

**#550 MEETING OF THE STATE BOARD OF EXAMINERS
OF MASTER PLUMBERS -MINUTES -OCTOBER 23, 2008**

The Minutes of the October 23, 2008 Board Meeting have not been formally approved and are subject to change or modification by the Public Body at its regular meeting on November 20, 2008.

The notice of the October 23, 2008 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 23, 2008 was called to order at 9:00 am with the following Members in attendance:

Peter I. Voros, Chairman
Ralph Wetzel, Vice-Chairman
Michael L. Sestanovich, Secretary
Michael K. Maloney
Paul N. Bontempo
Mark McManus

Board Members Adam J. Sabath and Donald Dileo were absent from this meeting.

BOARD MEMBER - VACANCY - (1)

As of this Board meeting date, there is one (1) Board member vacancy for a Public Member. That position was formerly held by Board Member Margaret Sieb who resigned on December 15, 2005.

Others in attendance:

The following individuals were in attendance from 9:00 a.m. until the close of the meeting at 3:00 pm:

Rosemarie Baccile, Executive Assistant
Joseph A. Donofrio, Deputy Attorney General, Counseling Deputy
Barbara A. Cook, Executive Director, was absent

PUBLIC SESSION VISITORS:

Bill Stepler, CEP Associates

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 ~ SEPTEMBER 25, 2008 MEETING

A motion was made by Michael Maloney and seconded by Ralph Wetzel to approve the minutes of the September 25, 2008 meeting. A vote was taken and the motion unanimously passed.

BOARD BUSINESS

PRESENT BOARD MEMBERS - &- CAPACITIES

MAYOR PETER I. VOROS ~ MASTER PLUMBER MEMBER ~ CHAIRMAN

RALPH WETZEL ~MASTER PLUMBER MEMBER ~ VICE-CHAIRMAN

MICHAEL L. SESTANOVICH ~ INSPECTOR MEMBER - SECRETARY

MARK MC MANUS ~ JOURNEYMAN PLUMBER

MICHAEL K. MALONEY ~ MASTER PLUMBER MEMBER

DONALD B. DILEO ~ PUBLIC MEMBER

PAUL N. BONTEMPO - PUBLIC MEMBER

ADAM J. SABATH ~ STATE MEMBER - CHIEF OF STAFF TO SENATE PRESIDENT RICHARD J. CODEY

1. Approving "New" CE Sponsors for the 2009-2011 Master Plumbers Biennial Renewal Cycle...

GARRETT R PEPE, LMP # 5741 -&- PETER HAMMER, LMP # 6766

On October 23, 2008, the Board considered the course outline and resumes of Messrs. Pepe and Hammer and voted in a motion made by Ralph Wetzel and seconded by Paul Bontempo to approve the course outline and sponsorship of Garrett R. Pepe and Peter Hammer as CE instructors. Mr. Pepe will be listed as the sponsor; assisted by Peter Hammer. A vote was taken and the motion unanimously passed.

DISCIPLINARY MATTERS

2. JOHN VANCE, T/A JV HEATING - UNLICENSED RONALD FORTE, CONSUMER, FILE 2946-UP \$2,500 penalty paid 9-15-2008

OFFER OF SETTLEMENT - in the matter of the installation of a hot water heater Hazardous installation of a natural gas unit instead of required propane CLOSED

The offer of settlement did not incorporate any restitution since the consumer was compensated by the contractor for the services necessary to correct this work.

3. PETER E. PEDERSEN - UNLICENSED, t/a PEDERSEN CONSTRUCTION UNLICENSED ; FILE ID # 55640 - CONSUMER NANCY LIH - \$2,500 TOTAL PENALTY

PAYMENT OF \$1,250 PAID ON 9-10-2008 (2) part payment arrangement issued August 20, 2008;

In the matter of the installation of a hot water heater in the consumer's mobile home without required permits and without licensure.

Pending 2nd payment

4. SANTI LEMBO, LMP # 10810, T/A E & J PLBG. LLC \$200.00 penalty paid 9-15-2008

OFFER OF SETTLEMENT IN LIEU OF DISCIPLINARY PROCEEDING Violations of ~ N.J.S.A. 45:1-21(e) has engaged in professional or occupational misconduct;

Consumer Fraud Act, namely N.J.A.C. 13:45A-16.2 (12) Home Improvement Practices; Requirement of a contract for services in excess of \$500.00; et als Licensee failed to issue a contract for services

In conjunction with consumer complaint matter: JOSEPH APPEZZATO, JR., TILE CONTRACTOR; JOSEPH A. BENINTENTE, CONSUMER, FILE ID # 53945

5. UNLICENSED ADVERTISEMENTS - AUGUST & SEPTEMBER, 2008

Advertising letters were issued to each of the following entities:

Unlicensed entities File Number Submitted by:

Jack All Trades 60104 Anthony Mellino LMP # 12516
60112 Bryan Zagaro LMP # 12017

Anthony's Handyman Service 60115 Denise Voorhees, PHCC NJ

The House Doctor 60099 Gary Gentile, LMP 7268
60102 Scott Kenyon LMP # 8851

Jeff's Handyman Service 60120 Anonymous

National Grid Energy Service 60116 Denise Voorhees, PHCC NJ

Woods Restoration Services 60119 Anonymous

6. Ms. Barbara A. Cook, Ex Director was absent from this meeting.

6a. FY 2008 BUDGET REPORT FINAL
DARLENE KANE, BUDGET OFFICER
REPORT DATED OCTOBER 6, 2008

The Board reviewed this budget report without any formal comment.

6b. CHARLES MANNING, REGULATORY ANALYST 13:32-1.4 Scope of practice - re HVAC Law and Master Plumbers

The Board reviewed this proposal and voted to approve the changes for publishing in a motion made by Ralph Wetzel and seconded by Mark McManus. 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 Mark McManus and seconded by Ralph Wetzel to proceed into Executive Closed Session to conduct two (2) Investigative Inquiry matters, review approximately (20) twenty complaint matters, (licensed and unlicensed) one applicant matter, consider administrative closings, and to conduct 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.

EXECUTIVE CLOSED SESSION MOTION:

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 regularly scheduled meeting is for November 20, 2008 at 9:00 a.m. in the Hudson Room.

Respectfully submitted,

Larry DeMarzo

Deputy Director