

MINUTES

HEATING, PIPING, COOLING AND SHEET METAL WORK EXAMINING BOARD

JANUARY 22, 2009

The meeting was called to order by David G. Foster, Acting Chairperson at 9:33 a.m. in Room 117 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Members Present: Robert H. Barrieau, Unlimited Contractor, Acting Chairperson
Thomas F. Casey, Jr., Unlimited Contractor
David G. Foster, Unlimited Contractor / General Contractor
Patrick Duane, Limited Sheet Metal Contractor
Philip H. Benoit, Limited Sheet Metal Journeyperson
Ronald J. Crabb, Unlimited Journeyperson
Michael Rosario, Unlimited Journeyperson
Cameron G. Champlin, Jr., Unlimited Journeyperson
Philip Kent, Esquire, Public Member
Barbara Riotte, Public Member

Members Absent: Christopher M. Dupuis, Public Member

Board Vacancies: One Public Member, appointed by the Governor

Board Counsel Present: None

DCP Staff Present: Nelson Leon, Board Secretary
Richard M. Hurlburt, Director
Vicky Bullick, Administrative Hearings Attorney

Public Present:

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|------------------------|-------------------|--------------------|
| Elijah El-Hajj-Bey | Dave Langdon | Shaun Brennan |
| Mark Philhower, Jr. | Francois Soljour | Steve Sofianos |
| Roy Friedman | Anthony Latuga | Michael Morlock |
| William Jenkinson, III | Brendan Corbin | Heath Genereux |
| Mike Wagner | Jeff Leonowicz | Tom Gillespie |
| Robert T. McDaniel | Jerry Crispino | Joseph DeCrescenzo |
| Gennaro Iasalvatore | Dale Carlson | Russ Notte |
| Joel Lambert | David Wittig | Michael Maulucci |
| Lewis Cox | Jeff Rapoza | Robert Miller |
| George Matyas | Mark Mastropasqua | |
| Matthew Jones | John Goncalves | |

Note: The administrative functions of this Board 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

ACTING CHAIRPERSON APPOINTMENT FOR TODAY'S MEETING

The Board unanimously voted to appoint David G. Foster as Acting Chairperson for today's meeting.

MINUTES OF PREVIOUS MEETINGS

The Board voted unanimously to approve minutes of the November 20, 2008 Heating, Piping, Cooling and Sheet Metal Work Examining Board meeting.

BOARD MEMBER APPOINTMENTS

1. Appointment letter dated December 8, 2008 from the Honorable Governor M. Jodi Rell, concerning the appointment of Philip Kent, Esquire, as a Public Member to the Heating, Piping, Cooling and Sheet Metal Work Examining Board, in succession to Paula Welch.
2. Appointment letter dated December 8, 2008 from the Honorable Governor M. Jodi Rell, concerning the appointment of Barbara Riotte as a Public Member to the Heating, Piping, Cooling and Sheet Metal Work Examining Board, in succession to Joseph Leggo.

Philip Kent and Barbara Riotte were sworn-in by Attorney Bullock.

APPLICATIONS

Dennis Alvarado, White Plains, NY – (S-10) Limited Journeyman – Denied

The Board voted unanimously to deny Mr. Alvarado's application due to lack of required occupational and school related instruction experience.

Shawn Brennan, Newington, CT – (S-2) Unlimited Journeyman – Approved (S-10)

Mr. Brennan changed his license category to (S-10) Limited Journeyman. The Board voted unanimously to approve Mr. Brennan's (S-10) Limited Journeyman application.

Dale R. Carlson, Hartford, CT – (SM-2) Limited Sheet Metal Journeyman – Approved

The Board voted to approve Mr. Carlson's application based on a qualifying hardship, pending CHRO review. Mr. Kent abstained from voting and Mr. Benoit was opposed.

Brendan R. Corbin, Bristol, CT – (S-2) Unlimited Journeyman – Approved

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

Lewis Cox, Boardman, OH – (SM-2) Limited Sheet Metal Journeyman – Approved

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

Gerald Crispino, Plantsville, CT – (HP-1) Limited Contractor – No Action

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

Joseph R. Decrescenzo, Portland, CT – (S-2) Unlimited Journeyman – Approved

The Board voted to approve Mr. Decrescenzo's application. Mr. crabb was opposed.

MR. BARRIEAU ARRIVED AT 10:05 A.M. AND TOOK OVER AS ACTING CHAIRPERSON

Elijah W. El-Hajj-Bey, Windsor, CT – (S-1) Unlimited Contractor – Approved (S-9)

Mr. El-Hajj-Bey changed his license category to (S-9) Limited Contractor. The Board voted to approve Mr. El-Hajj-Bey's (S-9) Limited Contractor application. Mr. Barrieau was opposed.

John H. Goncalves, Harwinton, CT – (S-2) Unlimited Journeyman – Approved (D-2)

Mr. Goncalves changed his license category to (D-2) Limited Journeyman. The Board voted unanimously to approve Mr. Goncalves' (D-2) Limited Journeyman application, and have his application referred to DCP Trade Enforcement Division for investigation of his current employer (Connecticut Energy Management) for not registering him as an apprentice.

