

**812 BUSINESS MEETING OF THE BOARD OF EXAMINERS OF
ELECTRICAL CONTRACTORS - - - AUGUST 1, 2007**

The Board Minutes of August 1, 2007, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of September 5, 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 August 1, 2007, 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. Richard T. Aicher, Jr.
Mr. Mitchell R. Malec
Mr. Constantinos Papademas

Mr. James H. Flaherty was 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, 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 Edward J. Osoliniec, Institute for Technical Advancement.

The Board saluted the Flag.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Richard T. Aicher, Jr., and unanimously passed, to approve the Minutes of the 811th Meeting held July 11, 2007 with the following corrections:

Page 2, paragraph 7:

Mr. Richard T. Aicher, Jr. nominated Mr. Joseph P. Schooley and the nomination was seconded by Mr. James H. Flaherty.

Page 2, paragraph 11:

Let the record reflect that Mr. Schooley has been elected Chairman for the Board from this date until the July 2008 meeting.

Page 2, paragraph 12:

Mr. Joseph F. Cantalupo nominated Barbara A. Cook Executive Secretary/Director, and the nomination was seconded by Mr. Richard T. Aicher, Jr.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, to approve (5) Initial Licenses effective August 1, 2007 to March 31, 2009.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, to approve (4) Initial Business Permits effective August 1, 2007 to March 31, 2009.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, to approve (1) Initial Business Permit Previously Expired effective August 1, 2007 to March 31, 2009.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and passed, to approve (6) Changes in Business Permits effective August 1, 2007 to March 31, 2009.

Mr. Constantinos Papademas abstained from the motion as he is listed on the Change in Business Permit list.

Postal Money Order in the amount of \$100.00 received from James H. Gandy, Unlicensed, as the second installment of a civil penalty in the amount of \$2,500.00 for violation of N.J.A.C. 13:31-3.3 and N.J.S.A. 45:5A-9. Payments started May 25, 2007 and the balance due is \$2,300.00.

The Board accepted the payment.

Postal Money Order in the amount of \$300.00 received from Jack A. Giaimo, License #7375, as the fourth installment of a civil penalty in the amount of \$3,000.00 for violation of N.J.S.A. 45:5A-9 and N.J.A.C. 13:31-3.3. Payments started April 16, 2007 and the balance due is \$2,400.00.

The Board accepted the payment.

The sub-committee reviewed an application for Continuing Education Course/Seminar approval received from Eric Sivertsen, National Electrical Contractors Association. Mr. Sivertsen is requesting the approval of new courses and amendments to courses previously approved.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that (8) new courses, and instructors, are approved as submitted. Additionally, Mr. Sivertsen's request to reduce the hours to be taught for one previously approved course is approved. Mr. Sivertsen's request to add instructors to previously approved courses and to remove instructors from previously approved courses is also approved.

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

Motion made by Mr. Robert A. McCullough and seconded by Mr. Constantinos Papademas, and unanimously passed, that Mr. Shedlock's request to consolidate the courses under one sponsorship is approved. The Board also approved Mr. Shedlock's request to approve previously approved courses and to remove one instructor.

The sub-committee reviewed an application for Continuing Education Course/Seminar approval received from Eugene Mini, New Jersey Independent Electrical Contractors.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Constantinos Papademas, and unanimously passed, that thirty-two (30) of the (32) courses, and instructors, are approved as submitted.

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

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, to approve one previously approved course. The Board requested that the approval of the remaining courses be held in abeyance pending a more detailed breakdown of the hours to be taught by topic area and the number of days in which each course will be taught.

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

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that the previously approved courses, and instructors, are approved.

At its meeting held on June 6, 2007, the Board reviewed a letter dated May 16, 2007, received from Vernon E. Cooper, License #4193, requesting 15 continuing education credits towards his license renewal pursuant to N.J.A.C. 13:31-1.7.

As per the Board's request, Mr. Cooper was advised that his request did not appear to meet the criteria of N.J.A.C. 13:31-1.7. Therefore, Mr. Cooper was requested to advise whether or not he developed this course; if so, he is to provide the background for the development of same.

