

MINUTES

PLUMBING AND PIPING WORK EXAMINING BOARD

JANUARY 19, 2006

The meeting was called to order by George C. Sima, Chairman, at 9:30 a.m. in Room 117 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Members Present: George C. Sima, Contractor, Chairman
James Piccoli, Contractor
Joseph Carr, Journeyman
Richard J. Moran, Journeyman
John R. Sullivan, Public Member

Member Absent: Roger Stolting, Contractor
Charles E. Appleby, Sr., Contractor
Richard J. Messina, Sr., Journeyman

Board Vacancies: Two Unlimited Journeyman
Three Public Members

Board Counsel Present: None

DCP Staff Present: Nelson Leon, Board Secretary
Richard M. Hurlburt, Director
Anthony Santoro, Administrative Hearings Attorney
France Lee, Paralegal Specialist II

Public Present: Raymond A. Davis

Note: The administrative functions of this Board are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division.
For information contact Richard M. Hurlburt, Director at (860) 713-6135.

MINUTES OF PREVIOUS MEETINGS

Review and approve minutes of the October 20, 2005 and December 15, 2005 meeting.

The Board voted to approve minutes of the October 20, 2005 meeting. Board member John R. Sullivan abstained from voting on this matter due to his absence at the October 20, 2005 meeting. The Board unanimously voted to approve minutes of the December 15, 2005 meeting.

LATE ARRIVING APPLICATIONS

The Board voted unanimously to add the following application to the agenda:

Gary Bazzano, Wethersfield, CT – (J-2) Limited Journeyman Application – Approved

The Board voted unanimously to approve Mr. Bazzano's application.

CONTINUING EDUCATION WAIVER REQUESTS

Karl G. Schwartz (P-1) Unlimited Contractor – Correspondence dated 9/27/05, requesting waiver of continuing education.

The Board voted unanimously to deny Mr. Schwartz' request for waiver of continuing education.

Charles A. Lehn (P-1) Unlimited Contractor – Correspondence dated 12/9/05, requesting waiver of continuing education.

The Board voted unanimously to deny Mr. Lehn's request for waiver of continuing education.

Michael Albino (P-1) Unlimited Contractor – Correspondence dated 10/25/05, requesting waiver of continuing education.

The Board voted to deny Mr. Albino's request for waiver of continuing education.
Board member James Piccoli abstained from voting on this matter.

APPEARING IN PERSON

William F. Martin, Taconic, CT – (P-2) Unlimited Journeyman Examination Request – Denied

Mr. Martin's application was returned to him by DCP staff due to submittal of an incomplete application. Mr. Martin is requesting to appear before the Board to expand on his occupational related experience and training.

Mr. Martin was a no-show at today's meeting. The Board voted unanimously to deny Mr. Martin's application due to submittal of an incomplete application, lack of application fee, documentation regarding his occupational and school related instructional experience.

DUG WELL ABANDONMENT REQUEST

Kevin & Sue Inman – Correspondence dated 11/17/05, requesting approval to abandon a "Dug Well" at 15 Spring Street, Gales Ferry, CT.

The Board voted unanimously to deny Mr. & Mrs. Inman's request to abandon a "Dug Well" at 15 Spring Street, Gales Ferry, CT. and unanimously concluded that a licensed Connecticut Well Drilling Contractor is required to perform this particular job.

PLUMBING LICENSE REINSTATEMENT REQUEST

Brian J. Tatroe (P-2) Unlimited Journeyman – Correspondence dated 12/27/05, requesting reinstatement of his plumbing license.

The Board voted unanimously to deny Mr. Tatroe's request to reinstate his (P-2) Unlimited Journeyman license.

CONTINUING EDUCATION

1. State of Connecticut regulation of Department of Consumer Protection concerning continuing education for electricians and plumbers.

The Board voted unanimously to table this matter to their next meeting scheduled Thursday, March 16, 2006. Jerry Padula, DCP Legislative and Administrative Advisor to appear before the Board regarding proposed regulatory changes.

2. Continuing education 2006 Technical Curriculum for plumbing license holders.

The Board voted unanimously to table this matter to their next meeting scheduled Thursday, March 16, 2006 for further review and input.

3. Correspondence from Joseph Carr dated 12/15/05, requesting the following language be inserted into the continuing education regulation:

The Plumbing Board may accept other trade related courses as alternatives to the requirements of this regulation provided that the course meets the minimum required hours for the license holder category.

