

**BOARD OF EXAMINERS OF ELECTRIC CONTRACTORS
Fire Alarm, Burglar Alarm & Locksmith Advisory Committee**

December 18, 2012

PUBLIC SESSION MINUTES

1. CALL TO ORDER

The meeting of December 18, 2012, was called to order at 9:40 A.M. by Chairman Charles Okun.

All requirements of the Open Public Meetings Act have been complied with in accordance with N.J.S.A 10:4-6. The notice of the meeting has been mailed to the Newark Star Ledger, Courier Post and the Trenton Times. The notice has also been sent to the Secretary of State, Trenton, New Jersey.

The Advisory Committee saluted the flag.

A moment of silence was observed, at the request of Mr. Okun, to pay respects to the families of the tragedy in Newtown, Connecticut.

ROLL CALL

The following members were present:

Charles Okun
Keith Eaves
David Rible
Robert Shoremount

The following members were not present:

Edward Card
Jon D. Sprague
Arthur Fucetola Jr
Sgt William Hartung
Walter Wargacki Jr
Barry Starer
Joseph Cantalupo, Liaison, Board Of Examiners Of Electrical Contractors, was also not present.

Also present were:

David Freed, Acting Executive Director
Joseph Donofrio, Deputy Attorney General, Division of Law
Joseph Schooley, Chairman, Board of Electrical Contractors
George De Luca, Administrative Analyst
Kathleen Moran, Administrative Assistant
Lisa Marshall, Customer Service Representative

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The following members of the public were present:

Jeff Davis, J&B Lock and Alarm Inc., NJ Burglar & Fire Alarm Association
Gerald Duffy, Spectrum Cable & Alarm Systems Inc., NJ Burglar & Fire Alarm Association

2. ANNOUNCEMENTS

A quorum was not present. The meeting was conducted as a Subcommittee and all recommendations made will be submitted to the full Committee for review and approval at the next scheduled meeting to be held on January 15, 2013.

3. CHAIRMAN'S REPORT

A Chairman's Report was not provided at this Public Session.

4. EXECUTIVE DIRECTOR'S REPORT

An Executive Director's Report was not provided at this Public Session.

5. APPROVAL OF PUBLIC MINUTES

Motion was made by Robert Shoremount and seconded by David Rible to recommend that the Advisory Committee approve the November 18, 2012 minutes with the following corrections:

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DAG Donofrio stated that the Committee held a discussion regarding the letter mailed to all who answered NO to Question One (CE) when renewing their license in 2010 and the Minutes do not reflect Committee recommendations to reserve the right to impose disciplinary action against licensees who remain non-compliant. Mr. Shoremount added that the Committee decided to determine any potential discipline on a case by case basis.

Therefore, it is noted for the record, that the Committee reserves the right to impose disciplinary action on a case by case basis as deemed appropriate against licensees who have not completed continuing education courses as required.

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DAG Donofrio stated that in regards to Mr. Batista, the Minutes do not reflect why the Committee granted the waiver. Therefore, it should be noted for the record that the waiver was granted to Mr Batista based on his financial difficulties.

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6. Report On Proposed Adoption To Advisory Committee Rules

(With Responses To Public Comments Reviewed At The November 20, 2012 Meeting)

N.J.A.C. 13:31A-1.12 (Repeal And New Rule)

N.J.A.C. 13:31A-1.16 (New Rule)

N.J.A.C. 13:31A-2.1, N.J.A.C. 13:31A-3.1 (New Rules)

Charles Manning, Regulatory Analyst

Due to lack of a quorum, the Subcommittee requested that adoption of the Rules and Regulations be discussed at the next scheduled Advisory Committee meeting to be held on January 15, 2013.

7. Correspondence

- Scope Of Practice, Licensing

Jill Walsh, Esq., ANSA/ASSUNCAO LLP

Deputy Attorney General Joseph Donofrio stated that a letter was sent to Ms. Walsh advising her their business does not need a license as long as the alarm company is not engaging in **burglar alarm, fire alarm, or locksmithing services** as defined by the Statutes and Regulations.

- Inquiry With Regard To Municipal Licensing Fees

E-mail Correspondence From Rick Sylvestro, Triad Security Systems

Rick Sylvestro, Triad Security Systems, inquired whether it is appropriate for the City of Passaic to require licensing fees for contractors whose work is subject to the provisions of the mechanical code. Deputy Attorney General Donofrio indicated he believed the inquiry **was** considered by the Board of Examiners of Heating, Ventilation, Air Conditioning and Refrigeration (HVACR). The Subcommittee requested that Deputy Attorney General Donofrio draft a joint response for review by the Advisory Committee.

