

**# 627 - BUSINESS MEETING OF THE STATE BOARD OF EXAMINERS
OF MASTER PLUMBERS -MINUTES - OCTOBER 22, 2015**

The minutes of the October 22, 2015 Board Meeting have not been formally approved and are subject to change or modification by the Public Body at its regular meeting on November 19, 2015.

The notice of the October 22, 2015 meeting has been mailed to the Star Ledger, Camden Courier Post, and Trenton Times newspapers, and has also been posted on the Bulletin Board at the Office of the Secretary of State, Trenton, New Jersey.

The Board meeting of October 22, 2015 was called to order at 9:00 am with the following Members in attendance:

Peter Voros, Chairman

Michael K. Maloney, Vice-Chairman

Michael L. Sestanovich, Secretary

James McManus, Jr.

Robert B. Reeve

Adam J. Sabath, absent

Paul N. Bontempo

Donald Dileo

Thomas C. Pitcherello, State Government Representative
Appointed August 26, 2015

Others in attendance:

The following individuals were in attendance from 9:00 a.m. until closing at 3:00 pm:

Joseph A. Donofrio, Counseling Deputy Attorney General (DAG)

Rosemarie Baccile, Acting Executive Director

Public visitors: Thomas Walsh, Licensed Master Plumber and Subcode Official
Court Reporter: Susan Bischoff, State Shorthand Reporters 732-531-9500

Pledge of Allegiance to the Flag

Chairman Peter Voros led the Board in the Pledge of Allegiance to the Flag and requested that Members join in a moment of silence in recognition of U.S. troops serving our Country.

APPROVAL OF THE MINUTES of the SEPTEMBER 24, 2015 MTG.

A motion was made by Michael Sestanovich and seconded by Robert Reeve to approve the minutes of the September 24, 2015 meeting. A vote was taken and the motion unanimously passed.

BOARD BUSINESS

PRESENT BOARD MEMBERS - &- CAPACITIES

MAYOR PETER I. VOROS ~ MASTER PLUMBER MEMBER ~ CHAIRMAN

MICHAEL K. MALONEY ~ MASTER PLUMBER MEMBER - VICE CHAIRMAN

MICHAEL L. SESTANOVICH ~ INSPECTOR MEMBER - SECRETARY

ROBERT B. REEVE, LICENSED MASTER PLUMBER # 7388

JAMES MC MANUS, JR., JOURNEYMAN MEMBER

DONALD B. DILEO ~ PUBLIC MEMBER

PAUL N. BONTEMPO - PUBLIC MEMBER

ADAM J. SABATH ~ PUBLIC MEMBER

THOMAS C. PITCHERELLO, STATE GOVERNMENT REPRESENTATIVE

The Nine (9) Board Member complement is complete with the appointment of Thomas C. Pitcherello on August 26, 2015.

It is noted that applications for the Master Plumber's examination, Master Plumber's business registration forms, and Bona fide Representative registrations are reviewed by Board Members during the course of each business meeting. Applications for Medical Gas Piping installers, brazers and instructors are also reviewed at this time.

- 1.) NEW JERSEY STATE LEAGUE OF MASTER PLUMBERS, INC.
LETTER DATED: AUGUST 15, 2015
FROM: RICHARD MARTINELLI, PRESIDENT NJSLMP
Referencing "enforcement issues plaguing the construction industry..."

On October 22, 2015, the Board discussed the correspondence from Richard Martinelli acknowledging his letter and agreeing that Members are not aware of any bills or legislation pertaining to changes mentioned by the writer. Members further suggested that Mr. Martinelli submit such bills for review to determine the extent of the Board's support.

- 2.) OFFER OF SETTLEMENT - BONA FIDE REPRESENTATIVE RESPONSIBILITIES VIOLATIONS / ISSUED: AUGUST 5, 2015 - PAID \$100 PENALTY AND SIGNED AUG. 17, 2015; VITO MARTORANA, LMP #11188, FILE ID: #102962
This file was closed without comment.
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- 3.) NJ PLUMBING EXAM - BUSINESS AND LAW - DISCUSSION
PSI, LLC TESTING SERVICE

The Board proceeded into Executive Closed Session and returned to Open Session to report that all information concerning the Master Plumbers examination is available within the Candidate Bulletin published by the testing service PSI, LLC.

- 4.) INQUIRY REGARDING THE NEW JERSEY CONSUMER FRAUD ACT
LETTER FROM: SAMUEL S. WIECZOREK, LMP #7509, DATED: AUG. 26, 2015

The Board does not institute action in cases such as these where the issue is a private action. A motion was made by Donald Dileo and seconded by Michael Sestanovich. A vote was taken and the motion unanimously passed.

- 5.) INQUIRY REGARDING PLUMBING REQUIREMENTS
EMAIL FROM: MICHAEL CALISE, DATED: SEPTEMBER 1, 2015

Mr. Calise submits an honorable discharge and his DD form from the military. DAG Joseph A. Donofrio counseled Members concerning this matter stating that the Board is statutorily obligated to review Mr. Calise's credentials in accordance with N.J.A.C 13:32-2.7 and N.J.S.A. 1-15.3 Uniform Enforcement Act. A motion was made by Michael Sestanovich and seconded by Robert Reeve. A vote was taken and the motion unanimously passed.

5A.) ADOPTION NOTICE - PROPANE SERVICES - For BOARD REVIEW**ADOPTED AMENDMENTS:****N.J.A.C. 13:32-1.3 DEFINITIONS 'PROPANE SERVICES'****N.J.A.C. 13:32-1.4 SCOPE OF PRACTICE****N.J.A.C. 13:32.2.2 EXPERIENCE REQUIREMENTS & 6.3 REQUIRED CE TOPICS****CHARLES MANNING, REGULATORY AFFAIRS**

On October 22, 2015 the Board voted in a motion made by Michael Maloney and seconded by Robert Reeve to adopt this regulation as proposed. Charles Manning noted that this adoption must be filed by June 15, 2015. The State Board of Examiners of Master Plumbers may proceed with starting the CE Program for the 2017-2019 biennial. A vote was taken and the motion unanimously passed.

◆ *It is noted that applications for the Master Plumber's examination, Master Plumber's business registration forms, and Bona fide Representative registrations are reviewed by Board Members during the course of each business meeting.*

Applications for Medical Gas Piping installers, brazers and instructors are also reviewed at this time.

EXECUTIVE CLOSED SESSION MOTION:

A motion was made by Donald Dileo and seconded by Michael Maloney to proceed into Executive Closed Session to review consumer complaint matters, conduct investigative inquiries, discuss unlicensed advertisements, unlicensed practice matters, consider administrative closings, investigations of possible violations of applicable law, pending or anticipated litigation, matters under investigation, the DAG caseload, and review matters within the attorney-client relationship exception to the Open Public Meetings Act. A vote was taken and the motion unanimously passed.

The subject of this discussion shall remain confidential until such time as the reasons for having this matter in Executive Closed Session are no longer applicable. The next meeting is scheduled for November 19, 2015. A vote was taken and the motion unanimously passed.

Submitted by,

Rosemarie S. Baccile, Acting Executive Director