

MINUTES

ELEVATOR INSTALLATION, REPAIR AND MAINTENANCE WORK EXAMINING BOARD

JULY 7, 2015

The meeting was called to order by Board Member John DeRosa, Jr. at 9:06 a.m. in Room 117 at the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Members Present: John R. DeRosa, Jr., Journeyperson, Acting
Chairperson
Paul Farnsworth, Contractor
Joseph Bayusik, Contractor
Michael D. Griffin, Journeyperson

Members Absent: Thomas J. O'Reilly, Contractor

Board Vacancies: Three Public Members

DCP Board Staff: Richard M. Hurlburt, Director
Karen Layman, Secretary

Others Present: Raul Rodriguez, Assistant Attorney General
Karen Wackerman, Attorney
Owen Golding, Dept. of Labor
Gil LaClair, Local 91 Business Agent
Eric Tragash, VDA Consulting
Michael Elia, Excel Elevator

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:** dcp.occupationalprofessional@ct.gov

MOTION TO CHANGE THE ORDER OF AGENDA ITEMS:

The Board voted unanimously to move the Agenda Items Old Business No. 1 and Old Business No. 2 to the last order of business.

MINUTES FROM PREVIOUS MEETINGS:

1. The Board reviewed the minutes of the May 19, 2015 Elevator Installation, Repair, and Maintenance Work Examining Board meeting, which have been revised to reflect that Michael Griffin was in attendance at this meeting. After review and discussion, the Board voted unanimously to accept the minutes as revised.

2. The Board reviewed the draft minutes of the June 2, 2015 Elevator Installation, Repair, and Maintenance Work Examining Board meeting and voted unanimously to accept the minutes as written. Board Member Michael Griffin abstained.

COMMENTS OR CONCERNS OF ANY PERSON PRESENT TODAY:

None

APPLICATIONS:

None

OLD BUSINESS:

(Chairperson John DeRosa recused himself for Agenda Items Old Business No. 1 and 2)

1. Applications for reconsideration – Gerson Canhao and Michael Elia – (R-2) Unlimited Journey person

The Board briefly reviewed the background of the applications, including dates of previous denials by the Board. The Board also confirmed that they have before them the original application package, as well as several new documents, which Attorney Wackerman noted individually for the Board.

After review of the applications and new documents and further discussion, the Board voted unanimously to take no action on these two applications. Paul Farnsworth stated that the applicants have the right and privilege to apply or reapply at any time.

2. Request for declaratory ruling regarding the denials of (R-2) applicants Gerson Canhao and Michael Elia

Paul Farnsworth deferred to Attorney Raul Rodriguez for clarification of the proper procedures for drafting a declaratory ruling. Attorney Rodriguez shared with the Board the options that are available, which are as follows: One option is to hold an open public meeting and have the drafting of the declaratory ruling as an agenda item. The second

option is to have an open agenda and assign one member to draft a declaratory ruling prior to the meeting so that when the Board meets they will have before them a document for review to use as a starting point. After an agreement is made on this document at such meeting, the document would then be referred to the AAG's Office.

The Board discussed these options and voted unanimously to have Acting Chairperson Paul Farnsworth draft a declaratory ruling and have it available at a special meeting, which will take place on July 21, 2015 at 11:00 a.m.

Attorney Karen Wackerman asked if they would be able to see the draft before the July 21, 2015 meeting. Paul Farnsworth deferred this question to Attorney Raul Rodriguez, who stated that that would not be appropriate. Paul Farnsworth reiterated that there will be a draft available on July 21st, and that board members and guests attending this meeting will be seeing it for the first time, and that all will be given ample time to discuss and to comment.

NEW BUSINESS:

1. Review of PSI exam results
Board so noted.

CORRESPONDENCE:

None

DCP TRADE PRACTICES DIVISION COMPLAINT STATUS REPORT:

1. The Board reviewed the complaint report submitted by the DCP Trade Practices Division consisting of open and closed cases and dated 6/29/10 to 6/29/15.

COMMENTS OR CONCERNS OF ANY PERSON PRESENT TODAY:

None

There being no further business, the meeting adjourned at 9:46.

Respectfully submitted,

Karen Layman,
Board Secretary

2015 Meeting Schedule:

- July 21, 2015*

***THIS SPECIAL MEETING BEGINS AT 11:00 A.M.**

- August 4, 2015
- September 1, 2015
- October 6, 2015
- November 3, 2015
- December 1, 2015

**All meetings, with the exception of July 21, 2015, will be held at 9:00 a.m. in Room
117**