The Board voted unanimously to table this matter to their next meeting scheduled Thursday, March 16, 2006 for further review and input.

4. Correspondence from Howard L. Smith dated 11/9/05, concerning a draft of a proposed on-line business course.

The Board voted unanimously to deny Mr. Smith's request for approval of an on-line business course.

5. Correspondence from Jean F. Connaughton, Education consultant for CT ABC dated 1/6/06, concerning plumbing CEU curriculum.

The Board voted unanimously to table this matter to their next meeting scheduled Thursday, March 16, 2006 for further review and input.

CORRESPONDENCE

1. Correspondence dated January 21, 2005 addressed to Richard Blumenthal, CT Attorney General, from Shaun B. Cashman, CT Department of Labor Commissioner, concerning a request for a formal opinion regarding the authority of the CT Department of Labor (CTDOL) to register apprentices.
2. Correspondence dated November 8, 2005 addressed to Shaun B. Cashman, CT Department of Labor Commissioner, from Richard Blumenthal, CT Attorney General, regarding a formal opinion concerning the propriety of the issuance of apprenticeship registrations by an agency other than the Department of Labor (DOL), in particular the State Apprenticeship Council (SAC) of the Department of Consumer Protection (DCP).
3. Correspondence dated November 28, 2005 addressed to Edwin R. Rodriguez, DCP Commissioner, from Shaun B. Cashman, CT Department of Labor Commissioner, concerning the CT State Apprenticeship Council, which recommends policy concerning apprenticeship and promotion of the apprenticeship system.
4. Memorandum concerning “Apprenticeship Hiring Ratio”.
5. Report dated 1/11/06 concerning disciplined, revoked, surrendered, suspended trade licenses.
6. 2006 schedule for Board, Commission and Council meetings.
7. Correspondence from Christopher R. Laux, A.I.A. State Building Inspector dated 10/25/05, concerning the adoption of the 2005 State Building Code.
8. Correspondence from Daniel J. Tierney, Supervisor Public Safety Building Official dated 3/17/98, concerning an interpretation of certain section of the Connecticut State Building Code and questions regarding consumer protection licensing laws.

FORMAL ADMINISTRATIVE HEARINGS

In the Matter of William Kennedy	Docket No. 05-137
V. Barile, Inc.	Docket No. 05-138
Michael Walby	Docket No. 05-139
Alan Fanelli	Docket No. 05-140
Glen Fanelli	Docket No. 05-141
Krzystof Kosela	Docket No. 05-142
Terry Barber	Docket No. 05-143

A Formal Hearing was held on this matter on August 18, 2005, continued and concluded on October 20, 2005. Due to lack of a required quorum at the October 20, 2005 meeting, a final decision was pending until such time absent Board members have an opportunity to listen to the tape recording of the Formal Administrative Hearing concerning this matter.

After listening to the Formal Administrative Hearing tape recording on this matter, the Board voted unanimously to issue a Final Decision and Order consisting of an (IOD) Immediate Order to Discontinue and Civil Penalty as follows:

In the Matter of William Kennedy	Docket No. 05-137 – IOD and \$1,000.00 Civil Penalty
V. Barile, Inc.	Docket No. 05-138 – IOD
Michael Walby	Docket No. 05-139 – IOD
Alan Fanelli	Docket No. 05-140 – IOD and \$1,000.00 Civil Penalty
Glen Fanelli	Docket No. 05-141 – IOD and \$1,000.00 Civil Penalty
Krzystof Kosela	Docket No. 05-142 – IOD and \$1,000.00 Civil Penalty
Terry Barber	Docket No. 05-143 – IOD and \$1,500.00 Civil Penalty

In the Matter of CSI Electrical & Mechanical, Inc.	Docket No. 05-1165
Mechanical solutions, LLC /	Docket No. 05-1166
Mechanical Construction, LLC	

A Formal Hearing was held on this matter on October 20, 2005 and the hearing was concluded. Due to lack of a required quorum at the October 20, 2005 meeting, a final decision was pending, until such time absent Board members have an opportunity to listen to the tape recording of the Formal Administrative Hearing concerning this matter.

After listening to the Formal Hearing tape recording on this matter, the Board voted unanimously to issue a Final Decision and Order consisting of an Immediate Order to Discontinue.

There being no further business, the meeting adjourned at 12:03 P.M.

Respectfully submitted,

Nelson Leon
Board Secretary

The next regular meeting is scheduled for Thursday, March 16, 2006, at 9:30 A.M. in Room 117.