

MINUTES

HEATING, PIPING, COOLING AND SHEET METAL WORK EXAMINING BOARD

MARCH 22, 2007

The meeting was called to order by Robert H. Barrieau, Chairman at 9:35 a.m. in Room 117 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Members Present: Robert H. Barrieau, Unlimited Contractor, Chairman
David G. Foster, Unlimited Contractor
Thomas F. Casey, Jr., Unlimited Contractor
Cameron G. Champlin, Jr., Unlimited Journeyperson
Ronald J. Crabb, Unlimited Journeyperson
Philip H. Benoit, Limited Sheet Metal Journeyperson
Joseph Leggo, Public Member

Members Absent: Michael Rosario, Unlimited Journeyperson
Patrick Duane, Limited Sheet Metal Contractor
Joseph Minoski, Public Member

Board Vacancies: Two Public Members, appointed by the Governor

Board Counsel Present: None

DCP Staff Present: Nelson Leon, Board Secretary
Linda Roberts, Executive Assistant
James McCann, Administrative Hearings Attorney
Helen Hillman, Consumer Information Representative
Janita Hamel, Trade Inspector Supervisor
Ray Fuoco, Trade Inspector

Public Present: Rick Dedominicis Shawn Corner Harry Foothorap
Dave Poulin Don Cappelli Jim Donaher
Adam Warzecha Jeffrey Leonowicz Bob Albini
Carlos L. Avila James Walsh Tim O'Connor
William Crowe Ryan Wheelahan David Utz
Aaron Goluboff Brandon Duval
Allen Lamson Marty Waung
Peter Mossa, Jr. Tommy Kilm
Ernest Austin, Jr. Luke J. Ford

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

Agency Web site: www.ct.gov/dcp

MINUTES OF PREVIOUS MEETINGS

The Board voted unanimously to approve minutes of the January 25, 2007 meeting with an amendment to page-1, correcting spelling of public present to reflect (David Roche).

APPLICATIONS

Christopher J. Grenier, Webster, MA – (S-1) Unlimited Contractor Application – Denied

The Board voted unanimously to deny Mr. Grenier's application due to lack of occupational heating experience and school related instructional experience.

Andrew W. Morin, Wilton, CT – (S-1) Unlimited Contractor Application – Denied

The Board voted unanimously to deny Mr. Morin's application due to lack of occupational and school related instructional experience, CFC certification, and "Letter of Apprenticeship Completion" certificate.

Miguel A. Rivera, Stratford, CT – (S-7) Limited Contractor Application – Denied

The Board voted unanimously to deny Mr. Rivera's application due to lack of occupational and school related instructional experience, and non-completion of "Statement of Experience" on page-2 of the application.

APPLICANTS APPEARING IN PERSON

Ernest C. Austin, Portland, CT – (S-2) Unlimited Journeyman Application – Approved

The Board voted unanimously to approve Mr. Austin's application, contingent upon receipt of his CFC certification.

Shawn E. Corner, Stratford, CT – (B-2) Limited Journeyman Application – Approved

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

Richard J. Dedominicis, Berlin, CT – (S-2) Unlimited Journeyman Application – Approved

The Board voted unanimously to approve Mr. Dedominicis' application.

Robert Delaney, West Hartford, CT – (S-4) Limited Journeyman Application – No Action

Mr. Delaney was not present at today's meeting. Therefore, the Board took no action.

Brandon K. Duval, Torrington, CT – ((B-2) Limited Journeyman Application – Approved

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

James A. Gaski, Bristol, CT – (S-8) Limited Journeyman Application – No Action

Mr. Gaski was not present at today's meeting. Therefore, the Board took no action.

Allen H. Lamson, Harwinton, CT – (S-1) Unlimited Contractor Application – Approved (S-2)

Mr. Lamson changed his application to an (S-2) Unlimited Contractor application.

The Board voted unanimously to approve Mr. Lamson's (S-2) Unlimited Contractor application.

Jeffrey A. Leonowicz, Ellington, CT – (S-2) Unlimited Journeyman Application – Denied

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

Armando Rodriguez, Hartford, CT – (S-8) Limited Journeyman Application – Approved (B-2)

The Board voted unanimously to deny Mr. Rodriguez's application due to lack of required occupational related experience. Mr. Rodriguez changed his Application to a (B-2) Limited Journeyman application. After further review of Mr. Rodriguez's (B-2) Limited Journeyman application, the Board voted unanimously to his application.

James J. Walsh, Sherman, CT – (D-2) Limited Journeyman Application – Approved

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

Adam Warzecha, Middletown, CT – (S-2) Unlimited Journeyman Application – No Action

Mr. Warzecha was not present at today's meeting. Therefore, the Board took no action.