In response to the Board's request, a letter dated July 3, 2007, was received from Mr. Cooper.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that Mr. Cooper be granted 15 credits towards the 2009 to 2012 triennial renewal of his License #4193 pursuant to N.J.A.C. 13:31-1.7.

The Board reviewed a memorandum dated July 12, 2007, received from Darlene Kane, Budget Officer, Division of Consumer Affairs, stating for the fourth quarter of Fiscal Year 2007, the Board/Committee was directly billed for 139.7 hours of Deputy Attorney General Paralegal services totaling \$17,696.02.

The Board requested that a letter be sent to Darlene Kane as the names listed in the report, Kevin Rattenberry and Andrew Reese, are not known to them.

Letter dated July 13, 2007, received from David A. Reif, Sr., Construction Official, Department of Community Affairs, asking whether or not plumbing and/or electrical contractors can perform gas piping; hydronic piping; boilers; warm air furnaces; air conditioning systems; fuel fired water heaters; and electrical water heaters without also possessing a home improvement contractors' registration certificate.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that a letter be sent to Mr. Reif advising him that the installation of gas piping, hydronic piping, boilers, and warm air furnaces is not considered electrical work; this work must be performed by a licensed master plumber. The installation of masonry chimney liners, vent liners, manufactured chimneys, B-vents, L-vents, direct vents, ducts, etc., is not within the scope of electrical contracting services; therefore a home improvement contractor's license would be required. The installation of a fuel fired water heater is within the scope of electrical contracting; therefore, a home improvement contractor's license would not be required. The installation of an electric water heater, including disconnecting and reconnecting the existing electric, is considered electrical contracting work; therefore, a home improvement contractor's license would not be required.

Signed cease and desist agreements agreeing to include language in their advertisements that all electrical work is "performed by licensed electrical contractors" were received from Dom Pizarro, Pizarro Building & Maintenance Services, Barnegat, New Jersey and Cristina Capales Alves, Mayberry's Nursery & Garden Center, Woodcliff, New Jersey.

The Board did not review applications for the written examination to be administered by Thomson Prometric.

The Board was advised that no comments were received concerning the proposed draft of the Board's Rules and Regulations which Sunsetting on May 2, 2007.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Richard T. Aicher, Jr., and unanimously passed, to adopt the Board's Rules and Regulations.

Edward J. Osoliniec, Institute for Technical Advancement, appeared before the Board to discuss the Board's rejection of his request to teach continuing education courses. Mr. Osoliniec stated that he would like to understand the Board's decision to deny his request to teach his courses.

Mr. McCullough stated that the Board has not approved any courses that are instrumental manuals for computer programs such as Quick Books, Word, Excel, Access; these are commercially available programs. There is help built within the program, and the Board has always denied those specifically related training programs.

Mr. Osoliniec asked if the Board approves courses that will involve the use of a computer in the electrical contractor's everyday business.

Mr. Malec stated that the Board will not approve a request to teach an Excel program. The Board may approve a course on utilizing a program for the use of an electrical contracting business.

Mr. Osoliniec stated that everyone is using computers and they are a very useful tool as feed back and to better manage the business. These courses would be for electrical contractors to assist them in setting up payroll, creating customer accounts, accounts receivable, etc.

Mr. Malec advised Mr. Osoliniec to resubmit his request and provide an outline which will establish why he is using Quick Books to teach this course.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that in addition to any random audit that may be conducted, a licensee will be required to provide the Board with copies of Continuing Education Certificates along with their response to a complaint received. If a licensee is requested to appear before the Board, and they have not yet provided such copies, then they will be required to present their Continuing Education Certificates at the time of their appearance before the Board.