Yeudy Herrera, White Plains, NY – (S-10) Limited Journeyman – Denied

The Board voted unanimously to deny Mr. Herrera's application due to lack of required school related instruction experience.

Carmine J. Iapaluccio, Danbury, CT – (S-2) Limited Journeyman – Approved

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

Gennaro lasalvatore, Hamden, CT – (S-2) Unlimited Journeyman – Approved (D-2)

Mr. lasalvatore changed his license category to (D-2) Limited Journeyman. The Board voted unanimously to approve Mr. lasalvatore's (D-2) Limited Journeyman application.

William J. Jenkinson, III, Taunton, MA – (S-4) Limited Journeyman – Approved

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

Matthew E. Jones, Columbiana, OH – (SM-2) Limited Sheet Metal Journeyman – Approved

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

Michael S. Lachance, N. Grosvenordale, CT – (S-1) Unlimited Contractor – Approved (S-4)

Mr. Lachance changed his license category to (S-4) Limited Journeyman. The Board voted unanimously to approve Mr. Lachance's (S-4) Limited Journeyman application

David A. Langdon, Beacon Falls, CT – (S-1) Unlimited Contractor – Approved

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

Anthony Latuga, N. Oxford, MA – (S-1) Unlimited Contractor – Approved (S-4)

Mr. Latuga changed his license category to (S-4) Limited Journeyman. The Board voted unanimously to approve Mr. Latuga's (S-4) Limited Journeyman application

Jeffrey A. Leonowicz, Enfield, CT – (S-2) Unlimited Journeyman – Approved

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

Clarina Marius, East Hartford, CT – (SM-2) Limited Sheet Metal Journeyman – Denied

The Board voted unanimously to deny Ms. Marius' application due to lack of required school related instruction experience (short 1 ½ years of school related instruction experience).

George Matyas, Youngstown, OH – (SM-2) Limited Sheet Metal Journeyman – Approved

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

Robert McDaniel, Uxbridge, MA – (S-2) Unlimited Journeyman – Approved (D-2)

Mr. McDaniel changed his license category to (D-2) Limited Journeyman. The Board voted unanimously to approve Mr. McDaniel's (D-2) Limited Journeyman application.

Robert C. Miller, Branford, CT – (S-1) Unlimited Contractor – Approved

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

Mark A. Philhower, II, Middletown, CT – (D-2) Limited Journeyman – Approved

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

Henry Phillips, Bristol, CT – (S-2) Unlimited Journeyman – No Action

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

Jeffrey Rapoza, Johnston, RI – (D-1) Limited Contractor – Approved

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

Robert E. Smeeton, Columbia, CT – (S-2) Unlimited Journeyman – Approved
The Board voted unanimously to approve Mr. Smeeton's application.

Chris J. Stellato, West Haven, CT – (G-2) Limited Contractor – No Action
Mr. Stellato did not appear today and the Board took no action.

Michael J. Wagner, Bristol, CT – (S-3) Limited Contractor – Approved
The Board voted unanimously to approve Mr. Wagner's application.

David Wittig, Ellington, CT – (D-2) Limited Journeyman – Approved
The Board voted unanimously to approve Mr. Wittig's application.

REQUESTING REINSTATEMENT OF EXPIRED LICENSE

Roy Friedman, Bridgeport, CT – (S-1) Unlimited Contractor (Expired 8/31/05)
The Board voted unanimously to allow reinstatement of Mr. Friedman's license with payment of back fees from 8/31/05, contingent upon verification of no complaints, violations and CHRO review.

Heath Genereux, Stratford, CT – (SM-4) Limited Sheet Metal Journeyman (Expired 8/31/06)
The Board voted unanimously to allow reinstatement of Mr. Genereux's license with payment of back fees from 8/31/06, contingent upon verification of no complaints, violations and CHRO review.

Steven Houston, Peekskill, NY – (SM-2) Limited Sheet Metal Journeyman (Expired 8/31/03)
Mr. Houston did not appear today and the Board took no action.

Thomas J. Gillespie, Shelton, CT – (B-1) Limited Contractor (Expired 8/31/06)
The Board voted unanimously to allow reinstatement of Mr. Gillespie's license with payment of back fees from 8/31/06, contingent upon verification of no complaints, violations and CHRO review.

Tommy E. Lillard, Meriden, CT – (SM-2) Limited Sheet Metal Journeyman (Expired 8/31/07)
Mr. Lillard did not appear today and the Board took no action.

Michael Maulucci, Plainville, CT – (B-2) Limited Journeyman (Expired 8/31/07)
The Board voted unanimously to allow reinstatement of Mr. Maulucci's license with payment of back fees from 8/31/07, contingent upon verification of no complaints, violations and CHRO review.

Michael Morlock, Brookfield, CT – (G-2) Limited Journeyman (Expired 8/31/03)
The Board voted unanimously to allow reinstatement of Mr. Morlock's license with payment of back fees from 8/31/03, contingent upon verification of no complaints, violations and CHRO review.

