

THE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS
765 BUSINESS MEETING
(PUBLIC SESSION) - - - September 3, 2003

The Board Minutes of September 3, 2003, have not been formally approved and are subject to change or modification by the Public Body at its next meeting of October 1, 2003. All requirements of the "Open Public Meetings Act" have been complied with according to N.J. 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 September 3, 2003, 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
Mrs. Connie F. Calisti
Mr. Mitchell R. Malec
Mrs. Pushpavati Amin
Mr. James H. Flaherty

Mr. Frank A. Neary was absent. Mr. Mitchell R. Malec left at 10:00 A.M.

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 A.M. 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 were Mr. James Bibbo, Central Jersey Electrical League; Mr. Scott Shauger, New Jersey Electrical Contractors Association; and Mr. Thomas J. Demcsak, former Board Member.

The Board saluted the Flag.

Mrs. Cook advised the Board that she received a letter from Frank A. Neary stating that it was with deep regret that he must resign as a Board Member. Mr. Neary also stated that due to the time involved, he is unable to give to the Board the time it truly deserves.

Motion made by Mrs. Gail Best and seconded by Mr. Robert A. McCullough, and unanimously passed, that the Board accept Mr. Neary's resignation.

Mr. Schooley presented Thomas J. Demcsak with a plaque in appreciation of his service as a member of the Board.

Mr. Demcsak thanked the Board, Mrs. Cook, and the staff. Mr. Demcsak wished the Board continued success.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mrs. Pushpavati Amin, and unanimously passed, to approve the Minutes of the 764 Meeting held August 6, 2003.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, to approve (19) Initial Licenses effective September 3, 2003 to March 31, 2006.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, to approve (25) Initial Business Permits effective September 3, 2003 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 Previously Expired effective September 3, 2003 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 September 3, 2003 to March 31, 2006.

Check in the amount of \$1,000.00 received from John Fiore, Unlicensed, as the first and final installment of a civil penalty in the amount of \$1,000.00 for violation of N.J.S.A. 45:5A-9.

The Board accepted the payment.

Checks in the amounts of \$248.50 each received from Carl Swenson, License #4309, as the fifth and sixth installment of a civil penalty, costs, attorney's fees, and interest in the amount of \$4,974.56 for violation of N.J.S.A. 45:5A-9. Payments started December 16, 2002 and the balance due is \$3,231.88.

The Board accepted the payment.

Check in the amount of \$100.00 received from David M. Costabile, Unlicensed, as the ninth installment of a civil penalty in the amount of \$1,000.00 for violation of N.J.S.A. 45:5A-9. Payments started September 20, 2002 and the balance due is \$100.00.

The Board accepted the payment.

Check in the amount of \$25.00 received from Frank D'Arpa, License #8778, as the ninth 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 \$2,275.00.

The Board accepted the payment.

Postal Money Order in the amount of \$100.00 received from Tom Iaione, License #9256, as the first installment of a civil penalty in the amount of \$1,200.00 for violation of N.J.A.C. 13:45C-1.2. The balance due is \$1,100.00.

The Board accepted the payment.

Check in the amount of \$3,500.00 received from Santiago Garrido, License #5845 (Suspended) as the first and final installment of a civil penalty in the amount of \$3,500.00 for violation of N.J.S.A. 45:5A-9 and N.J.A.C. 13:45C-1.2.

The Board accepted the payment.

Check in the amount of \$600.00 received from Patrick O'Neill, License #12849, as the third and final installment of a civil penalty in the amount of \$1,000.00 for violation of N.J.A.C. 13:45C-1.2. Payments started June 19, 2003.

The Board accepted the payment.

Application for Reinstatement received from Neil Marascio, License #11719 (Expired) as he failed to renew his license #11719 for the 1997 to 2000; 2000 to 2003; and 2003 to 2006 triennial renewal periods.

Mr. Marascio has provided copies of his 1999 and 2002 Continuing Education Code Course Certificates.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Joseph F. Cantalupo, and unanimously passed, that a letter be sent to Mr. Marascio advising him that he must take and pass the written examination in order to regain his license. The Uniform Enforcement Act requires that five years after a license has expired, a licensee is not permitted to renew his/her license without first taking the qualifying examination.

