

**Massachusetts State Board of Electricians
Regular Meeting Minutes
October 30, 2015**

Held at 1000 Washington Street Room 1D, Boston, MA
Boston, MA 02118

Board of State Examiners of Electricians convened its regular board meeting. Items listed in order of consideration.

At 10:24 A.M. on a matter not reasonably anticipated the Chair announced that the Board would be entering executive session per M.G.L. c. 30A, s. 21 to discuss pending litigation where an open meeting may have a detrimental effect on the litigating position of the Board. The Chair estimated that the Board would be in Executive Session for approximately 30 mins.

A motion was made by Mr. Meehan and seconded by Mr. Fenton and this motion was approved by roll call vote to enter into Executive Session (Separate Minutes maintained)

Vote: In favor: Gerald Graham, Steven LeVangie, Paul Cormier, Lisa Podgurski,
David Fenton, Peter Senopoulos, Thomas Leahy, James Meehan

Opposed: None

Abstained: None

Recused: None

- 1) Upon exiting Executive Session the regular meeting was called to order by the Chairman at 10:53 A.M.

The following Board members were present:

Peter Senopoulos, Fire Marshal Designee, Chair

Gerald Graham, Inspector of Wires Member

David Fenton, Journeyman Electrician Member

Paul Cormier, MAVA Member

Steven LeVangie, Electrical Contractor Member

Thomas Leahy, Systems Technician Member

Lisa Podgurski, Public Member

James Meehan, International Municipal Signalman Association Member (departed 2:45PM)

The following Board members were absent:

David Edmonds, Dept of Elementary and Secondary Education Designee

Kathleen Guinee, Systems Contractor Member

Ryan Toland, Master Electrician Member

The following members of the DPL Staff were present:

Robert Ferguson, Exec. Director

Tamara Smith, Prog. Coordinator

James Murphy, Assoc. Executive Director

Charles Kilb, Board Counsel

Richard Paris, Investigator

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- 2) The Board considered the minutes from the meeting of September 28, 2015.

A motion was made by Ms. Podgurski and seconded by Mr. Graham and it was so unanimously
Voted: To approve the minutes as presented

- 3) Sanction was given by the signatures of the Board Members present to the issuance of licenses by Reciprocity, as a result of Board Action on September 28, 2015 in accordance with the following schedule:

Master

Eric M. Nimer

Arthur J. Takes

Journeyman

Brent D. Burishkin

Kevin J. Castonguay

Michael E. Daigle

Jesse R. Dewkett

Tristan R. Evans

Adam N. Hamilton

Michael B. Lovely

Ryan M. Lowell

Daniel A. Mecke

Eric M. Nimer

Derek J. Reardon

Arthur J. Takes

A motion was made by Mr. Cormier and seconded by Ms. Podgurski and it was so unanimously
Voted: To ratify the schedule as presented

- 4) The chair announced that the next scheduled Board meeting will be on November 23, 2015.
- 5) The Executive Director submitted recommendations for the issuance of the following licenses by reciprocity with New Hampshire

Peter J. Blake, Journeyman

Nathan D. Caron, Journeyman

Stephen R. Gallagher, Journeyman

Stephen R. Gallagher, Master

William H. Murphy IV, Journeyman

Paul A. Powers, Journeyman

Benjamin F. Prescott, Journeyman

Charles M. Rathbun, Journeyman

Mark J. Skinner, Master

Jesse M. White, Journeyman

Geoffrey J. Wood, Master

A motion was made by Ms. Podgurski and seconded by Mr. Graham and it was so unanimously
Voted: To grant the listed reciprocal licenses.

- 6) The Board considered Corporate and individual license changes submitted to the Board office:

Removals

John W. Alesse
(New England Electrical Co.)

William C. Allison
(Alarm New England LLC)

Eric P. Dahlquist
(Triad Personnel Services Inc dba General
Employment Staffing)

Dana N. Gleason
(J Lee Associates Inc)

J Raymond Leger
(LL Venture Corp dba Ruel electric)

David J. Lieber
(Renewable Construction Services Company)

Steven R. Marcouillier
(Resolution Solar LLC)

Additions

Alarm New England LLC
(Richard D. Moody Jr.)

Antronics Inc
(Chris Karimbakas)

Boston Sila Electric LLC
(James Lynch)

Demarse Electric Inc
(Andrew F. Greenwich)

Duplease Electric Inc
(Donald E. Duplease Jr.)

