

**779 APPOINTMENT AND BUSINESS MEETING OF THE BOARD OF EXAMINERS OF  
ELECTRICAL CONTRACTORS  
(PUBLIC SESSION) - - - NOVEMBER 3, 2004**

The Board Minutes of November 3, 2004, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of December 1, 2004. 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 November 3, 2004, 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  
Mrs. Gail Best  
Mr. Mitchell R. Malec  
Mrs. Pushpavati Amin

Mr. James H. Flaherty and Mrs. Connie F. 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 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 was Mr. James Bibbo, New Jersey Electrical Contractors Association.

The Board saluted the Flag.

Motion made by Mrs. Pushpavati Amin and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, to approve the Minutes of the Special Meeting held September 15, 2004.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mrs. Pushpavati Amin, and unanimously passed, to approve the Minutes of the 778 Meeting held October 6, 2004, with the following three corrections:

Page 4, Paragraph 7

The word "expended" was misspelled.

Page 6, Paragraph 5

The word "Photovoltaics" was misspelled.

Page 8, Paragraph 3

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed,

that the Administrative Action Provisional Order of Discipline be finalized and a Final Order of Discipline be issued ordering that Mr. Sartain pay a civil penalty in the amount of \$1,000.00; a public reprimand for violation of N.J.A.C. 13:45C-1.2 be imposed; and License and Business Permit #12550 is suspended.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mrs. Gail Best, and unanimously passed, to approve (10) Initial Licenses effective November 3, 2004 to March 31, 2006.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, to approve (11) Initial Business Permits effective November 3, 2004 to March 31, 2006.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mrs. Gail Best, and unanimously passed, to approve (7) Initial Business Permits Previously Expired November 3, 2004 to March 31, 2006.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, to approve (5) Changes in Business Permits effective November 3, 2004 to March 31, 2006.

Check in the amount of \$25.00 received from Frank D'Arpa, License #8778, as the twenty-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.A.C. 13:31-1.8(b) (recodified as N.J.A.C. 13:31-3.2(b)). Payments started September 25, 2002, and the balance due is \$1,950.00.

The Board accepted the payment.

Postal Money Order in the amount of \$300.00 received from John J. Helmstetter, License #7192, as the fifth installment of a civil penalty in the amount of \$7,500.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 56:8-1 et seq. Payments started June 7, 2004 and the balance due is \$6,000.00.

The Board accepted the payment.

Check in the amount of \$200.00 received from Robert D. Schwartz, Unlicensed, as the first installment of a civil penalty, and costs, in the amount of \$957.38 for violation of N.J.S.A. 45:5A-9. The balance due is \$757.38.

The Board accepted the payment.

The Board reviewed an application for reinstatement received from Eugene Steup as he failed to renew his license #8153 for the 1994 to 1997; 1997 to 2000; 2000 to 2003; and 2003 to 2006 triennial renewal periods.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that a letter be sent to Mr. Steup advising him that he must take and pass the written examination in order to regain his license.

The sub-committee reviewed the application for Continuing Education Course/Seminar approval received from Jennifer Montalvo, Marketing Coordinator, Warshauer Electric Supply Co, requesting approval of new courses.

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

"Warshauer Tech/Automation Classes"

"2005 Code Update"

"Light Commercial/Residential Automation"

The sub-committee reviewed the application for Continuing Education Course/Seminar approval received from Marta Horton, CEU Coordinator, National Technology Transfer, Inc., requesting approval of a new course.

Motion made by Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that the following course, and instructors, are approved as submitted:

"National Electrical Code 2005"

Ms. Horton will be advised that National Technology Transfer, Inc. is to utilize the sign in/sign out sheets provided by the Board.

The sub-committee reviewed the application for Continuing Education Course/Seminar approval received from Clifford R. Reisser, Training Director, Joint Apprenticeship & Training Committee, requesting approval of new courses.

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

"10 Hour Code Update/Law"

"Solar Photovoltaic Power"

"Electrical Grounding"

"30 Hour OSHA Construction Safety"

"Introduction to Power Quality"

"Motors, Motor Control, Power Conductors"

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that the approval of the course entitled "Conduit Bending, Fastening Supports" is denied as the Board does not consider this course educational to an electrical contractor who should already be knowledgeable in this field.

The Board reviewed Senate Bill No. S-1930 which makes various changes to the State's child support statutes to enhance collection of, and recoveries for, overdue child support payments. Specifically, with respect to N.J.S.A. 2A-17-56.23b, which provides that a judgment for child support shall be a lien against the net proceeds of civil judgments, arbitration awards, inheritances or workers' compensation awards, the bill clarifies that the lien provisions shall apply to judgments, awards and inheritances of \$2,000.00 or more, but the lien, itself, may be on any amount of the judgment, award or inheritance.