At its meeting held July 24, 2007, the Board reviewed Assembly Bill No. 4382 which provides any license issued by a professional or occupational board designated in section 2 of P.L. 1978,c.73 (c.45:1-15) shall not expire while the licensee is an active member of the Armed Forces of the United States and shall be extended for up to 120 days after his return from active service. If the license is renewed during the 120 day period after his return from active service, the licensee shall only be responsible for normal fees and activities relating to renewal of the license and shall not be charged any additional costs, such as, but not limited to, late fees or delinquency fees.

The Board fully supports Assembly Bill No. 4382.

Motion made by Mr. Joseph F. Cantalupo 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 2:00 P.M.

A Business Meeting is scheduled for Wednesday, September 5, 2007, at 9:00 A.M.

An Appointment Meeting is scheduled for Tuesday, September 11, 2007, at 9:00 A.M.

Respectfully submitted,

Barbara A. Cook
Executive Director

**INITIAL LICENSEES APPROVED BY THE BOARD AUGUST 1, 2007
EFFECTIVE AUGUST 1, 2007 TO MARCH 31, 2009**

1. Brian W. Drzal - 466 Ridge Road - West Milford, NJ 07480
2. Dubiel Daniel - 518 Dorothy Place - Brick, NJ 08723
3. Grouse Karen - 4527 Aubrey Avenue - Philadelphia, PA 19114
4. Sergio Z Malaquias - 60 Hoyt Street - Kearny NJ 07032
5. Joseph B Price, III - 414 S Fir Avenue - Galloway, NJ 08205

**INITIAL BUSINESS PERMITS APPROVED BY THE BOARD AUGUST 1, 2007
EFFECTIVE AUGUST 1, 2007 TO MARCH 31, 2009**

1. Aubrey Green Electric Inc - (Karen Grous) - (Corporation) - 4527 Aubrey Avenue - Philadelphia, PA 19114
2. Acc Mechanical & Electrical Services Inc - (Michael E Mc Gonigle)- (Corporation) - 32 W Main Street - Maple Shade, NJ 08052 - License #15924
3. Price Electric LLC - (Joseph B Price, III) - (Limited Liability Company) - 414 S Fir Avenue - Galloway, NJ 08205
4. Malco Electric LLC - (Mark Lamarra) - (Limited Liability Company) - 275 Glenwood Avenue - Woodbury Hts, NJ - License # 15769

**INITIAL BUSINESS PERMITS PREVIOUSLY EXPIRED
APPROVED BY THE BOARD AUGUST 1, 2007
EFFECTIVE AUGUST 1, 2007 TO MARCH 31, 2007**

1. Donald Hobbs - t/a Donald A Hobbs Electrical Contractors - 37 Jonquil Way - Sicklerville, NJ 08081 - License #14655A
2. Jack Giaimo - t/a Powermaster Electric - (Individual) - 42 West 42nd Street - Bayonne, NJ 07002 - License #7375A

**CHANGES IN BUSINESS PERMITS APPROVED
BY THE BOARD AUGUST 1, 2007
EFFECTIVE AUGUST 1, 2007 TO MARCH 31, 2009**

1. Nicholas Electric LLC - (Michael W Nicholas) - (Limited Liability Company) - 413 W Roberts Avenue - Wildwood, NJ 08260 - License#14335
2. JF General & Electrical Contractors LLC - (John Fidziukiewicz) - (Limited Liability Company) - Formerly - John Fidziukiewicz General and Electrical Contractors - 823 Ohio Avenue - Trenton, NJ 08638 - License #11258B
3. A- Rosa Linda Electrical Contracting LLC - (Frank Petrilli) - (Limited Liability Company) - Formerly - Frank & Sons Electric Company - 801 Avon Street - Ocean, NJ 07712 - License #6783F
4. Dell Bros LLC - (William C Dellamanna) - (Limited Liability Company) - Formerly - Dellamanna Brothers Electric - 15 Dover Road - Colonia, NJ 07067 - License #8218B
5. Constantinos Papademas LLC - d/b/a - Techno- Electrics - (Limited Liability Company) - Formerly -Techno - Electrics Inc.- 1 Clay Drive - Montville, NJ 07045 - License #8204B