Letter dated August 7, 2003 received from Vincent Spittle, Jr. requesting a fourth six-month continuance of business under permit #5684. The licensee John J. Zinckgraf, died November 12, 2001.

Mr. Spittle stated that he needs this additional extension as he is scheduled to re-take the examination in November 2003.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that a letter be sent to Mr. Spittle advising him that the Board has granted the firm of Teco Electric Company, Inc. a fourth and final six-month continuance of Business Permit #5684 according to N.J.S.A. 45:5A-14. Mr. Spittle will be advised that this is the final extension; should he not pass the examination, he must make other arrangements for a licensed electrical contractor to endorse the business permit to Teco Electric Company, Inc.

Letter dated August 20, 2003, received from Jorge Acevedo requesting a six-month continuance of business under permit #11447. The licensee, Mark A. Gandy, died August 10, 2003.

Mr. Acevedo stated that he will be retaking the electrical contractors examination in November 2003.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mr. Robert A. McCullough, and unanimously passed, that a letter be sent to Mr. Acevedo advising him that the Board has granted the firm of Mark Gandy Electrical Contractor a six-month continuance of Business Permit #11447 according to N.J.S.A. 45:5A-14.

The sub-committee reviewed the application for Continuing Education Course/Seminar Approval received from Steven J. Owen, Instructor #99, National Code Seminars, requesting approval of four new courses.

Motion made by Mr. Robert A. McCullough and seconded by Mr. Mitchell R. Malec, and unanimously passed, that a letter be sent to Mr. Owen advising him that the courses are approved as submitted. Mr. Owen will also be advised that the courses concerning the National Electrical Code cannot be considered towards the nine hours of code changes which instructors will not be able to teach until January 2005.

The sub-committee reviewed the application for Continuing Education Course/Seminar Approval received from Anthony J. Neibert, Instructor #76, requesting approval of twenty 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. Neibert advising him that the courses are approved as submitted. Mr. Neibert will be reminded that video seminars are not allowed; therefore, the videos should not be utilized during the entire course seminar.

The sub-committee reviewed the application for Continuing Education Course/Seminar Approval received from John A. Drebitko, Instructor #127, South Jersey Electrical Contractors Association, requesting approval of five 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. Drebitko advising him that the courses are approved as submitted.

The following motion was made concerning a new policy of the Board regarding one hour courses.

Motion made by Mrs. Gail Best and seconded by Mr. Robert A. McCullough, and unanimously passed, that instructors will be required to submit to the Board a report twice a year furnishing the names; license numbers; and course names for the courses that are one hour in length towards the 24 hours of Continuing Education.

The sub-committee reviewed the application for Continuing Education Course/Seminar Approval received from Dawn M. Sharkus, Seminar Coordinator, Lewellyn Technology, Inc., requesting approval of pre-approved courses; six new courses; and new instructors.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Robert A. McCullough, and unanimously passed, that a letter be sent to Mr. Sharkus advising him that the pre-approved courses have been approved; the new courses are approved as submitted, including the instructors.

The sub-committee reviewed the application for Continuing Education Course/Seminar Approval received from Brian Mitchell, Instructor #96, Construction Training Service, requesting approval of pre-approved courses and four 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. Mitchell advising him that the pre-approved courses have been approved and the new courses are approved. The course entitled 2002 NEC is conditionally approved upon receipt of an updated course outline.

The sub-committee reviewed the application for Continuing Education Course/Seminar Approval received from Eric Sivertsen, Northern New Jersey Chapter, Inc., requesting approval of pre-approved courses; four new courses; and new instructors.

Motion made by Mr. Mitchell R. Malec and seconded by Mr. Robert A. McCullough, and unanimously passed, that a letter be sent to Mr. Sivertsen advising him that the pre-approved courses have been approved; the new courses have been approved as submitted, including the instructors.

