

MINUTES

PLUMBING AND PIPING WORK EXAMINING BOARD

DECEMBER 17, 2009

The meeting was called to order by Christopher M. Bowman, Acting Chairperson, at 9:40 a.m. in Room-117 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut 06106.

Members Present: Christopher M. Bowman, Contractor, Acting Chairperson
George C. Sima, Well Drilling Contractor
Hubert J. Barnes, Unlimited Journeyperson
Frank J. DaCato, Unlimited Journeyperson
John R. Sullivan, Public Member
Joyce Topshe, Public Member
Melissa C. Sheffy, Public Member
Carl W. Schaefer, Public Member

Member Absent: Charles E. Appleby, Sr., Contractor, Chairperson
Anthony Calandrino, Journeyperson
John R. Damico, Journeyperson
James Piccoli, Contractor

Board Vacancies: None

Board Counsel Present: None

DCP Staff Present: Nelson Leon
Linda Roberts
Anthony Santoro

Public Present:	Stephen Rosenthal	Thomas Cassidy	Pat Ciarleglio
	Michael Duffield	Mike Kocsmiersky	Philip H. Benoit
	Ryan Kennell	Tate Campbell	Glenn Lamb
	Charles Smith	Krzysztof Gaska	Kevin Dyson
	Luke J. Ford	Michael Contillo	Matthew Hallisey
	Mark Mastropasqua	Pat Duane	Edgar D. Pascua
	Donald Shubert	Antonio Tessitore	Gail Burrington
	Stanley Bujalski	Curtis Moorley	Edgar Martinez
	David Cannistraro	Mitch Jansen	Beth Piggusu
	Steven C. Sosensky	Michael Trahan	Everett Barber
	Ken Duff	Steve Felkin	
	Gregory Crel	Mike Byrne	

Note: The administrative functions of the Boards, Commissions and Councils 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 or Fax: (860) 706-1255.

Agency Website: www.ct.gov/dcp **Division E-Mail:** occprotrades@ct.gov

APPOINTMENT OF ACTING CHAIRPERSON FOR TODAY'S MEETING

The Board voted unanimously to appoint Christopher M. Bowman as Acting Chairperson for today's meeting.

MINUTES OF PREVIOUS MEETINGS

The Board voted unanimously to approve minutes of the October 15, 2009 Plumbing and Piping Work Examining Board meeting.

APPLICATIONS

Tate Campbell, Shrewbury, MA – (P-6) Limited Journeyman – Approved

The Board voted unanimously to approve Mr. Campbell's application, contingent upon receipt and review of documentation concerning occupational school related instruction experience (180 hours).

David Cannistraro, Wellesley, CT – (P-1) Unlimited Contractor – Approved

The Board voted unanimously to approve Mr. Cannistraro's application, contingent upon receipt and review of documentation concerning occupational school related instruction experience (720 hours).

Michael Contillo, Autnam, CT – (P-2) Unlimited Journeyman – Approved

The Board voted unanimously to approve Mr. Contillo's application, contingent upon receipt and review of documentation concerning occupational school related instruction experience (720 hours).

Jeremy Davis, Foxboro, MA – (P-2) Unlimited Journeyman – No Action

The Board tabled their decision at their 10/15/09 meeting, contingent upon receipt and review of documentation regarding the completion of occupational school related instruction experience and copy of the course curriculum.

Mr. Davis did not appear today and the Board took no action.

Michael Duffield, Pawling, NY – (J-2) Limited Journeyman – Denied

The Board voted unanimously to deny Mr. Duffield's application due to lack of a required New York apprenticeship completion certificate attesting to dates/duties of occupational related experience and documentation of occupational school related experience. The Board is also requiring Mr. Duffield's current employer, Jim Foley, President of Foley's Pump Service in Danbury, CT to appear before the Board concerning his violation of the CT apprenticeship program.

Benjamin Emond, Berkley, MA – (P-2) Unlimited Journeyman – No Action

The Board tabled their decision at their 10/15/09 meeting, contingent upon receipt and review of documentation regarding the completion of occupational school related instruction experience and a copy of the course curriculum.

Mr. Emond did not appear today and the Board took no action.

Krzysztof Gaska, Dudley, MA – (P-6) Limited Journeyman – Approved

The Board voted unanimously to approve Mr. Gaska's application, contingent upon receipt and review of documentation concerning occupational school related instruction experience (180 hours).

Randy P. Jalette, Johnson, RI – (P-2) Unlimited Journeyman – No Action

The Board tabled their decision at their 10/15/09 meeting, contingent upon receipt and review of notarized statements from his occupational related employers attesting to dates and duties of employment, documentation regarding the completion of occupational school related instruction experience and a copy of the course curriculum.