8. For Advisory Committee Review

- Responses from Licensees To Advisory Committee Correspondence

Request For Proof Of Completion Of Continuing Education For The 2010-2013 Triennial Licensing Period. The Subcommittee unanimously recommended that review of licensee submissions be discussed in Executive Session and to return to Public Session with findings.

The following individuals have completed the Continuing Education credits and the L2K data base Alert has been removed from their license(s).

Louis D. Cardone 34BA00039300, 34FA00033900

Richard N. Fedor 34BA00132800, 34FA00105200

Dolman P. Garces 34BA00098300, 34FA00081500

Nathan Schwab 34BA00119100, 34FA00096700, 34LS00038500

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The following individuals have not completed the Continuing Education credits as required and will be given until April 1, 2013 to comply.

Erwin R. Charles 34BA00087600, 34FA00072700 (Fire Alarm - No Alert)
John J. Frisoli Sr. 34LS00064300
Robert W. Maison 34LS00003100
Ausby W. Samuels Jr. 34BA00070700 (Inactive), 34FA00058700
Eugene C. Samuels 34BA00099600, 34FA00082300 (Inactive)

9. Public Disciplinary Actions

Walter J. Przybylowski, Licensee (Expired), Final Order Of Discipline, Summary Suspension
William T. Wilson, Applicant, Final Order Of Discipline, Denial Of Licensure

Motion was made by Robert Shoremount and seconded by David Rible to recommend that the above-mentioned Public Disciplinary actions be discussed at the at the next scheduled Advisory Committee meeting to be held on January 15, 2013.

10. PUBLIC COMMENTS

Jeff Davis (J&B Lock and Alarm Inc., NJ Burglar & Fire Alarm Association) and Gerard Duffy (Spectrum Cable & Alarm Systems Inc., NJ Burglar & Fire Alarm Association) inquired about open positions on the Advisory Committee. The Committee informed Mr. Davis and Mr. Duffy that decisions regarding potential appointments to the Advisory Committee are made by the Office of the Governor.

11. Review Of Applications For Alarm And Locksmith Licenses

The following individuals were provisionally approved to sit for examination:

Bauer, Stephen - Burglar Alarm Application, Fire Alarm Application
Dahan, Chaim - Burglar Alarm Application, Fire Alarm Application
Gladstone, Alvin G.- Locksmith Application
Gladstone, Stewart R. - Locksmith Application
Gottlieb, Joseph G. - Burglar Alarm Application, Fire Alarm Application
Hayes, Stephen - Burglar Alarm Application, Fire Alarm Application
Leoncini, Tony - Burglar Alarm Application
Marotta, Anthony D. - Burglar Alarm Application
Miah, Shahel - Burglar Alarm Application
Rucco, Michael T. - Burglar Alarm Application

Review Of Applications For Alarm And Locksmith Licenses

The following businesses were provisionally approved for business licenses:

AMP Security LLC, (BF) Burglar Alarm & Fire Alarm
KOA Technologies Inc, (FX) Fire Alarm
New World Solutions LLC, (BX) Burglar Alarm
Premier Electronic Solutions LLC, (BF) Burglar Alarm, Fire Alarm
Spark Security & Electronics Inc, (AL) Burglar Alarm, Fire Alarm & Locksmith

12. CONTINUING EDUCATION SUBCOMMITTEE REPORT

The Sub-committee reviewed applications and unanimously recommended approval of the following:

Hikvision USA Inc, contact Brad Heckelman (new sponsor), (1) new course and instructors.

Stay Safe Enterprises LLC, contact Roy Pollack, (5) new courses.

Digital Security Controls, a Division of Tyco Security Products, contacts Kevin Lyons and Fred Mawson, (1) new course and instructors.

The Sub-committee reviewed an additional Continuing Education inquiry regarding three previously approved courses and unanimously recommended the following:

Correspondence is to be sent to Mr. Thomas Sommers, T.C. Ober Carpenters Training Center, requesting updated course outlines to allow (3) courses previously approved for one credit hour each to be changed to two hours. The request is to be made to enable the sponsor to offer two-hour code-related courses consistent with regulatory requirements for license renewal. The correspondence will also indicate that no fee is required to upgrade these previously approved courses to two-hour offerings.

13. ADJOURNMENT

Motion was made by Robert Shoremont and seconded by David Rible to close the Public Session of this meeting. Motion carried.

Respectfully Submitted,

David Freed
Acting Executive Director