Russell J. Notte, W. Harrison, NY – (S-2) Unlimited Journeyman (Expired 8/31/07)
The Board voted unanimously to allow reinstatement of Mr. Notte's license with payment of back fees from 8/31/07, contingent upon verification of no complaints, violations and CHRO review.

Steve Sofianos, Newington, CT – (S-2) Unlimited Journeyman (Expired 8/31/07)

The Board voted unanimously to allow reinstatement of Mr. Sofianos' license with payment of back fees from 8/31/07, contingent upon verification of no complaints, violations and CHRO review.

Daniel Testman, Lawrenceville, GA – (D-2) Limited Journeyman (Expired 8/31/04)

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

Brian J. Wolff, Branford, CT – (D-2) Limited Journeyman (Expired 8/31/06)

The Board voted unanimously to allow reinstatement of Mr. Wolff's license with payment of back fees from 8/31/06, contingent upon verification of no complaints, violations and CHRO review.

CORRESPONDENCE

1. Heating, Piping, Cooling and Sheet Metal Work Examining Board meeting schedule for 2009..
2. Correspondence dated 11/4/08 from Jim Butler, Town of Southington Building Official, requesting an interpretation concerning the scope of work for a (B-1) Limited Contractor license holder.

The Board unanimously concluded that the scope of work is defined within the Department of Consumer Protection Regulations, Section 20-332-5 (Licenses issued by the state board of heating, piping, cooling, and sheet metal work examiners.).

3. Correspondence dated 12/31/08 from Francois Soljour, expressing his frustration concerning the (SM-2) Limited Sheet Metal Journeyman examination.

The Board unanimously concluded that Mr. Soljour has to pass the (SM-2) Limited Sheet Metal Journeyman examination to receive a Limited Sheet Metal Journeyman license, and instructed him to review examination information at www.psiexams.com.

4. Correspondence regarding Board member appointments and members who may consider and act upon matters concerning sheet metal work.
5. Correspondence regarding solar license types.

The Board voted unanimously to create a task force to develop a course curriculum in support of the ST-1 and ST-2 solar thermal licenses and to establish a resourceful and respected training course for our special needs here in New England.

6. Correspondence dated 10/28/04, regarding the provisions of Chapter 393 as it relates to the handling and installation of manufactured one piece or sectional combination fume hoods, casework framed assemblies or laboratory furniture.

7. Correspondence of the Board's decision at their 6/23/05 meeting regarding Chapter 393 of the Connecticut General Statutes, Section 20-332-1 (y), as the jurisdictional language for sheet metal work in the state of Connecticut.
8. Correspondence regarding a court case concerning "Handling" and "Installation" work.
9. Correspondence dated 1/8/09, regarding David Winchell's inquiry regarding operating stationary engineer licensing.
10. Correspondence dated 1/9/09, requesting permission for Charles Berthelson to take the (S-2) Unlimited Journeyman examination.

The Board unanimously concluded that Mr. Berthelson must apply for the (S-2) Unlimited Journeyman license.

DCP TRADE ENFORCEMENT REPORT

The Board is requesting that DCP Trade Enforcement Division provide them with an update regarding applications the Board forwarded to them to investigate the respective employer(s) applicants for not registering them as apprentices.

The Board was provided with a Trade Enforcement Report concerning issuance of warning letters sent to contactors identified by the Board who have employed unregistered apprentices. The warning letter requires those contractors to properly register their employees in the future or face further action by the department. Going forward after the warning letters are completed, any referrals will be investigated and result in fines, suspension or revocation.

The Board voted unanimously to have a representative of DCP Trade Enforcement Division appear before them at their next meeting scheduled Thursday, March 26, 2009, to discuss the matter of unregistered apprentices, investigations, enforcement and fines.

NEW BUSINESS

1. The Board voted unanimously in support of a bill being submitted again this year by Mr. Champlin concerning any piping that is used to produce anything. This has been an on-going bill for at least five years. The bill addresses specialized processed piping for high pressure steam heating systems usually found in manufacturing plants and dry cleaners that put out between 90-110 lbs of steam that is very dangerous and can take out your hand.
2. The Board discussed the matter concerning the licensing of (OE-2) Stationary Operating Engineers, limiting the period in which DCP may accept application for said license type which are scheduled to expire June 30, 2009. After further discussion on this matter, the Board voted to permanently extend the reissuance of the (OE-2) Stationary Operating Engineers license on a permanent basis with no ending date. Mr. Crabb was opposed.
3. The Board discussed the proposal concerning the establishment of two license categories, (S-11) Limited Contractor and (S-12) Limited Journeyman. The categories are exclusively for residential work only with a limited scope of work not to exceed six tons of cooling installations, steam pressure not exceed six pounds, and the installation or servicing of oil burners handling up to two gallons per hour.

There being no further business, the meeting adjourned at 12:50 p.m.

Respectfully submitted,

Nelson Leon
Board Secretary

The next meeting is scheduled for Thursday, March 26, 2009 at 9:30 a.m. in Room 117.