Heritage Plumbing & Heating Inc
(Ryan J. Carrier)

JLee Associates Inc
(Edward Noseworthy)

John E. Noonan III
(John Noonan Electric Inc)

Richard R. Pare Jr.
(Electrical Concepts LLC)

Robert A. Piquette
(Eldridge Electric Inc)

James R. Reinhardt
(Roof Diagnostics Solar of Mass LLC dba
NRG Home Solar)

John Noonan Electric Inc
(John E. Noonan IV)

Next Gen Electric Inc
(Brett A. Duguay)

Patriot Electric & Security LLC
(Nicholas G. Sacramona)

**Roof Diagnostics Solar of Mass LLC dba NRG
Home Solar**
(Peter J. LaCamera)

S Keyes Electric Inc
(Steven R. Keyes)

True North Electrical Co Inc.
(John W. Alesse)

A motion was made by Ms. Podgurski and seconded by Mr. Leahy and it was so unanimously
Voted: To approve the applications as presented

7) Reports

- September Exam License issuances

Journeyman	33
Master	10
Systems Technician	3
Systems Contractor	3

- Legislative update -

The Board skipped to item 9

- 8) The Board continued discussion on the subject of apprentice registration. Counsel advised that while the Board does not require apprentices to be licensed to work, the Board also sets requirements for qualification for exam and can mandate registration of apprenticeship in regulation as a matter of course to get to licensure. The Board discussed briefly and tabled the matter for continued discussion at the next meeting.

The Board then continued to item 10(b)

9) Executive Director updates

- a) The Executive Director spoke regarding various stakeholder meetings held to solidify and endorse certain bills and stated a hearing will be held before the committee on November 10. Ms. Gloria Craven added mention of SEN135 SEN198 HB194.

10) Subcommittees

- a) Education subcommittee reported on the meeting held October 8, as regards (i) IOW continuing education Mr. Graham stated that the education subcommittee suggests that CEU providers propose a curriculum for the additional 6 hours. As regards (ii) NH reciprocity agreement the subcommittee opined that the Board will enforce the CMR requirement of education but in the spirit of the executive order to require all Master applicants after 7/31/16 to supply the 150hr education requirement. Also to continue the practice of allowing MA Journeyman electricians to obtain permits. The Board also considered a communication from Mark Hilbert was presented to the Board requesting that the Board not implement a retroactive requirement of the 150 hours of education on current Master licensees.

A motion was made by Ms. Podgurski and seconded by Mr. Fenton and it was so unanimously

Voted: To enforce the 150 hrs education requirement by verifiable documentation for reciprocal Master license applicants effective immediately.

Joe Casey of the NH Board commented that he agreed with the Board's implementation of the agreement adding that he thought it was fair and he thanked the Board looking forward to continuing the relationship with MA.

Counsel further mentioned that it would be up to MA and NH boards to decide whether the need for updating the agreement was necessary.

The Board returned to item 8 of the agenda

- b) CMR and Education joint subcommittee reported on its meeting held October 18, 2015. Mr. Cormier updated the Board on the subcommittee's progress
- c) Counsel distributed a list of the Board and subcommittee chairs and memberships and explained that November MGL amendments caused an inadvertent change to the meaning in chapter 13 section 32. Mainly that the Fire Marshal is no longer stated as being the chair of the Board requiring that the Board members elect a chair. In addition the Board amended the standing subcommittee memberships.

I. FULL BOARD

PETER A. SENOPOULOS, Fire Marshal Designee – CHAIR
PAUL J. CORMIER, MAVA
DAVID EDMONDS, DESE Designee
DAVID W. FENTON, Journeyman Electrician
GERALD GRAHAM, Wire Inspector
KATHLEEN E. GUINEE, Systems Technician
THOMAS LEAHY, Systems Contractor
STEPHEN LEVANGIE, Electrical Contractor
JAMES J. MEEHAN, International Municipal Signal Association,
LISA PODGURSKI, Public Member
RYAN E. TOLAND, Master Electrician

II. EDUCATION SUBCOMMITTEE

DAVID EDMONDS, DESE Designee – CHAIR
PAUL J. CORMIER, MAVA
DAVID W. FENTON, Journeyman Electrician – VICE CHAIR
LISA PODGURSKI, Public Member

III. INSPECTOR CE AND RECIPROCITY SUBCOMMITTEE

GERALD GRAHAM, Wire Inspector – CHAIR
THOMAS LEAHY, Systems Contractor – VICE CHAIR
STEPHEN LEVANGIE, Electrical Contractor

IV. REGULATION (CMR) SUBCOMMITTEE

KATHLEEN E. GUINEE, Systems Technician – CHAIR
THOMAS LEAHY, Systems Contractor
JAMES J. MEEHAN, International Municipal Signal Association – VICE CHAIR
RYAN E. TOLAND, Master Electrician
GERALD GRAHAM, Wire Inspector

A motion was made by Ms. Podgurski and seconded by Mr. Graham and it was so unanimously
Voted: To elect the State Fire Marshal as chair of the Board and in the Marshal's absence,
the Marshal's current designee, Peter Senopoulos.