The Board reviewed a memorandum dated August 11, 2003, received from Darlene Kane, Budget Analysis, Division of Consumer Affairs, stating that for the fourth quarter of Fiscal Year 2003, the board/committee was directly billed for 154.8 hours of Deputy Attorney General/Paralegal services totaling \$14,192.27.

The Board reviewed and discussed the language drafted by Mr. Robert A. McCullough and Susan Carboni, Deputy Attorney General, concerning "employees" who are paid with a 1099.

DAG Carboni stated that the Board has come up against a situation where individuals appear to be license lending; licensed electrical contractor are subcontracting electrical work to an unlicensed individual, paying the individual with a 1099, and then claiming that they are employees. However, the Board then finds that the "employees" are not being supervised.

Mr. McCullough stated that the Board has had a difficult time proving that this practice is in violation of the rules and regulations.

Mr. McCullough also stated that the language drafted by DAG Carboni could be included within the supervision regulation.

Motion made by Mr. Joseph F. Cantalupo and seconded by Mrs. Gail Best, and unanimously passed, that the language drafted by DAG Carboni and the language drafted by Mr. McCullough be sent to Maryann Sheehan, Regulatory Analyst, Division of Consumer Affairs, for review.

Letter dated August 20, 2003, received from Paul Anzano, Esq., on behalf of the New Jersey Electrical Contractors Association, requesting the Board's position on the ability of a public utility company to engage in the installation, replacement and/or repair of appliances, boilers, furnaces, thermostats, air conditioning equipment, associated wiring, as well as the public utility's ability to install and/or maintain underground or overhead pole mounted outdoor lighting fixtures and systems on private property without an electrical contractor's license or business permit.

The Board directed that a letter be sent to Mr. Anzano advising him that a public utility may perform this work. Permits must be obtained for all work performed with the exception of testing, servicing, or repairing of electrical equipment or apparatus pursuant to N.J.S.A. 45:5A-18(c). The utility cannot perform electrical work on private property unless a licensed electrical contractor endorses his business permit to the utility.

A cease and desist agreement was received from Nicholas Chamorro, Clifton, New Jersey.

The Board accepted the signed cease and desist agreement.

The Board reviewed applications for the written examination administered by Experior Assessments, LLC. Nineteen (19) applications were approved.

Motion made by Mrs. Gail Best and seconded by Mr. Robert A. McCullough, 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 1:30 P.M.

An Appointment Meeting is scheduled for Wednesday, September 17, 2003, at 9:00 A.M. An Appointment and Business Meeting is scheduled for October 1, 2003, at 9:00 A.M.

Respectfully submitted,

Barbara A. Cook
Executive Director

**INITIAL LICENSES APPROVED BY THE BOARD SEPTEMBER 3, 2003
EFFECTIVE SEPTEMBER 3, 2003 TO MARCH 31, 2006**

1. Michael Agli - 15 Calt Drive - Hazlet NJ, 07730
2. Joseph Banas - 26 Maltimore Street - Passaic NJ, 07055
3. Thomas Broglia - 2 Halifax Drive - Morganville, NJ, 07751
4. Robert E. Craig - 265 Merlin Place - Wyckoff, NJ, 07481
5. Michael DeNora - 10 Holly Hill Road - Marlboro NJ, 07746
6. John Di Capua - 621 Kirwan Court - Freehold NJ, 07728
7. Derek Di Rocco - 44 Swiss Terrace - Wayne NJ, 07470
8. John Figa Jr. - 50 Sergentsville - Flemington NJ, 08822
9. Brian T. Hahner - 512 Cramer Avenue - Point Beach, NJ, 08742
10. Kenneth Hughes - 44 Poplar Street - Ridgefield Park NJ, 07660
11. John Johnson - 154 Wegman Parkway - Jersey City NJ, 07305
12. Mark Kozak Jr. - 4 Lena Lane - Bayville NJ, 08721
13. Thomas Knapp - 2121 Washington Valley Road - Martinsville NJ, 08836

