

**776 BUSINESS MEETING OF
THE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS
(PUBLIC SESSION)
AUGUST 4, 2004**

The Board Minutes of August 4, 2004, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of September 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 August 4, 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
Mr. Mitchell R. Malec
Mrs. Pushpavati Amin

Mr. James H. Flaherty; Mrs. Gail Best; 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, Central Jersey Electrical League.

The Board saluted the Flag.

***** Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, to approve the Minutes of the 775 Meeting held July 7, 2004, with the following correction:

Page 2, Paragraph 3

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, to approve (6) Initial Business Permits Previously Expired effective July 7, 2004 to March 31, 2006. Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, to approve (6) Initial Licenses effective August 4, 2004 to March 31, 2006.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, to approve (12) Initial Business Permits effective August 4, 2004 to March 31, 2006.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, to approve (6) Initial Business Permits Previously Expired effective August 4, 2004 to March 31, 2006.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, to approve (10) Changes in Business Permits effective August 4, 2004 to March 31, 2006.

***** Check in the amount of \$25.00 received from Frank D'Arpa, License #8778, as the nineteenth 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.S.A. 56:8-1 et seq. Payments started September 25, 2002 and the balance due is \$2,025.00.

The Board accepted the payment.

***** Postal Money Order in the amount of \$300.00 received from John J. Helmstetter, License #7192, as the second 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 \$6,900.00.

The Board accepted the payment.

***** Letter dated July 12, 2004, received from Dominick M. Yanetta requesting a second six-month continuance of business under permit #1109 according to N.J.S.A. 45:5A-14. The licensee, Angelo Yanetta, died on August 7, 2003.

Mr. Yannetta stated that he sent in his registration form to take the examination in July 2004; however, when he received his admission letter, he found that he was scheduled for the October 2004 examination.

The current extension expires on August 19, 2004.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that a letter be sent to Dominick M. Yanetta advising him that the Board has granted the firm of Yanetta Electric Company, Inc., a second six-month continuance of Business Permit #1109 according to N.J.S.A. 45:5A-14.

***** The Board reviewed the application for reinstatement received from Avi Levy as he failed to renew his license #6611 for the 1991 to 1994; 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. Levy 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 Harry Reeb requesting approval of new courses.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Robert A. McCullough, and unanimously passed, that a letter be sent to Mr. Reeb advising him that the courses, and instructors, are approved as submitted.

***** The sub-committee reviewed the application for Continuing Education Course/Seminar approval received from J. David Milazzo, President, IBEW, Local #164, 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 are not approved as the Board does not feel that the courses submitted meet the criteria of Continuing Education.

"Basic Computing"

"Advanced Computing"

"CDL Driver's License"

"Auto CAD Lite, Basic"

"Auto CAD Lite, Advanced"

"Industrial Lift Truck Operator"

"Lon Works System Integration, Basic"

"Lon Works System Integration, Advanced"

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:

"Confined Space - Part I"

"Confined Space - Part II"

"CPR"

"Electrical Grounding"

"Fire Alarm (Advanced - Addressable)"

"Motor Controls, Basic" "Motor Controls, Advanced"

"National Electrical Code" (Note: Course does not satisfy 9 hrs code changes & 1 hr law)

"OSHA 10 Hour"

"Pipe Bending"

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that the approval of the following courses is being held in abeyance pending a more detailed breakdown and description of the course content:

"Hazardous Waste Operations"

"High Voltage Cable Splicing"

"Instrumentation"

"OSHA 30 Hour"

"Programmable Logic Controllers, Basic"

"Programmable Logic Controllers, Advanced"

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that the following course is not approved as the Board does not approve Internet courses as it feels that it is very important to have a classroom environment:

"Internet"

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that Roch LePage is not approved as an instructor as he is not listed as teaching a specific course.

***** The sub-committee reviewed the application for Continuing Education Course/Seminar approval received from Paul Brinkman 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:

"Structured Cabling"

"Closed Circuit Television"

"Local Area Network (LAN) Design & Testing"

"Theories of Electricity"

"The Contractors Role in Home Technology"

"One and Two Family Dwellings"

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that the following courses are not approved as the Board does not feel that the courses meet the criteria of Continuing Education.

