduled for Wednesday, July 16, 2003, at 9:00 A.M.
A Business Meeting is scheduled for Wednesday, August 6, 2003, at 9:00 A.M.

Respectfully submitted,

Barbara A. Cook
Executive Director

**INITIAL LICENSES APPROVED BY THE BOARD JULY 2, 2003
EFFECTIVE JULY 2, 2003 TO MARCH 31, 2006**

1. Daniel Benitez - 172 Acres Drive - Hamilton Square , NJ 08690
2. Christopher Campbell - 51 Walnut Avenue - Red Bank , NJ 07701
3. Anthony Carissimo - 125 Cedar Drive - Colts Neck , NJ 07722
4. Geroge F. Cassidy Jr. - 2964 Tuckahoe Road - Franklinville, NJ 08322
5. David Haper - 1941 South Central Avenue - South Plainfield , NJ 07080
6. Ryan Harrison - 121 Whittlesey Avenue - West Orange , NJ 07052
7. Edward Joyner - 1542 44th Street - Pennsauken , NJ 08110
8. Nicholas Leone - 31 Clarkson Drive - Toms River , NJ 08753
9. Alfredo Lopez - 44 Center Street 1Fl - Clifton , NJ 07011
10. Omar Mahmoud - 19 Cathy Avenue - Hawthorne , NJ 07506
11. Avraham Nagel - 43 Seaside Court - Margate , NJ 08402
12. Steven Novak - 312 Bound Brook Avenue - Piscataway , NJ 08854
13. Joseph Portela - 1611 Park Avenue - Merrick , NY 11566
14. Joseph Prince Sr. - 308 Glen Oak Drive - Toms River , NJ 08753
15. Paul Provenzano - 12 Roman Terrace - Congress, NY 10920
16. Anthony Sernotti - 1701 Twelfth Avenue - Toms River , NJ 08757
17. David Serrano - 230 Van Horne Street - Jersey City , NJ 07304

18. George Serrano - 136 New York Avenue - Jersey City , NJ 07307
19. David Stambaugh - 65 Meadow Lane - Bloomfield , NJ 07003
20. Trevor Todash - 1546 Logan Avenue - Manasquan , NJ 08736
21. Scot Tomaszewski - 1518 Beverly Terrace - Cherry Hill , NJ 08003
22. Todd Tantillo - 883 Dye Avenue - Elmwood Park , NJ 07407

**INITIAL BUSINESS PERMITS FOR THE FOLLOWING LICENSEES
APPROVED BY THE BOARD JULY 2, 2003
EFFECTIVE JULY 2, 2003 TO MARCH 31, 2006**

1. Daniel Benitez Electrical Contractor - 172 Acres Drive - Hamilton Square, NJ 08690
2. B C Electrical Service, LLC - (Erwin Cook) - 24 High Street - Andover, NJ 07821 - License #14018
3. Freelance Electric, LLC - (Lance Cooper) - 4 Beaumont Place - Whippany, NJ 07981 - License #014555
4. Fleming Electric LLC - (Kevin L. Fleming) - 283 West Portal Road - Asbury, NJ 08802 - License #7795
5. Rave Home Improvements, LLC - (David Haper) - 1941 South Central Avenue - South Plainfield, NJ 07080
6. Edward Joyner t/a Eagle Heating Cooling & Electric - - 1542 44th Street - Pennsauken, NJ 08110
7. Leone Electric Co., Inc. - (Nicholas Leone) - 31 Clarkson Drive - Toms River, NJ 08753
8. Alfredo Lopez t/a Alfredo Lopez Electrical Contractor - 44 Center Street - Clifton, NJ 07011
9. - Charles Morris t/a C E Morris Electrical Contractor - 424 Kansas Avenue - Delanco, NJ 08075 - License #13110
10. Power-Up Electrical Contracting, Corp - (Joseph Portela) - (Corporation) -1611 Park Avenue - Merrick, NY 11566
11. Joseph Prince Sr. t/a Joseph Prince Electrical Contractor - - 308 Glen Oak Drive - Toms River, NJ 08753
12. JTP Electric, LLC - (James Przybyszewski) - (Limited Liability Company) - 55 Hemlock Drive - Blenheim, NJ 08012 - License #15085
13. Sernotti Electrical Services, LLC - (Anthony Sernotti) (Limited Liability Company) - 1701 Twelfth Avenue - Toms River, NJ 08757
14. Stambaugh Electric, LLC - (David Stambaugh) -(Limited Liability Company) - 65 Meadow Lane - Bloomfield, NJ 07003
15. S T Electric, Inc. - (Scot Tomaszewski) - (Corporation) - 1518 Beverly Terrace - Cherry Hill, NJ 08003
16. Todd Tantillo t/a Tantillo Electric - 883 Dye Avenue - Elmwood Park, NJ 07407
17. Argon Electric, Corp. - (Rolando Yera) - (Corporation) - 124 47th Street - Union City, NJ 07087 - License #015067

