

MINUTES

**REGULAR MONTHLY MEETING
BOARD OF COSMETOLOGY AND HAIRSTYLING
124 HALSEY STREET - 6TH FLOOR
NEWARK, NEW JERSEY 07102
April 12, 2011**

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. Peter Macri, Mr. Joseph Santagata, Mr. Jerry Speziale, Ms. Frances Tomeo, Mr. Jay Malanga, Executive Director, Mr. Patrick J. McNally, Assistant Executive Director and Ms. Barbara Ambroise, Program Development Assistant were present.

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 substitute counsel, Deputy Attorney General Michelle Albertson.

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 15, 2010, and was posted in the Office of the Board of Cosmetology and Hairstyling on December 15, 2010.

III APPROVAL OF MINUTES (OPEN & CLOSED)

Upon motion made by Mr. Jerry Speziale and seconded by Mr. James Forte, the Executive Director's report, Committee reports, and Minutes of the regular monthly meeting held March 8, 2011 are accepted as read. The motion passed unanimously.

IV PUBLIC PARTICIPATION SESSION

Mr. Raymond Testa, School Association, greeted the Board and gave them an update on the Implementation of Program Integrity Regulations. Mr. Testa indicated that the changes

could affect Federal Funding.

V EXECUTIVE DIRECTOR'S ANNOUNCEMENTS

Mr. Jay A. Malanga announced that the International Hair & Beauty Show will be held at the Meadowlands Expo Center on May 22 & 23, 2011. He passed around a brochure and asked if any Board Member was interested in going to let him know as soon as possible so that they can get approval from the Ethics Office. He stated that on April 21st from 10:00 AM to 12:00 PM, the Committee will be conducting an informational meeting on Barber regulation. He stated that a mailing went out to approximately 70 people in the industry to include barbers, beauticians, shop owners, school representatives and other interested people in the industry.

VI FOR BOARD CONSIDERATION

1. A request from Mr. Richard Lombardo, Empire Beauty Schools, Laurel Springs, New Jersey to have a “black”jean Friday day for their students was presented to the Board for consideration.

The Board discussed the matter and was not in favor of allowing the request due to the Board’s regulations on dress code.

Mr. Raymond Testa stated that he was unaware of the request being made and that he would like to withdraw the request and is acting within his authority as a Vice President of Empire Group.

2. Correspondence received from Ms. Gui Nye Kim, t/a Turning Point Nails & Spa, 429 Valley Brook Avenue, Lyndhurst, New Jersey 07071 in connection with the outstanding penalties assessed against her in the amount of \$750.00 for the alleged violations resulting out of an inspection of his shop on June 26, 2008 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.

After careful consideration, upon motion made by Mr. Peter Macri and seconded by Maria Cruz Denzer, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

3. Correspondence received from Ms. Ali Kamara, t/a Antoneta’s Hair Braiding & Beauty

Salon, 755 West Side Avenue, Jersey City, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$800.00 for the alleged violations resulting out of inspections of her shop on December 23, 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.

After careful consideration, upon motion made by Ms. Maria Cruz Denzer and seconded by Ms. Janice Alvarez, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

4. Correspondence received from Ms. Christine Blasich, Ms. Lori Segreti, t/a Spa at Avon, 308 Main Street, Avon, New Jersey in connection with the outstanding penalty assessed against her in the amount of \$100.00 for the alleged violation resulting out of an inspection of his shop on January 6, 2011 was presented to the Board for consideration. He indicated that he would like to waive his right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

After careful consideration, upon motion made by Mr. James Forte and seconded by Mr. Peter Macri, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

5. Correspondence received from Mr. Jack Moses, t/a Alana's, 651 Kapkowski Road, Elizabeth, New Jersey 07201 in connection with the outstanding penalties assessed against him in the amount of \$100.00 for the alleged violation resulting out of an inspection of his shop on April 13, 2010. He indicated that he would like to waive his right to a hearing but has furnished a written explanation for the Board to consider before rendering its final decision.

After careful consideration, 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.

6. Correspondence received from Ms. Maria Dos Santos Kamara, 82 William Avenue, Jersey City, New Jersey 07306 in connection with the outstanding penalty assessed against her in the amount of \$300.00 for the alleged violation of N.J.S.A. 45:5B-7 at Antoneta's Hair Braiding & Beauty Salon, 755 West Side Avenue, Jersey City, New Jersey on December 23, 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.

After careful consideration, upon motion made by Ms. 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.

7. A request received from Ms. Bridget Damiano, Director, Capri Institute Cosmetology Training Centers, 615 Winters Avenue, Paramus, New Jersey 07652 for the Board's permission to allow her students to "make-up" more than the 8 hours per week that is presently permitted by the Board.

After careful consideration, upon motion made by Ms. Maria Cruz Denzer and seconded by Mr. Peter Macri, the Board denied the request based on the Board's regulations. The motion passed unanimously.

The Board did suggest that if it is a unique hardship with a student in the school, the request may be granted temporarily but not in general.

8. IMO Jersey Shore Beauty Academy A Paul Mitchell Partner School request for a school name change to Paul Mitchell The School, Jersey Shore.

Upon motion made by Mr. Jerry Speziale and seconded by Ms. Frances Tomeo, the request for the school name change to Paul Mitchell The School, Jersey Shore is approved. The motion passed unanimously.

9. A copy of a Recusal Form that should be used by Board Members when necessary is presented for Board information.

The Board acknowledged the information.

VII OLD BUSINESS

Mr. Jay Malanga advised that a committee of the Board will be conducting an informational meeting regarding the draft regulation on barber license.

Mr. Malanga updated the Board on staffing conditions and noted that in the near future, board agendas will be done electronically. Also, the scanning of the office files is ongoing.

VIII NEW BUSINESS

Committee Reports

Examination & Sites:

Mr. Peter Macri reported that all committee work is up to date.

Mr. Malanga reminded the Board of the Mass Testing will be held May 23 & 24 and June 4th.

Education & Public Relations:

Mr. Maria Cruz Denzer reported that all committee work is up to date.

Ms. Janice Alvarez suggested that maybe the committee could work on an article to submit the Board's website.

Violations:

Mr. Jerry Speziale reported that all committee work is up to date.

Legislation:

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

School & Department of Education Liaison:

Ms. Frances Tomeo suggested that a meeting be held for the teachers concurrent with the Mass Testing.

Ms. Janice Alvarez stated that the uniforms matter must be addressed and that a letter be sent to all schools of the situation.

Regulatory Committee:

Mr. Joseph Santagata reported that there was progress and that all committee work is up to date.

IX EXECUTIVE SESSION

Upon motion made by Mr. James Forte and seconded by Mr. Jerry Speziale, the Board went into Executive Session. The motion passed unanimously.

Upon motion made by Mr. James Forte and seconded by Mr. Jerry Speziale, the Board returned to Open Session. The motion passed unanimously.

Upon motion made by Mr. Peter Macri and seconded by Mr. Joseph Santagata, Ms. Brigida Colella is to be scheduled peremptorily for the June regular monthly meeting. The motion passed unanimously.

X ADJOURNMENT

Upon motion made by Mr. Joseph Santagata and seconded by Mr. Peter Macri, the meeting was adjourned at 2:40 P.M.. The motion passed unanimously.

JANICE ALVAREZ, Board Chairperson

Countersigned:

JAY A. MALANGA, Executive Director