14. Edwin Kubicki - 27 Golf view Drive - Princeton NJ, 08540
15. Herman Lambey - 104-70 214th Street - Queens Village NY, 11429
16. Matthew Metz - 140-I The O'chard - Cranbury NJ, 08512
17. David Moss - 173 Sawmill Road - Brick NJ, 08724
18. Timothy Schurich - 326 Fairhill Drive - Churchville PA, 18966
19. Albino L. Sellitti - 219 Sorrell Drive - Morganville, NJ, 07751

**INITIAL BUSINESS PERMITS FOR THE FOLLOWING LICENSEES
APPROVED BY THE BOARD SEPTEMBER 3, 2003
EFFECTIVE SEPTEMBER 3, 2003 TO MARCH 31, 2006**

1. Manmouth Electric, Inc. - (Matthew Agli) - (Corporation) - 15 Calt Drive - Hazlet, NJ 07730
2. Richard Aldridge t/a Richard D. Aldridge Electric - Individual - 114 Tennessee Trail - Browns Mills, NJ 08015 - Licence #8924
3. WDS Consulting, LLC - (Joseph Banas) - (Limited Liability Company) - 26 Baltimore Street - Passaic, NJ 07055
4. TRB Electric, Inc. - (Thomas Broglia) - (Corporation) - 2 Halifax Drive - Morganville, NJ 07751
5. Christopher Campbell t/a J C Campbell Electrical Contractor - - 51 Walnut Avenue - Red Bank, NJ 07701 - License #15105
6. Phoenix Signal and Electric Corp. - (Robert Craig) - (Corporation) - 265 Merlin Place - Wyckoff, NJ 07481
7. AMJ Electric, Inc. - (Michael DeNora) - (Corporation) - 10 Holly Hill Road - Marlboro, NJ 07746
8. John DiCapua t/a Caputek Electrical Services - Individual - 621 Kirwan Court - Freehold, NJ 07728
9. Priority Power Company, Inc. - (Derek Di Rocco) - (Corporation) 44 Swiss Terrace - Wayne, NJ 07470
10. John Figa Jr. t/a R P M Electric - Individual - 50 Sergeantsville - Flemington, NJ 08822
11. Brian T. Hahner t/a Hahner Electrical Services - Individual - 512 Cramer Avenue - Pt. Pleasant Beach, NJ 08742
12. Christopher Hayes t/a Hayes Electrical Contractor - Individual - 72 Stony Brook Road - Branchburg, NJ 08876 - License s#13294
13. Kenneth Hughes t/a Ken Hughes Electrical Contractor - Individual - 44 Poplar Street - Ridgfield Park, NJ 07660
14. Mark Kozak Jr. t/a On The Mark Electric - Individual - 4 Lena Lane - Bayville, NJ 08721
15. Edwin Kubicki t/a Bunker Hill Electrical Contracting - Individual - 27 Golf view Drive - Princeton, NJ 08540
16. NY/NJ Electrical Corp. - (Herman Lambey) - (Corporation) - 104-70 214th Street - Queens Village, NY 11429
17. Vincent Lopez t/a A&L Electrical Services - Individual - 133 Highway 35 - Laurence Harbor, NJ 08879 -

License #13649

18. Robert Mantoni t/a Bob Mantoni Electric - Individual - 1610 Riegel Street - Hellertown, PA 18055 - License #13603
19. Matthew Metz t/a E-Power Electrical Contractors - Individual - 140-I The O'chard - Cranbury, NJ 08512
20. Ricardo Rondon t/a R. Rondon Electrical Contractor - Individual - 446 Northampton Street - Easton, PA 18042 - License #15053
21. All Pro Electric Of New Jersey Inc - (Albino L. Sellitti) - (Corporation) - 219 Sorrell Drive - Morganville, NJ 07751
22. Burke Project Solutions, LLC - (Brian Smith) - (Limited Liability Company) - 392 Olean Avenue - Long Branch, NJ 07740 - License #8515
23. VA Electrical Contractor, LLC - (Vladimir Utlik) - (Limited Liability Company) - 175 Wycoff Way West - East Brunswick, NJ 08816 - License #15140
24. Robert Weaver t/a Robert Weaver Electrical Contractor - Individual - 123 McClellano Avenue - Pitman, NJ 08071 - License #12349
25. Irving Wimmer Jr. t/a Irving T. Wimmer Jr. Electric - Individual 1 Flagstone Drive - Sicklerville, NJ 08081 - License #14160