Mr. McCullough stated on page (9), paragraph (d), line (27), the bill mentions that a license shall not be granted to an obligor who applies for a license if there is an arrearage equal to or exceeding the amount of child support payable for six months.

Mrs. Cook stated that at this time the law states that the application is denied if the arrearage exceeds six months.

Mr. Malec asked what would happen if the Board was advised to suspend a license.

DAG Carboni stated that most likely a Provisional Order of Discipline would be issued advising the licensee that he/she is automatically suspended or revoked. The licensee is given a certain amount of time to respond.

Mr. Malec stated that the Board should not be the enforcing agency. What would happen to licensee's jobs already in progress if the licensee were to receive a Provisional Order of Discipline suspending or revoking the license?

Mr. Malec also stated that on page (7) line (20) it indicates that the Probation Division shall forward a copy of the Order to the appropriate licensing authority advising that the conditions for suspension or revocation of the license have been met, and instruct the licensing authority to suspend or revoke the licensee. Does that mean suspend or revoke using our current process or does it mean immediately suspend or revoke.

Mr. McCullough stated that the Bill reads that the licensing authority shall "immediately" suspend or revoke.

Mr. Malec stated with that in mind what would happen if there is outstanding work that needs to be completed and the licensee cannot complete the work contracted for; this would be cause for concern.

Mr. McCullough stated that this may cause the licensee severe hardship.

DAG Carboni stated that there is no way the licensee would be suspended or revoked immediately. The matter must be presented to the Board and an order issued which all takes time.

Mr. Malec stated that he would like a definition of immediately.

Mr. McCullough stated that before the Board receives notification, the other agency must first send notification to the licensee giving him 30 days.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that the Board supports Senate Bill No. 1930. However, the Board is concerned the immediate suspension/revocation of a license may cause severe hardship to the licensee and to the consumers in the State of New Jersey to whom work may be ongoing. The Board would like a definition of "immediately"

Letter dated September 3, 2004, received from Suzanne Borek, Code Specialist, Department of Community Affairs, requesting clarification as to whether or not a licensed electrical contractor is required to install the bonding jumper for a replacement water heater.

Letter dated September 2, 2004, received from Martin P. Noll, Sr., President, t/a Paul M. Noll & Son, Inc., concerning the bonding of water heaters.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that a letter be sent to Ms. Borek advising her that it is the opinion of the Board when the installation of the bonding jumper is required for a replacement gas hot water heater its installation need not be performed by a licensed electrical contractor. When the installation of a bonding jumper is required for an electric or oil hot water heater its installation needs to be performed by a licensed electrical contractor or those individuals otherwise exempt under N.J.S.A. 45:5A-18 if applicable.

Signed cease and desist agreements were received from John Senkelski, t/a All J's Construction, Wall Township, New Jersey and John Mercier, Avenel, New Jersey.

The Board accepted the signed cease and desist agreements.

The Board reviewed applications for the written examination to be administered by Experior Assessments, LLC. Eight (8) applications were approved.

Motion made by Mrs. Gail Best 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.

A Business Meeting is scheduled for Wednesday, December 1, 2004, at 9:00 A.M.

Respectfully submitted,

Barbara A. Cook  
Executive Director

**INITIAL LICENSES APPROVED BY THE BOARD NOVEMBER 3, 2004  
EFFECTIVE NOVEMBER 3, 2004 TO MARCH 31, 2006**

1. Christopher Cochrane - 12 Villa Place - Nutley, NJ 07110
2. Declan W Delahunty - 4299 Martha Avenue - Bronx, NY 10470
3. Raymond Doyle - 706 Iris Lane - Media, PA 19063
4. Thomas Gilmore - 3 Stonehedge Lane - Andover, NJ 07821
5. David Greenhill - 406 East Lane - Clark, NJ 07066
6. John W Howard - 237 Fletcher Street - Edison, NJ 08820
7. Robert Leyenar - 417 10th Avenue - Lindenwold, NJ 08021
8. Kenneth Shellhamer - 48 East Point Pleasant Avenue - Ocean Gate, NJ 08740
9. Thomas Turanick - 300 Sand Shore Road - Budd Lake, NJ 07828
10. Dang-Ka Truong - 2427 Arctic Avenue - Atlantic City, NJ 08401

**INITIAL BUSINESS PERMITS FOR THE FOLLOWING LICENSEES  
APPROVED BY THE BOARD NOVEMBER 3, 2004  
EFFECTIVE NOVEMBER 3, 2004 TO MARCH 31, 2006**