Mr. Jalette did not appear today and the Board took no action.

Mitch J. Jansen, W. Haven, CT – (P-2) Unlimited Journeyman – Denied

The Board voted unanimously to deny Mr. Jansen's application due to lack of a required "Letter of Apprenticeship Completion" certificate.

Ryan Kennell, Stamford, CT – (P-2) Unlimited Journeyman – Approved

The Board voted unanimously to approve Mr. Kennell's application, contingent upon receipt and review of documentation concerning occupational related experience (8,000 hours) and occupational school related instruction experience (720 hours).

Matthew Kennedy, Taunton, MA – (P-2) Unlimited Journeyman – No Action

Mr. Matthew did not appear today and the Board took no action.

Michael Lanteigne, Plainville, MA – (P-2) Unlimited Journeyman – No Action

The Board tabled their decision at their 10/15/09 meeting, contingent upon receipt and review of documentation regarding the completion of occupational school related instruction experience and a copy of the course curriculum.

Mr. Lanteigne did not appear today and the Board took no action.

Frank Magnotta, White Plains, NY – (J-2) Limited Journeyman – No Action
Mr. Magnotta did not appear today and the Board took no action.

Edgar R. Martinez, Rye Brook, NY – (P-1) Unlimited Contractor – Approved
The Board voted unanimously to approve Mr. Martinez's application, contingent upon receipt and review of documentation concerning occupational related experience (8,000 hours) and occupational school related instruction experience (720 hours).

Curtis Moorley, Hartford, CT – (P-2) Unlimited Journeyman – Approved
The Board voted unanimously to approve Mr. Moorley's application.

Peter Sergi, E. Taunton, MA – (P-2) Unlimited Journeyman – No Action
Mr. Sergi did not appear today and the Board took no action.

Peter West, Webster, MA – (P-6) Limited Journeyman – No Action
Mr. West did not appear today and the Board took no action.

REQUESTING REINSTATEMENT OF LAPSED LICENSE

Gregory R. Czel, Bethel, CT – (SP-1) Limited Contractor (Lapsed 10/31/07)
The Board voted unanimously to deny reinstatement of Mr. Czel's license and is requiring him to re-apply and re-test for his license.

Kevin Dyson, Danielson, CT – (P-2) Limited Journeyman (Lapsed 10/31/05)
The Board voted unanimously to deny reinstatement of Mr. Dyson's license and is requiring him to re-apply and re-test for his license.

Matias Goncalves, Ludlow, MA – (P-7) Limited Contractor (Lapsed 10/31/08)
Mr. Goncalves did not appear today and the Board took no action.

Glenn A. Lamb, Quaker Hill, CT – (P-1) Unlimited Contractor (Lapsed 10/31/07)
The Board voted unanimously to deny reinstatement of Mr. Lamb's license and is requiring him to re-apply and re-test for his license.

Edgar Pascua, Berlin, CT – (P-2) Limited Journeyman (Lapsed 10/31/07)
The Board voted unanimously to deny reinstatement of Mr. Pascua's license and is requiring him to re-apply and re-test for his license.

Stephen Rosenthal, Farmingdale, NY – (J-3) Limited Contractor (Lapsed 10/31/07)
The Board voted unanimously to deny reinstatement of Mr. Rosenthal's license and is requiring him to re-apply and re-test for his license.

Charles E. Smith, Oakville, CT – (P-2) Limited Journeyman (Lapsed 10/31/00)
The Board voted unanimously to deny reinstatement of Mr. Smith's license and is requiring him to re-apply and re-test for his license.

Anthony Tessitore, Orange, CT – (P-8) Limited Journeyperson (Lapsed 10/31/07)

The Board voted unanimously to deny reinstatement of Mr. Tessitore's license and is requiring him to re-apply and re-test for his license.

CORRESPONDENCE

1. Meeting Dates for 2010.
2. Roster of active licensed plumbers.
3. PSI to maintain file of students completing continuing education via electronic filing by approved school providers.
4. Office of the State Building Inspector 2009 Code Enforcement Bulletin.
5. Section 20-332 of the Connecticut General Statutes, Chapter 393, concerning powers and duties of boards.
6. Geothermal system "piping" outside of a structure / Connecticut.
7. Solar thermal options of license or certification.
8. Definition of Aeration piping systems.
9. Correspondence dated 12/3/09 from Patrick Duane, Heating Board Contractor member, regarding his concerns on the issue of odor control work being performed at most of the sewage treatment facilities.

SOLAR THERMAL

1. Michael Trahan, Executive Director Solar Connecticut, Inc. requested to appear before the Board to discuss and provide input concerning solar thermal course certification process in Connecticut for solar thermal licensing.

