

**MINUTES  
REGULAR MONTHLY MEETING  
BOARD OF COSMETOLOGY AND HAIRSTYLING  
124 HALSEY STREET - 6TH FLOOR  
NEWARK, NEW JERSEY 07102  
JULY 11, 2006  
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.

Mr. Carlo Melini called the meeting to order and asked that everyone turn off their cell phones unless they have a pending emergency and may need to be reached.

**ROLL CALL:**

Ms. Janice Alvarez, Mr. Jack A. Fornaro, Mr. Christian R. Jones, Mr. Carlo Melini, Mr. Anthony T. Monaco, Mr. Jerry Speziale, Mr. Jay Malanga, Assistant Executive Director and Mrs. Barbara Ambrose, Program Development Assistant were present. Mr. Ronald J. Brown, Ms. Elaine C. Haroldson, Ms. Denise Pereau, Mr. Joseph Santagata, and Ms. Marie Maiorano, Office Supervisor were absent.

Mr. Carlo Melini informed the Board that Ms. Ann Marie Manahan submitted her resignation and stated that she was a refreshing asset to the Board and that she would be missed.

**II OPEN PUBLIC MEETINGS ACT**

Mr. Carlo Melini 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. Regina L. Thomas, Secretary of State and the Newark Star-Ledger and Trentonian Newspapers on December 15, 2005 and was posted in the Office of the Board of Cosmetology and Hairstyling on December 15, 2005.

**III APPROVAL OF MINUTES (OPEN & CLOSED)**

Upon motion made by Mr. Jerry Speziale and seconded by Mr. Jack Fornaro, the Executive Director's report, Committee reports and Minutes of the regular monthly meetings held June 13, 2006 are accepted as read. The motion passed unanimously.

**IV PUBLIC PARTICIPATION PORTION**

Mr. Carlo Melini opened the public participation portion of the meeting and there being no members of the public present the public portion of the meeting was closed.

**V FOR BOARD CONSIDERATION**

1. Correspondence receive from Ms. Sasha M. Rash, Owner, The Lab at Paul Mitchell Partner School, 25 Scotch Road, Suite A, Ewing, New Jersey 08628 in connection with her desire to change the school's hours of operation and offer an evening cosmetology program was presented to the Board for consideration.

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Jack Fornaro, the change in school hours of operation and the evening cosmetology program for The Lab at Paul Mitchell Partner School is approved. The motion passed unanimously.

2. Correspondence received from Mr. Ronald DeSimone, Esquire on behalf of his client, Ms. Irene E. Gaughan, t/a Nails at Last By Irene, 227 West Broad Street, Palmyra, New Jersey 08065 in connection with

the outstanding penalty assessed against her in the amount of \$2,550.00 for her alleged violations resulting out of an inspection of her shop on November 3, 2005 was presented to the Board for consideration. Mr. DeSimone has asked for a formal administrative hearing and the Board is asked to authorize the Board's counsel to attempt to settle this matter.

Upon motion made by Mr. Jack Fornaro and seconded by Mr. Jerry Speziale, the matter is tabled for the September Board meeting. The motion passed unanimously.

Regarding permanent make-up services, Mr. Anthony Monaco stated that the Board needs to look at permanent make-up services at salons because its being done illegally. He stated that there is a pending bill #A542 allowing the Department of Health to license individuals who have been properly trained to offer permanent make-up services.

The Board's counsel stated that the Board needs to review Bill #A542 and comment on it, if necessary.

3. Correspondence received from Ms. Colleen M. Hogan, Director, PB Cosmetology Education Centre, 110 Monmouth Street, Gloucester City, New Jersey with accompanying revised class schedule she would like the Board to approve pursuant to N.J.A.C. 13:28-6.13 was presented to the Board for consideration.

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Jack Fornaro, the Board approves the revised class schedule. The motion passed unanimously.

4. Correspondence received from the Division of Criminal Justice with accompanying criminal background information on Mr. Pasquale Colella, 261 Chelsea Avenue, Bayville, New Jersey and additional information obtained from Mr. Joseph J. Discenza, Mr. Colella's attorney was presented to the Board for consideration. Mr. Pasquale Colella is the holder of license #WG15525 and this matter is presented in order that the Board might determine whether it desires to initiate licensing action against him.

Upon motion made by Mr. Jack Fornaro and seconded by Mr. Jerry Speziale, the Board withholds decision on this matter pending Mr. Pasquale Colella's appearance at an investigative inquiry. The motion passed unanimously.

5. Correspondence received from Mr. Carlos M. Arias, t/a Hair Studio of Elizabeth, 857 Elizabeth Avenue, Elizabeth, New Jersey 07201 in connection with the outstanding penalties assessed against him in the amount of \$750.00 for the alleged violations resulting out of an inspection of his shop on April 23, 2004 was presented to the Board for consideration. This matter is presented in order that the Board authorize the Board's counsel to attempt to settle the matter.

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Jack Fornaro, the Board's counsel is authorized to settle the matter for \$750.00 and if declined the matter is to be referred to prosecution. The motion passed unanimously.

Mr. Christian Jones requested comments from the Enforcement Bureau with regard to Mr. Arias' allegations regarding the investigator's conduct.