Ryan P. Wheelahan, Watertown, CT – (B-2) Limited Journeyman Application – Approved

The Board voted to approve Mr. Wheelahn's application. Board member David G. Foster and Ronald J. Crabb were opposed.

APPLICANTS APPEARING IN PERSON

(The Board voted unanimously to review the following late arriving applicants appearing in person)

Carlos A. Avila, Waterbury, CT – (D-2) Limited Journeyman application – Approved

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

Erik C. Comstock, West Hartford, CT – (S-2) Unlimited Journeyman Application – Approved

The Board voted to approve Mr. Comstock's application. After further review of Mr. Comstock's application, the Board voted to allow Mr. Comstock to apply and sit for the (S-1) Unlimited Contractor application if he successfully passes his (S-2) Unlimited Journeyman examination. Board member Thomas F. Casey, Jr. abstained from voting on this matter.

Aaron M. Goluboff, Wolcott, Ct, (D-2) Limited Journeyman Application – Approved

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

Timothy O'Connor, Bradford, CT – (S-8) Limited Journeyman Application – Approved

The Board voted unanimously to approve Mr. O'Connor's application.

Donald F. Seward, Branford, CT – (B-2) Limited Journeyman Application – Approved

The Board voted to approve Mr. Seward's application. Board Chairman Robert H. Barrieau abstained from voting on this matter.

Martin J. Waung, Bolton, CT – (S-1) Unlimited Contractor Application – Denied

The Board voted to deny Mr. Waung's application due to lack of a required (S-2) Unlimited Journeyman license for a minimum of two years. Board member Cameron G. Champlin, Jr. abstained from participating on this matter. Mr. Waung changed his application to an (S-2) Unlimited Journeyman application. After further review of Mr. Waung's (S-2) Unlimited Journeyman application, the Board voted to deny his application. Board Chairman Robert H. Barrieau and Joseph Leggo voted in favor, Board member Thomas F. Casey, Jr., David G. Foster and Ronald J. Crabb were opposed, Board member Philip H. Benoit did not vote on this matter, Board member Cameron G. Champlin, Jr. abstained from participating on this matter

MISCELLANEOUS

The Board voted unanimously to refer to DCP Trade Enforcement Division, all applicants who appeared before the Board today under "Applicants Appearing In Person" requesting reconsideration of unregistered apprenticeship hours, and that Mr. Maloney follow-up with the Board on the progress and status concerning the applicants not being registered as apprentices by either their current and/or past employers.

CORRESPONDENCE

1. Correspondence dated 4/22/04 & 6/6/06 from Richard M. Hurlburt, DCP Occupational and Professional Licensing Division Director, regarding sheet metal work.
2. Correspondence dated 12/8/06 from Jerry P. Padula, Esq., DCP Legislative & Administrative Advisor, addressed to Jack M. Guerrero, Apprenticeship Program Manager, regarding a change in the Department of Labor policy that would shorten the period of time, known as the "Pending Period," that an apprentice will be allowed to prepare for and successfully pass the licensing examination.
3. Correspondence dated 3/5/07 from the CT Attorney General's Office, regarding the CT Attorney General Richard Blumenthal urging a Minnesota outdoor wood boiler manufacturer to withdraw its threat to sue a Connecticut scientist for publishing an article on the serious health risks of such boilers and promising to intervene in support of the scientist if an action is filed.

FORMAL ADMINISTRATIVE HEARINGS

In the Matter of Thomas Charles Docket No. 06-977

This matter was continued at the Board's August 24, 2006, October 26, 2006, and January 25, 2007 meetings.

A Formal Administrative Hearing was held on this matter today and the hearing was concluded. After further review and discussion concerning this matter, the Board voted unanimously to issue a Cease and Desist Order, Civil Penalty in the amount of \$521,500.00 and revocation of Mr. Charles' (S-1) Unlimited Contractor license and (SM-1) Limited Sheet Metal Contractor license.

In the Matter of Guillermo Gonzalez Docket No. 06-2709

In the Matter of Jorge Amador Docket No. 06-2710

A Formal Administrative Hearing was held on this matter today and the hearing was concluded. After further review and discussion concerning this matter, the Board voted unanimously to issue a Cease and Desist Order, Civil Penalty in the amount of \$14,500.00 and suspension of Mr. Gonzalez's (D-1) Limited Contractor license until such time he has paid the Civil Penalty and appears before the Board to request reinstatement of his (D-1) Limited Contractor license.

There being no further business, the meeting adjourned at 2:20 P.M.

Respectfully submitted,

Nelson Leon
Board Secretary

The next meeting is scheduled for Thursday, May 24, 2007 at 9:30 A.M. in Room 117.