**INITIAL BUSINESS PERMITS PREVIOUSLY EXPIRED
APPROVED BY THE BOARD SEPTEMBER 3, 2003
EFFECTIVE SEPTEMBER 3, 2003 TO MARCH 31, 2006**

1. Secure Electric, LLC - (Victor Carluccio) - (Limited Liability Company) - 13 Whitall Drive - NJ, 08081 - License #10586B
2. Associated Electric, Inc - (Henry Cortes) - (Corporation) - 70 West Allendale Avenue - NJ, 07401 - License #14475A
3. Kevin Cranmer t/a Kevin L. Cranmer Electrical Contractor - Individual - 244 Lakeside Drive - NJ, 08087 - License #13401B
4. Bet Electrical Testing Company, Inc. -(Daniel E. Devlin) - (Corporation) - 825 Sycamore Avenue - Croydon, PA 19021 - License #9303A
5. BLF Electric, LLC - (Bradford Flynn) - (Lilimited Liability Company) - 1109 Middle Avenue - NJ, 08089 - License #10129A
6. BG Electrical Contracting, Inc. - (William Geiger) - (Corporation) 103 South Hammson Avenue - NY, 10920 - License #13216A
7. Ranco Construction, Inc. - (Ronald Gubbei) - (Corporation) - 2800 Sylon Boulevard - NJ, 08036 - License #13098A
8. Sunset Electric, LLC. - (J. Herman) - (Limited Liability Company) - 3430 Sunset Avenue - NJ, 07712 - License #2905C
9. Kevin Heslin t/a Kevin P. Heslin Electrical Contractor - Individual 5 Timberlane Place - NJ, 07853 - License #10645B

10. John Koohkan t/a John Koohkan Electric - Individual - 302 Cayuga Trail - NJ, 08015 - License #6804A
11. Arias Electric, Inc. (Dennis Lucas) - (Corporation) - 1208 Palisade Avenue - NJ, 07087 - License #10606A
12. Binsky & Snyder Service, LLC - Michael Rapp - 281 Centennial Avenue - Piscataway, NJ 08854 - License #12854A
13. Institutional Systems Service, Corp - Keith Schuck - 160 Hopper Avenue - Waldwick, NJ 07463 - License #7848B

**CHANGES IN BUSINESS PERMITS
APPROVED BY THE BOARD SEPTEMBER 3, 2003
EFFECTIVE SEPTEMBER 3, 2003 TO MARCH 31, 2006**

1. Ampco Electric, Corp. -(Michael Purazzo) - (Corporation) - Formerly - AMP Electrical Lighting Corp. - (Corporation) - Licensee Michael Purazzo #8977D - 13 Greenleaf Way - Holmdel, NJ 07733
2. Concepts In Lighting, LLC - (Michael Criss) - (Limited Liability Company) - Formerly - Concepts In Lighting - Individual - Licensee Michael Criss # 13544B - 570 Bridgeton Pike - Mantua, NJ 08051
3. Johnson Controls, Inc. - (Arnold Santos) - (Corporation) - Formerly - Johnson Control World Services, Inc. - (Corporation) - Licensee Arnold Santos #8876B- 340 Kingsland Street - Nutley, NJ 07110
4. PKF-Mark III, Inc. - (William Boynton) - (Corporation) - Formerly - Boynton Electric - Individual - Licensee William Boynton #12754A - 170 Pheasant Run - Newtown, PA 18940
5. South Jersey Electric, LLC - (Joseph Bolona) - (Limited Liability Company) - Formerly - Joseph Bolona Electrical Contractor - Individual - Licensee Joseph Bolona #11121A - 537 S Sixth Avenue - Galloway, NJ 08205