After discussion and input on this matter today, Mr. DaCato indicated being on a sub-committee that is working with the department of education, the department of labor along with other sub-committee members to create the school related instruction curriculum exclusively for solar thermal licensing in Connecticut. Mr. DaCato welcomed participation, input and suggestions from interested individuals concerning this matter.

PETITION FOR DECLARATORY RULING

Thomas E. Cassidy, Business Agent for Local 777 Plumbers & Pipefitters Union is requesting a declaratory ruling regarding Chapter 393 of the CT General Statute, Section 20-330 and Section 20-334, specifically as to the requirement of a license to perform the installation of aeration piping.

The Plumbing and piping work examining Board at today's meeting denied the request to issue a declaratory ruling under Section 4-176(5) "decide not to issue a declaratory ruling"; Stating the reasons for it's action as being, that the Board on August 21st 2008, within it's minutes of their meeting under miscellaneous agenda items, discussed aeration work and voted that the work falls under the (P-1) and (P-2) license types and that aeration piping does not include odor control, **which was not a declaratory ruling. However, the matter came up for discussion under miscellaneous.**

Note: The petitioner Thomas E. Cassidy based on the results of his request at today's meeting has the right to seek a declaratory judgment in the Superior Court, as allowed under section 4-175.

PRESS RELEASE

October 8, 2009

Department of Consumer Protection Inspectors, Local Officials Conduct Unannounced Night-time Construction Site Inspection

HARTFORD, October 8 – Department of Consumer Protection Occupational Enforcement Inspectors made unannounced, second and third-shift visits Monday night to a construction site in Wilton, Consumer Protection Commissioner Jerry Farrell, Jr. said today.

“After meeting with Wilton Building Official Bob Root, our inspectors joined Wilton Police officers Monday night to conduct an extensive site inspection of heating system renovations being made at Wilton High School,” Farrell said. “These onsite inspections, which ensure that properly licensed contractors are engaged in the work and that the building code and permitting requirements are met, will continue day and night.”

The Department licenses a wide variety of occupations and trades, particularly those involved in building construction, such as plumbers, electricians, and sheet metal workers. Applicants seeking a license must have the required educational and vocational training, undertake an extensive licensing exam to ensure competency, and complete periodic continuing education related to building and other construction codes.

“Occupational licensing laws are meant to ensure that any constructed space that people will occupy, whether it be their home, an office or a school, is built competently, correctly, and in accordance with state and local laws,” Farrell said. “The use of unlicensed workers may be a cheap way to do things, but it is clearly illegal because it puts public health and safety in jeopardy.”

Bantam Electric, Crest Mechanical, and Ferguson Mechanical each had employees working at the school site during Monday night’s inspection. All 14 employees were found to be in full compliance with the state’s occupational licensing requirements.

“We’ll be doing surprise inspections at all hours, with the goal of ensuring that contractors hold the proper credentials to do skilled work, that they are properly employing their staff, and that permits have been issued for the work that they are engaged in,” Farrell said.

PRESS RELEASE

November 18, 2009

State Investigation Leads to Arrest for Roto-Rooter Workers

HARTFORD, November 18 – A case investigated by the Department of Consumer Protection’s occupational enforcement unit led to the recent arrest of three employees of Roto-Rooter of Windsor for allegedly directing unlicensed plumbing work and allegedly engaging in unlicensed plumbing work, Consumer Protection Commissioner Jerry Farrell, Jr. said today.

Bela Balog, 53, of Manchester and Steven Fecteau, 43, of Marlborough are unlicensed and were allegedly being directed by Scott Coutant, 45, of Marlborough, to perform plumbing work without licenses. The plumbing work was performed in New Britain this past August. State law requires that all occupational trades people be licensed for the work they are performing in Connecticut.

“Occupational licensing laws are in place to ensure that any constructed space that people will occupy, whether their home, office, or a commercial space, is built competently, correctly, and in accordance with state and local laws,” Farrell said. “Unlicensed contractors are putting public health and safety in jeopardy as well as risking damage to personal and public property.”

All three men arrested are employees of Roto-Rooter Services Company of Windsor, Connecticut and are scheduled to appear in Superior Court GA 15, New Britain on November 17th.

The State of Connecticut licensing process ensures that applicants seeking a license have the necessary education and training, undertake an extensive licensing exam to ensure competency, and complete periodic continuing education related to building and other construction codes. State law mandates that contractors be properly licensed to complete the scope of work as required by their trade.

“We thank the State Police, Troop H in Hartford for their support on this case, and we will continue to search out and pursue non-compliant contractors,” Farrell said.

There being no further business, the meeting adjourned at 12:55 p.m.

Respectfully submitted,

Nelson Leon
Board Secretary

The next regular meeting is scheduled for Monday, January 25, 2010 at 9:30 a.m. in Room 126.