"Digital Photography for the Contractor"

"Microsoft Windows - Basic"

"The Internet and Web Browser Usage"
"Introduction to Personal Computers"
"Microsoft Word Basic"
"Microsoft Excel Basic"
"Email and Your Business: Save Time and Money"
"Computer Networking Fundamentals"
"How to Buy and Sell on Ebay"

***** The sub-committee reviewed the request received from Joseph P. Kempker to increase the time allotted to approved courses from three hours to four hours. Mr. Kempker stated that this will allow for enough time to present the information and to show how the required calculations are completed.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, to approve Mr. Kempker's request to increase previously approved courses from three hours to four hours.

***** The Board discussed N.J.A.C. 13:31-1.7(d 2) and (e 2) Continuing Education Requirements.

Mr. McCullough stated that the office staff has received questions from instructors, who are also licensed electrical contractors, who wish to receive credit for teaching a course.

Mr. McCullough also stated that in reviewing the rules concerning Continuing Education N.J.A.C. 13:31-1.7 (e 2) states that participation in instructional activities: one credit per hour of program or course instruction to a maximum of 15 credits per triennial registration period. However, N.J.A.C. 13:31-1.7 (d 2) states participation in instructional activities such as developing curriculum for a new program or course and/or teaching a new program or course, provided the program or course is directly related to the practice of electrical contracting in the State of New Jersey. "New" means that the licensee has never taught or developed curriculum for that course or program in any educational setting.

Mr. McCullough further stated that this language was uniform throughout all of the Board's continuing education regulations. However, this language is really too restrictive. For instance instructors who teach the Soares Book on Grounding, OSHA courses, etc. have not developed that course and therefore cannot receive credit.

Mr. Schooley stated that instructors should be able to receive credit for teaching the nine hours of code changes and the one hour of laws, rules, and regulations as the codes and laws change for each renewal period; therefore, the courses are considered "new" for each renewal period. An instructor would only receive credit for teaching the initial course for that particular renewal cycle.

Mr. McCullough stated that instructors who teach courses at vocational schools cannot receive credit because "new" means a course not previously taught.

***** The Board reviewed a memorandum dated July 12, 2004, received from Darlene Kane, Budget Officer, Division of Consumer Affairs, stating that for the fourth quarter of Fiscal Year 2004, the Board/Committee was directly billed for 118.5 hours of Deputy Attorney General/Paralegal services totaling \$10,367.13.

***** The Board reviewed the Civil Action Final Consent Order and Judgement ordering that Robert D. Schwartz, Unlicensed, is permanently enjoined from offering to perform or engaging in electrical contracting in the State of New Jersey unless or until Mr. Schwartz is duly licensed; to cease and desist from holding himself out as authorized to render electrical contracting services in the State of New Jersey while he is not so authorized; shall make restitution to Nancy L. Bryant in the amount of \$2,064.55; shall pay a civil penalty in the amount of \$500.00 and attorneys fees in the amount \$457.38.

***** The Board reviewed Assembly Bill No. 1763 which provides that persons who have not committed an offense in the last ten years shall not be disqualified from employment or licensing when a

criminal history record background check reveals a conviction for a statutorily enumerated offense that would otherwise disqualify that person. The provision of the bill would not apply when a person's background check reveals a conviction for criminal homicide, except vehicular homicide; kidnaping; luring or enticing a child; aggravated sexual assault; aggravated criminal sexual contact; criminal sexual contact if the victim is a minor; criminal restraint if the victim is a minor and the offender is not the parent of the victim; false imprisonment; robbery; arson; endangering the welfare of children; perjury; false swearing; or conspiracies or attempts to commit any of these crimes.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that the Board does not support Assembly Bill No. 1763 in its present form. It is the opinion of the Board that it should have the option, on a case by case basis, to look at the criminal history of an individual; take into consideration the rehabilitative factors; and then decide whether or not an individual should be allowed to take the electrical contractor's examination.

