

MINUTES

**REGULAR MONTHLY MEETING
BOARD OF COSMETOLOGY AND HAIRSTYLING
124 HALSEY STREET - 6TH FLOOR
NEWARK, NEW JERSEY 07102
APRIL 10, 2012**

PUBLIC SESSION

I CALL TO ORDER

The regular monthly meeting of the Board of Cosmetology and Hairstyling was called to order at 9:30 a.m.

Roll Call:

Ms. Janice Alvarez, Ms. Maria Cruz Denzer, Mr. James J. Forte, Mr. Joseph Santagata, Mr. Jerry Speziale, Ms. Frances Tomeo, Mr. Jay Malanga, Executive Director and Ms. Barbara Ambroise, Program Development Assistant were present. Mr. Anthony J. Fiore and Mr. Peter Macri were absent.

Also in Attendance:

Ms. Gracinda Almeida, Administrative Assistant, Ms. Marisol Rodrigues, Office Supervisor, Ms. Yolanda Morales, Principle Transcriber, Mr. Marc DeCarlo, Paralegal and the Board's counsel.

II OPEN PUBLIC MEETINGS ACT

The Chair announced that the time, date and location of the meeting was listed in the Annual Notice Schedule. The Annual Notice Schedule was mailed to Ms. Kim Guadagno, Secretary of State, and the Newark Star-Ledger and Trentonian Newspapers on December 14, 2011, and was posted in the Office of the Board of Cosmetology and Hairstyling on December 14, 2011.

III APPROVAL OF MINUTES (OPEN & CLOSED)

Upon motion made by Ms. Frances Tomeo and seconded by Mr. James Forte, the Executive Director's report, Committee reports, and Minutes of the regular monthly meeting held March 13, 2012 are accepted as read. The motion passed unanimously.

IV PUBLIC PARTICIPATION SESSION

V EXECUTIVE DIRECTOR'S ANNOUNCEMENTS

Mr. Jay Malanga stated that Deputy Attorney General Joseph Donofrio would counsel the Board today.

VI FOR BOARD CONSIDERATION

1. Correspondence received from Mr. Kirk Smith & Ms. Marilena Smith , t/a Markirk Salon, 531 Route 22 East, Whitehouse Station, New Jersey in connection with the outstanding penalty assessed against them in the amount of \$100.00 for the alleged violation resulting out of an inspection of their shop on July 14, 2010 was presented to the Board for consideration. They indicated that they would like to waive their right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Mr. James Forte, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

2. Correspondence received from Ms. Meredith Santowsso, 133 Chestnut Street, Middlesex, New Jersey in connection with the outstanding penalty assessed against her in the amount of \$100.00 for the alleged violation of N.J.S.A. 45:5B-12(f) & N.J.A.C. 13:28-2.12(a)2 at R'Jais Salon, 2 JFK Boulevard, Somerset, New Jersey on October 6, 2010 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Mr. James Forte, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

3. Correspondence received from Mr. Roman Bortnik & Ms. Marina Bortnik., t/a R'Jais Salon, 2 JFK Boulevard, Somerset, New Jersey in connection with the outstanding penalty assessed against them in the amount of \$200.00 for the alleged violation resulting out of an inspection of their shop on October 6, 2010 was presented to the Board for consideration. They have indicated that they would like to waive their right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Mr. James Forte and seconded by Mr. Jerry Speziale , the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

4. Correspondence received from Ms. Lisa Nordone, 2211 Doolittle Drive, Bridgewater, New Jersey in connection with the outstanding penalty assessed against her in the amount of

\$100.00 for the alleged violation of N.J.S.A. 45:5B-12(f) & N.J.A.C. 13:28-2.12(a)2 at R'Jais Salon, 2 JFK Boulevard, Somerset, New Jersey on October 6, 2010 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Mr. Jerry Speziale and seconded by Ms. Maria Cruz Denzer, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

5. Correspondence received from Ms. Jackie Kha, t/a Daisy's Nails, 108 North Broadway, South Amboy, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$2,700.00 for the alleged violations resulting out of an inspection of her shop on July 8, 2010 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Maria Cruz Denzer and seconded by Ms. Frances Tomeo, the Board affirms its original decision as set forth in the Uniform Penalty Letter but offered a payment plan of which \$1,200.00 be paid up front and \$250.00 for the following six (6) months. The motion passed unanimously.

6. Correspondence received from Ms. Alethea Roberts, t/a Fantasy Hair, 1731 Springfield Avenue, Maplewood, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$500.00 for the alleged violations resulting out of an inspection of her shop on September 24, 2010 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Mr. Jerry Speziale, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

7. Correspondence received from Ms. Waclawa Robaszewski, t/a Classique Beauty, 130 Washington Street, PO Box 337, Rocky Hill, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$2,700.00 for the alleged violations resulting out of an inspection of her shop on September 9, 2010 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Maria Cruz Denzer and seconded by Mr. James Forte, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

8. Correspondence received from Ms. Mi Nye Lee, t/a Graceful Nails, 602 Higgins Avenue, Brielle, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$3,800.00 for the alleged violations resulting out of an inspection of her shop on September 9, 2010 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Maria Cruz Denzer and seconded by Mr. James Forte, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