6. Correspondence received from Ms. Kyung Sook Yoo, t/a 202 Nail, 21 Olcott Square, Bernardsville, New Jersey 07924 in connection with the outstanding penalties assessed against her in the amount of \$1,650.00 for the alleged violations resulting out of an inspection of her shop on July 9, 2003 was presented to the Board for consideration. This matter is presented in order that the Board authorize the Board's counsel to attempt to settle the matter.

Upon motion made by Mr. Jack Fornaro and seconded by Ms. Janice Alvarez, the Board's counsel is authorized to settle the matter for \$1,650.00 and if declined the matter is to be referred to prosecution. The motion passed unanimously.

## **AGENDA SUPPLEMENT:**

The Board's Counsel asked the Board to make a motion to incorporate a supplement into the agenda. Upon motion made by Ms. Janice Alvarez and seconded by Mr. Jack Fornaro, the matter of Platinum Cuts & Designs is added to the Agenda. The motion passed unanimously.

1. An inspection report received from the Enforcement Bureau in the matter of Platinum Cuts & Designs, 1502 Route 37 East, Toms River, New Jersey 08753 was presented to the Board for consideration.

Mr. Melini, the Board's Chairperson, previously reviewed this matter and determined that the shop owner be sent a strong Uniform Penalty Letter requiring the owner to immediately remove all inappropriate materials including pornography and other similarly offensive material, to fine the owner a civil penalty of \$2,500.00 for having inappropriate materials on premises where children are present, to warn him that a repeat offense of a similar nature would be cause for disciplinary action including revocation of his license and to cite him for the other violations resulting from the inspection. Further, the Board is to refer this matter to the local authorities. The Board is asked to ratify the Board Chairperson's decision in this matter.

Mr. Jay Malanga stated that another inspection will be performed after the Uniform Penalty Letter is issued to make sure they have removed the offensive material.

Upon motion made by Mr. Jack Fornaro and seconded by Mr. Jerry Speziale, motion to ratify the Board Chairperson's decision as discussed. The motion passed unanimously.

## **VI EXECUTIVE SESSION**

The Investigative Inquiries scheduled did not appear and the Board asked that they be rescheduled for the September Board meeting.

## **VII COMMITTEE REPORTS**

Mr. Jay Malanga introduced Mrs. Elba Caneda to the Board. He indicated that Mrs. Caneda is the Board's Shop Section Supervisor and is a very competent worker and has an excellent staff.

Mrs. Elba Caneda greeted the Board and indicated that she has been working for the State for 18 years and that she works very diligently to get the work done in a professional manner. .

Mr. Jay Malanga informed the Board that the meeting with the Medical Board went very well. He stated that the Board now has an open dialogue with them and the door is open for future discussions. At the very least, the Medical Board now knows that any of the Board's licensees caught working on unlicensed premises including doctor's offices would be penalized.

Ms. Janice Alvarez stated that she felt the Medical Board became more aware of the Board's statutes and the concerns the Board has.

Mr. Jay Malanga stated that he, Janice and Barbara met with PCS and that he was very impressed with their presentation. He stated that he would have a package for the Board by September but that he will not rush into anything, it has to be right. He indicated that he was impressed with their facilities and was looking for mass transit accessibility, cleanliness and a good oversight of the facilities.

Ms. Barbara Ambrose stated that PCS also has the ability to go right into the cosmetology and hairstyling schools to test the students and assured the Board that their test is very secure.

Mr. Jay Malanga stated that as the Board Members may know, we had a state shutdown last week. The volume in the office is unbelievable and the office is running a week behind, however the staff is working very hard at catching up.

Ms. Barbara Ambroise indicated that she, Jay and two staff members came to the office on Thursday to prepare for the examination scheduled for Saturday in the event the State shutdown was lifted. After the shutdown was lifted the testing process went ahead with very little difficulty.

**PUBLIC RELATIONS:**

No report was given.

**LEGISLATION:**

Mr. Jack Fornaro stated he would look into Bill #A542 and that everything else was at a status quo.

**VIOLATION:**

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

**EDUCATION:**

No report was given.

**EXAMINATION AND SITES:**

Ms. Janice Alvarez reported that the Committee is having a training session for potential examiners on Monday, August 7th at Passaic County Technical Institute, Wayne, New Jersey.

Ms. Barbara Ambroise stated that she would send all pertinent information to the Board Members in the near future.

**SCHOOL**

Ms. Janice Alvarez reported that all Committee work is up to date

**REGULATORY**

Mr. Anthony Monaco stated that all Committee work is up to date.

**NEW BUSINESS:**

Mr. Christian Jones informed the Board that there is an International Cosmetology Licensing Organization spearheaded by Kirby Morris which many of the members may know from NIC. The most interesting thing is that they are creating licensing mobility between countries including Korea. Korea, a member of the organization has an office, which is not affiliated with any of the schools in Korea, to produce a certified data base of licensees. He indicated that he felt this organization is worth reaching out to.

Mr. Jay Malanga indicated he would look into what the organization has to offer and the reliability of the information they will provide.

**VIII ADJOURNMENT**

Upon motion made by Mr. Jerry Speziale and seconded by Mr. Jack Fornaro, the meeting was adjourned at 2:30 P.M.. The motion passed unanimously.

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CARLO MELINI, Chairperson

Countersigned:

JAY A. MALANGA, Assistant Executive Director