***** A signed cease and desist agreement was received from Gary Lidlow, Tuckerton, New Jersey.

The Board accepted the signed cease and desist agreement.

***** The Board reviewed applications for the written examination to be administered by Experior Assessments, LLC. Thirty-one (31) applications were approved.

***** Mrs. Cook stated that the Burglar Alarm, Fire Alarm, and Locksmith Advisory Committee has licensed approximately 500 fire and burglar alarm installers; there are approximately 2000 applications pending and approximately 1000 applications yet to be reviewed. Mrs. Cook also stated that a sixty-day interim licensing letter has been sent to fire and burglar alarm installers until such time as they receive their license. The sixty-days will allow the licensees enough time to schedule an appointment for their photo identification. Mrs. Cook further stated that the photo identification card will include the person's name, license number, date of birth, and expiration date. Businesses have yet to be qualified; however, in the near future, the card will indicate the licensees name and the business qualifier's name.

Mr. McCullough stated that he has received a couple of telephone calls from different townships asking when they should enforce licensure. Mr. McCullough also stated that he has advised the townships that until licensing is in the final stage, they should follow the exemption for fire and burglar alarm installers.

Mrs. Cook stated that the deadline for receiving the application for a waiver of examination was July 15, 2004.

Mr. Joseph F. Cantalupo stated that Mrs. Cook has done a tremendous job.

***** Motion made by Mr. Robert A. McCullough 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, September 1, 2004, at 9:00 A.M. An Appointment Meeting is scheduled for Wednesday, September 15, 2004, at 9:00 A.M.

Respectfully submitted,

Barbara A. Cook
Executive Director

INITIAL LICENSES APPROVED BY THE BOARD AUGUST 4, 2004

EFFECTIVE AUGUST 4, 2004 TO MARCH 31, 2006

1. Martin Brenner - 3 Spur Court - Tinton Falls, NJ 07753
2. Kevin Ford - 413 Amosland Road - Norwood, PA 19074
3. Joseph Kiss - 613 Main Street - Hulmeville, PA 19047
4. Richard Kwacz - 8 Boundary Road - Marlboro, NJ 07746
5. Christopher Talbot - 145 Garden Avenue - Belleville, NJ 07109
6. Gabriel Grigonis - 44 First Street - Milltown, NJ 08850

INITIAL BUSINESS PERMITS FOR THE FOLLOWING LICENSEES

APPROVED BY THE BOARD AUGUST 4, 2004

EFFECTIVE AUGUST 4, 2004 TO MARCH 31, 2006

1. Anzelone Electric Co LLC - (Anthony Anzelone) -(Limited Liability Company) - 37 Stagecoach Road - Cape May Court House, NJ 08210 - License #14272
2. Martin Brenner t/a Blueline Electric - Individual - 3 Spur Court - Tinton Falls, NJ 07753
3. DAB Electric LLC - (David Buck) - (Limited Liability Company) 116 Mountainview Avenue - Nutley, NJ 07110 - License #14953
4. Joseph Donnelly t/a MTS Electric - Individual - 700-26 Broadway Suite 320 - Westwood, NJ 07675 - License #14091
5. Fords Bros Electric Company Inc - (Kevin Ford) - (Corporation) - 413 Amosland Road - Norwood, PA 19074
6. Surge Electric Inc - (Lawrence Golec Jr.) - (Corporation) - 14 Marina View Drive - Sewaren, NJ 07077 - License #13067
7. L B Electric d/b/a Joe Kiss Electric Inc - (Joseph Kiss) - (Corporation) - 613 Main Street - Hulmeville, PA 19047
8. Richard Kwacz t/a Richard T Kwacz Electrical Contractor - Individual - 8 Boundary Road - Marlboro, NJ 07746
9. Daniel R Ollo Electrical Inc - (Daniel Ollo) - (Corporation) - 83 Erie Avenue - Rockaway, NJ 07866 - License #15247
10. Talbot Electric LLC - (Christopher Talbot) - (Limited Liability Company) - 145 Garden Avenue - Belleville, NJ 07109
11. Villardi Electrical Construction Company - (Anthony Villardi) - (Corporation) - 17 Muzzy Road - Little Falls, NJ 07424 - License # 14829
12. Friendly Electric LLC - (Gabriel Grigonis) - (Limited Liability Company) - 44 First Street - Milltown, NJ 08850