9. Correspondence received from Ms. Johanna Marino & Mr. Robert Ross, t/a Headquarters Hairstylist, 119 Haddon Avenue, Westmont, New Jersey in connection with the outstanding penalty assessed against them in the amount of \$250.00 for the alleged violation resulting out of an inspection of their shop on February 3, 2010 was presented to the Board for consideration. They indicated that they would like to waive their right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Mr. James Forte and seconded by Ms. Frances Tomeo, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

10. Correspondence received from Ms. Sang Mi Lee, t/a Joann's Nail II (Mimi Nails), 30 Bi-State Plaza, Old Tappan, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$600.00 for the alleged violations resulting out of an inspection of her shop on May 6, 2010 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Mr. James Forte, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

11. Correspondence received from Ms. Nadira R. Zapata, t/a Nidira's Nails & Waxing, 604 Second Avenue #3, West End, New Jersey in connection with the outstanding penalty assessed against her in the amount of \$250.00 for the alleged violations resulting out of an inspection of her shop on June 17, 2010. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Mr. Frances Tomeo and seconded by Mr. James Forte, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

12. Correspondence received from Ms. Ar Seon Moon, t/a Hunterdon Hills Nails, 1386 Route 22 West Suite-7, Hunterdon Hills Plaza, Lebanon, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$700.00 for the alleged violations resulting out of an inspection of her shop on March 9, 2011 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Mr. Maria Cruz Denzer and seconded by Mr. Jerry Speziale, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

13. Correspondence received from Ms. Himelda Fernandez, t/a Perfect Cut Hair Studio, 67 Park Avenue, Bloomfield, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$300.00 for the alleged violations resulting out of an inspection of her shop on April 14, 2010 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Mr. James Forte and seconded by Mr. Jerry Speziale, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

14. Correspondence received from Mr. Chris Caplains, President, t/a JC Christopher's Salon, 25 Kennelon Road, Kinnelon, New Jersey in connection with the outstanding penalties assessed against his in the amount of \$250.00 for the alleged violations resulting out of an inspection of his shop on June 9, 2010 was presented to the Board for consideration. He indicated that he would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Maria Cruz Denzer and seconded by Ms. Frances Tomeo, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

15. Correspondence received from Ms. Huong T. Vu, t/a Me Salon, 599 South Livingston Avenue, Livingston, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$250.00 for the alleged violations resulting out of an inspection of her shop on September 14, 2010 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Mr. James Forte and seconded by Mr. Jerry Speziale, the matter is tabled pending more information from the inspector. The motion passed unanimously.

16. A request from Ms. Marjorie Amorosi, Director of Schools, Capri Corporate Management

Inc., 615 Winters Avenue, Paramus, New Jersey to allow the use of Guest Vision Biometric Time Clocks in the Capri Schools was presented to the Board for consideration.

Upon motion made by Ms. Frances Tomeo and seconded by Mr. Jerry Speziale, the time clock is approved subject to Mr. Malanga's recommendation to provide the Board with what type of reports the Guest Vision time clock can provide, how secure the system is and how accurate the information will be. The motion passed unanimously.

17. IMO Rona-Nail Polish Kiosk at the mall was presented to the Board for consideration.

Upon motion made by Ms. Frances Tomeo and seconded by Mr. James Forte, a letter is to be sent to cease and desist and must comply with the Board's statutes and regulations in order to open up a salon. The motion passed unanimously.

18. Correspondence received from World of Wings, Inc. in response to the Board's review of the matter at its regular monthly meeting held February 14, 2012 was presented to the Board for consideration.

The Board tabled this matter pending additional information.

VII OLD BUSINESS

VIII NEW BUSINESS

Committee Reports

Examination & Sites:

Ms. Janice Alvarez reported that all committee work is up to date and that everything is set for the special testing.

Education & Public Relations:

Ms. Janice Alvarez handed out a copy of information to be posted on the Board's web site in reference to exams.

Violations:

Mr. Joseph Santagata reported that all committee work is up to date.

Legislation:

Mr. James Forte reported that all committee work is up to date.

School & Department of Education Liaison:

Ms. Frances Tomeo reported that all committee work is up to date.

Regulatory Committee:

Mr. Jay Malanga stated that the Barber rules and regulations are going to be posted in the NJ Journal some time during April. Barring any problems they should be ready for adoption in July.

IX EXECUTIVE SESSION

The Board adjourned the Public Session and moved to the Executive Session for advice of counsel and review of open matters (investigations and deliberations). When and if action is taken, it will be reported in Public Session.

11:00 A.M. IMO Taquan K. McKinnon

Upon motion made by Mr. Joseph Santagata and seconded by Ms. Maria Cruz Denzer, the Board withheld decision on this matter pending additional information. The motion passed unanimously.

11:30 A.M. IMO Heather Bohot

Upon motion made by Ms, Maria Cruz Denzer and seconded by Mr. Jerry Speziale, Ms. Heather Bohot is allowed to sit for the State Board Examination provided she has no further contact with the criminal justice system. The motion passed unanimously.

X ADJOURNMENT

Upon motion made by Mr. Jerry Speziale and seconded by Mr. Joseph Santagata, the meeting was adjourned at 2:20 P.M.. The motion passed unanimously.

JANICE ALVAREZ, Board Chairperson

Countersigned:

JAY A. MALANGA, Executive Director