Abstained: Peter Senopoulos

A motion was made by Mr. Fenton and seconded by Ms. Podgurski and it was so unanimously
Voted: To amend the subcommittee memberships as stated.

- 11) Counsel distributed copies of the Board's amended CORI policy for Board review and ratification at the November meeting.
- 12) The Board considered matters not reasonably anticipated by the chair.

- Gloria Craven of MSCA inquired regarding the timeline of the exam questions review by PSI. The Executive Director stated that PSI has not indicated a schedule to him yet and he would provide information as soon as it became available.

At 12:26 PM A motion was made by Ms. Podgurski and seconded by Mr. Fenton and it was so unanimously
Voted: To recess for lunch.

At 12:58 PM the Board reconvened and went to item 15

13) Executive Session

At 1:05 A.M. the Chair announced that the next agenda item would require the Board to close the open session and enter executive session per M.G.L. c. 30A, s. 21 to discuss an individual's character, rather than competence, and to discuss pending litigation where an open meeting may have a detrimental effect on the litigating position of the Board. The Chair estimated that the Board would be in Executive Session for approximately one hour.

A motion was made by Ms. Podgurski and seconded by Mr. Cormier and this motion was approved by roll call voted: To enter into Executive Session (Separate Minutes maintained)

In favor: Gerald Graham, Steven LeVangie, Paul Cormier, Lisa Podgurski, David Fenton, Peter Senopoulos, Thomas Leahy, James Meehan

Opposed: None

Abstained: None

Recused: None

a) Exam applicant character reviews

(i) J.B.C.

(ii) K.J.F. – Tabled in absence

(iii) P.J.L.

(iv) Z.D.T

1:40 P.M. Upon exiting Executive Session the Board continued to item 14

14) Quasi-Judicial Session (closed session)

A motion was made by Mr. Cormier and seconded by Mr. LeVangie and it was so by a majority

Voted: To enter quasi-judicial session to hear the matter concerning John Weiss

Recused: Gerald Graham, Paul Cormier

2:45 PM Mr. Meehan left the meeting

At 2:47 the Board continued to item 16

15) Investigative conference (closed session)

At 1 P.M. A motion was made by Mr. Leahy and seconded by Mr. Graham and it was so unanimously

Voted: To enter Investigative Conference.

- a) Prosecutors addressed the Board with permission granted from opposing counsel on the following matters:

Henderson – EL-14-103 Dismissed

The Board returned to item 13

b) Pending Board decision

(i) EL-15-128 - forward for prosecution

(ii) EL-16-014 - forward for prosecution

- (iii) EL-16-019 - forward for prosecution
- (iv) EL-16-020 - forward for prosecution
- (v) EL-16-021 - forward for prosecution
- (vi) EL-16-022 – Dismiss w/o prejudice
- (vii) EL-16-023 – return for Investigative f/u
- (viii) EL-16-024 - forward for prosecution
- (ix) FA-16-003 - forward for prosecution
- (x) FA-16-004 -
- (xi) SA-EL-16-001 – Open complaint

At 3:35 PM A motion was made by Ms. Podgurski and seconded by Mr. Graham and it was so unanimously

Voted: To exit Investigative Conference and go to item 17.

16) Quasi-Judicial Session (closed session)

a) EL-14-095

A motion was made by Ms. Podgurski and seconded by Mr. Graham and it was so unanimously

Voted: To issue a final decision and order.

b) EL-15-088

A motion was made by Ms. Podgurski and seconded by Mr. Graham and it was so unanimously

Voted: To issue a final decision and order.

At 2:57 P.M. A motion was made by Mr. Cormier and seconded by Ms. Podgurski and it was so unanimously

Voted: To exit Quasi-judicial session.

2:57 P.M. The Board returned to 15(b)

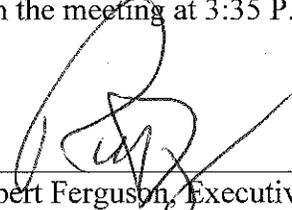
17) Chairman (Fire Marshal's Designee) requested a motion to adjourn the meeting.

A motion was made by Mr. Cormier and seconded by Ms. Podgurski and it was so unanimously

Voted: To adjourn the meeting at 3:35 P.M.

A true copy.

ATTEST:


Robert Ferguson, Executive Director

11/23/15
Date

List of Documents used at the meeting

1. Meeting agenda
2. Draft minutes from September 28, 2015 meeting.
3. Schedule of licenses issued by reciprocity on September 28, 2015.
4. Mark Hilbert communication
5. Draft amended CORI policy.
6. Member and chair master list.