INITIAL BUSINESS PERMITS PREVIOUSLY EXPIRED

APPROVED BY THE BOARD AUGUST 4, 2004

EFFECTIVE AUGUST 4, 2004 TO MARCH 31, 2006

1. Trinity Electric Corporation - (Michael Bernardo) - (Corporation) 100 Berkshire Avenue - Paterson, NJ 07502 - License #10817A
2. Skylex Electric LLC - (Joseph DeLuca) - (Limited Liability Company) - 10 Lions Court - Freehold, NJ 07728 - License #13430A
3. Trevor Dittmar t/a T Dittmar Electric - Individual - 1445 Ottawa Court - Toms River, NJ 08753 - License #14715D
4. Donald Giese t/a American Eagle Electric Services - Individual - 339 N 8th Avenue - Manville, NJ 08835 - License #6196A
5. E2/Ecta Inc - (Michael Jarvis) - (Corporation) - 120 Albany Street - New Brunswick, NJ 08901 - License #2599E
6. Riteway Plumbing & Electrical Contractors - (Joseph Regan) - (Corporation) - 623 Eagle Rock Avenue PMB#303 - West Orange, NJ 07052 - License #1706A

CHANGES IN BUSINESS PERMITS

APPROVED BY THE BOARD AUGUST 4, 2004

EFFECTIVE AUGUST 4, 2004 TO MARCH 31, 2006

1. Advanced Electrical Incorporation - (Kelly Monschein) - (Corporation) - Formerly - KLM Electric - Individual - 131 West Holly Avenue - Oaklyn, NJ 08107 - Licensee Kelly Monsschein #11954B
2. Richard Roberto t/a Arrms Electrical Contractors - Individual - Formerly - Arrms MJ Electrical Contractors & Engineering LLC - (Limited Liability Company) - 16 Deborah Lane - Howell, NJ 07731 - Licensee Richard Roberto #11294A
3. Blue Skies Electric LLC - (Richard Willard) - (Limited Liability Company) - Formerly - RS Willard Electric - Individual - 326 Coles Mill Road - Williamstown, NJ 08094 - Licensee Richard Willard #13263A
4. Halpin Electric LLC - (Vincent Halpin) - (Limited Liability Company) - Formerly - Halpin Electric - Individual - 8 Ceder Ridge Road North - Sussex, NJ 07461 - Licensee Vincent Halpin #9547A
5. Kelly Electric LLC - (Thomas Kelly) - (Limited Liability Company) - Formerly - Kelly Electric - Individual - 183 Haddenburg Lane - East Brunswick, NJ 08816 - Licensee Thomas Kelly #12433A
6. Kelley Electrical Contractors Corporation - (Michael Kelley) - (Corporation) - Formerly - MB Kelly & Sons Electrical Contractors - Individual - 40 Walter Drive - Jackson, NJ 08527 - Licensee Michael Kelly #10736A
7. Kevin P McCue Electrical Contractor LLC - (Kevin McCue) - (Limited Liability Company) - Formerly - Kevin P McCue Electrical Contractor - Individual - 140 Willow Avenue - Hackensack, NJ 07601 - Licensee Kevin McCue #10554A
8. MJM Electrical Contractors LLC - (Marc McCabe) - (Limited Liability Company) - Formerly - MJM Electrical Contractors - Individual - 21 Hassemer Avenue - Cherry Hill, NJ 08002 - Licensee Marc McCabe

#14774A

9. P K Electric LLC - (Robert Pohle) - (Limited Liability Company) - Formerly - P K Electric - Individual - 285 Euclid Avenue - Manasquan, NJ 08736 - Licensee Robert Pohle #8758A

10. Starlite Electric LLC - (Dennis Lucas) - (Limited Liability Company) - Formerly - Arise Electric Inc - (Corporation) - 29 Nate Lane - Howell, NJ 07731 - Licensee Dennis Lucas #10606A

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