1. Christopher Cochrane t/a Cochrane Electric - 12 Villa Place - Nutley, NJ 07110
2. C A D Electric Inc - (Raymond Doyle) - (Corporation) - 706 Iris Lane - Media, PA 19063
3. Gilmore Electric Inc - (Thomas Gilmore) - (Corporation) 3 Stonehedge Lane - Andover, NJ 07821
4. David Greenhill t/a Greenhill Electrical Installations & Design - Individual - 406 East Lane - Clark, NJ 07066
5. John W Howard t/a Howard Security Plus - Individual - 237 Fletcher Street - Edison, NJ 08820
6. Robert Leyenar t/a Pops Electric - Individual - 417 10th Avenue - Lindenwold, NJ 08021
7. Jeffrey Pinter t/a Pinter Electric - Individual - 300 East 3rd Street - Florence, NJ 08518 - License #15342
8. Pkf-Mark III Inc - (Timothy Schuch) - (Corporation) - 170 Pleasant Run - Newtown, PA 18940 - License #15159
9. Kenneth Shellhamer t/a Prime Electric - Individual - 48 East Point Pleasant Avenue - Ocean Gate, NJ 08740
10. D K Electric LLC - (Dang-Ka Truong) - (Limited Liability Company) - 2427 Arctic Avenue - Atlantic City, NJ 08401
11. Alan Wolfskehl t/a AlMaz Electric Service Co - Individual - 5 Hazelwood Avenue - Livingston, NJ 07039 - License #14782

**INITIAL BUSINESS PERMIT PREVIOUSLY EXPIRED  
APPROVED BY THE BOARD NOVEMBER 3, 2004  
EFFECTIVE NOVEMBER 3, 2004 TO MARCH 31, 2006**

1. A&D Electrical Contractors LLC - (Lazaro Alfonso) - (Limited Liability Company) - 151 Emmans Road - Flanders, NJ 07836 - License #8517A

2. Angel Arroyo t/a Arroyo Electrical Contractor - Individual - 10 Harbor Terrace 2F - Perth Amboy, NJ 08861 - License #13202A
3. Van S Braxton Electrical Contractor - Individual - 327 Somerset Street - Stirling, NJ 07980 - License #7853B
4. Douglas Pregartner t/a Applied Power Electrical Contracting - Individual - 524 Highland Avenue - Cherry Hill, NJ 08002 - License #13114A
5. Stephen Resch t/a Resch Electric - Individual - 123 East Boat Drive - Little Egg Harbor, NJ 08087 - License #8573A
6. Electrical Design Boulevard Inc - (James Taylor) - (Corporation) 179 West Broad Street - Teleford, PA 18969 - License #14424A
7. JuneBrud Electric LLC - (James Witterschein) - (Limited Liability Company) - 46 Monument Street - Freehold, NJ 07728 - License # 10474B

**CHANGES IN BUSINESS PERMITS  
APPROVED BY THE BOARD NOVEMBER 3, 2004  
EFFECTIVE NOVEMBER 3, 2004 TO MARCH 31, 2006**

1. ACP Contracting Inc - (Steven Russo) - (Corporation) - Formerly ACP Electrical Inc - (Corporation) - 25 Just Road - Fairfield, NJ 07004 - Licensee Steven Russo #10621A
2. Barnes & Sons Electrical Contractors Inc - (Royston Barnes Jr) - (Corporation) - Formerly - All Around Handyman Services Inc - (Corporation) - 603 River Avenue - Point Pleasant, NJ 08742 - Licensee Royston Barnes Jr #11594B
3. FTR Electrical & Mechanical Contractors Inc - (Rui Silva) - (Corporation) - Formerly - R Silva Electrical Contractor - Individual - 114 Wyoming Avenue - Union, NJ 07083 - Licensee Rui Silva #14616A
4. Ho-Ho-Kus Enterprises Electrical Contractors Inc - (Stephen Eiman) - (Corporation) - Formerly - Vanderbeck Ho Ho Kus Electr Inc - (Corporation) - 10 Sycamore Avenue - Ho Ho Kus, NJ 07423 - Licensee Stephen Eiman #5813D
5. MFM Electric LLC - (Manuel Moreira) - (Limited Liability Company) - Formerly - MFM Electric - Individual - 86 Tudor Drive - Clark, NJ 07066 - Licensee Manuel Moreira #15339A
6. Pezz Electrical Services LLC - (Vincent Pezza) - (Limited Liability Company) - Formerly - Pezz Electrical Contractors Inc - (Corporation) - 11 Jennings Court - Hillsborough, NJ 08844 - Licensee Vincent Pezza #10084A
7. Price Power Systems LLC - (Casey Price) - (Limited Liability Company) - Formerly - Price Power Systems - Individual - 8 Glenn Avenue - Glen Gardner, NJ 08826 - Licensee Casey Price # 13617A
8. Sant-Tec Electric Inc - (Alberto Irizarry) - (Corporation) - Formerly - Irizarry Electric - Individual - 920 Broadway - Newark, NJ 07102 - Licensee Alberto Irizarry #11146A
9. Tru-Val Electric Corporation - (Christopher Totaro) - (Corporation) - Formerly Christopher Totaro Electrical Contractor - Individual - 460 Commercial Avenue - Palisade Park, NJ 07650 - Licensee Christopher Totaro #14449A

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