**INITIAL BUSINESS PERMITS PREVIOUSLY EXPIRED
APPROVED BY THE BOARD JULY 8, 2003**

EFFECTIVE JULY 8, 2003 TO MARCH 31, 2006

1. Windsor Electric LLC - (David A. Amiger) - (Limited Liability Company) - 1 Gordon Road - East Windsor, NJ 08520 - License #7996A
2. Express Electric t/a Joseph Ballance - Individual - 321 Marsan Drive - Carlstadt, NJ 07072 - License #7174A
3. Biddle Electric Company t/a John Biddle Jr. - Individual - 206 Iowa Avenue - Egg Harbor Twp., NJ 08234 - License #9342A
4. J P Electric, LLC - (Brian Boeren) - (Limited Liability Company) - - 4 Stonewall Drive - Hamburg, NJ 07419 - License #8521A
5. McHale Electric t/a Valentine McHale - 887 Lotus Avenue - Ordell, NJ 07649 - License #11644B
6. Circuit Logic Electric, Inc. - (Gary Nuzzi) - (Corporation) - 1525 Valley Drive - Wall, NJ 07719 - License #6228C
7. PM Electrical And Mechanical Contractors, LLC - (Nicholas Paradiso) - (Limited Liability Company) - 2224 Atco Avenue - Atco, NJ 08004 - License #13032A
8. Fast Track Electric, Corp. - (Gregory Sagan) - (Corporation) - 3375 Royal Avenue - Oceanside, NY 11572 - License #9466B
9. G B Legend Electrical Contractors, Corp. - (Norman Tchernoff) - (Corporation) - 115 Bellows Lane - New City, NY 10956 - License #5239A
10. Public Electric Inc. - (Shawn Gianella) - (Corporation) - 407 Sette Drive - Paramus, NJ 07653 - License #8155E

**CHANGES IN BUSINESS PERMITS
APPROVED BY THE BOARD JULY 2, 2003
EFFECTIVE JULY 2, 2003 TO MARCH 31, 2006**

1. Crawford Electric LLC - (Timothy Crawford) - (Limited Liability Company) - Formerly - Crawford Electric - Individual - 449 Harmony Road - Jackson, NJ 08527 - Licensee Timothy Crawford #11325A
2. Louie G. Binikos t/a LEC Electric - Individual - Formerly - LEC Electric Inc. - (Corporation) - 25 E Clinton Avenue - Tenafly, NJ 07670 - Licensee Louie G. Binikos #12017
3. Viking Electric Inc. - (Paul G. Bizon) - (Corporation) - Formerly - PKF Mark III, Inc. - (Corporation) - 210 West Fairwood Drive - Chalfont, PA 18914 - Licensee Paul G. Bizon #9159B
4. Apowernow Lighting And Electric Corp - (George Tatosian) - (Corporation) - Formerly - Tatosian Electric Inc. - (Corporation) - 15 Nye Avenue - Whippany, NJ 07981 - Licensee George Tatosian #5459C