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BOARD OF STATE EXAMINERS OF ELECTRICIANS
OPEN SESSION MINUTES

In accordance with the provisions of G.L. c. 30A § 20, the
Board of State Examiners of Electricians convened a regular monthly meeting on:

Microsoft Teams Meeting
December 20, 2021

The topics shown below were discussed at the aforementioned meeting:
10 A.M. The chair called the open meeting to order.

INFORMATIONAL NOTE: All votes were taken by roll call. Where each member voted in favor, the vote will be reported as unanimous.

Roll Call, by Chair:

Board members present:

Kathleen Guinee, Systems Technician Member (Chair)

Paul Vigneau, State Fire Marshal Designee

James Colleary, Inspector of Wires Member

Brendan E. Driscoll, Journeyman Electrician Member

John Bagni, MAVA Member

Daniel C. Cahill, Electrical Contractor Member

Paul J. Malagrifa, International Municipal Signal Association, Member (Vice Chair)

Thomas Cunningham, Master Electrician Member

Ellen Dorian, Public Member

Board members absent:

David Edmonds, Dept. of Elementary and Secondary Education Designee

DPL Staff present:

Esther Laine, Deputy Commissioner

Tamara Smith, Program Coordinator

Milla Lewis, Administrative Assistant

Charles Kilb, Counsel

Syno Tell, Investigator



1. Consideration of the November 22, 2021, meeting minutes.

P. Malagrifa made a motion P. Vigneau seconded and it was so unanimously voted to approve the minutes as presented

2. **Review/Discuss** other reports:

- a) **Executive Director Report**– Deputy Commissioner Laine stated that she expects the new hire for Executive Director to be complete before the end of the year.
- b) **Office of Investigations** – No report available
- c) **Legal Counsel** – Counsel stated as to remote Board meetings that the current allowance expires in April and the Board will be updated regarding any further direction.
- d) **Board of Fire Prevention Regulations** – P. Vigneau indicated that the Electrical Advisory Committee is still in the process of coordinating meetings, at which time the uniform permit application will be discussed.
- e) **Legislative matters** – no formal matters to report.

3. **Review** the list of license applicants approved by staff for reciprocity:

Name	Type
John Fearon	Master
Calin Lisk	Journeyman
Tyler McGowan	Journeyman
Rance Morton	Journeyman
James Nee	Journeyman
Jeffrey Neumayer	Journeyman
Joseph Pellitteri	Journeyman
Joseph Poitras	Journeyman
Maria Ragusa	Journeyman
Kevin Reeves	Journeyman
Keith Roussel	Journeyman
Mason Varcoe	Journeyman
Scott Vivian	Journeyman

FYI Only, no action taken

4. **Review** list of business license approvals by staff

Business Name	Primary Owner	Licensee of Record (LOR)	License Type	Issued Business License Number
Light It Up LLC	Brian Higgins	Brian Higgins	Master	8223-EL-A1
Lunex Power Inc	Daniel Gawrych	Craig Lumb	Master	8225-EL-A1

Business Name	Primary Owner	Licensee of Record (LOR)	License Type	Issued Business License Number
New England Fire Systems Inc	Craig A. Reale	Craig A. Reale	Master	8222-EL-A1
Original Contracting LLC	Thomas J. Kelly	Joseph W. Griffin	Master	8224-EL-A1
WL Electric Inc	Willians Alvarado	Willians Alvarado	Master	8221-EL-A1

FYI Only, no action taken

5. **Discuss** subcommittee meetings and reports:

- a) **Regulation\CMR Subcommittee** –Nothing to report
- b) **Education Subcommittee** – Nothing to report
- c) **Interpretation Subcommittee** – Nothing to report
- d) **Planning and Research Subcommittee**– Nothing to report

6. **Discuss** other matters not reasonably anticipated 48 hours in advance of the meeting.

- John Bagni recapped the issues raised at previous Board meetings with online permitting in cities and towns. State fire marshal designee Paul Vigneau indicated it would be a matter for the Board of Fire Prevention Regulations and noted he would confer with Board Counsel if a joint memo to Inspectors is deemed appropriate.
- John Bagni mentioned that Inspector of Wires Training should be revisited in January and to add to the January agenda for discussion. This may be a matter for the Education subcommittee

7. **Board of Electricians' Appeals [open hearings, closed deliberations per M.G.L c. 30A, §18]**

10:44A.M. J. Colleary made a motion P. Malagrifa seconded, and it was so unanimously voted to convene the Board of Appeals

- a) BEA-21-000007 The Party Trust v James Perry, Town of Halifax

The parties giving testimony were sworn in, exhibits accepted, and each party was given an opportunity to present their position. The Board engaged in no deliberation in open session. Concluding the hearing at 11:22 A.M. J. Colleary made a motion P. Malagrifa seconded, and the Board unanimously voted to close this hearing and deliberate in quasi-judicial session. The chair advised the parties that the written decision would be disseminated within 45 days.

8. **Executive Session (M.G.L. c. 30A, §21 – Closed session)**

The chair announced that the remaining agenda items would be in closed session and the Board did not anticipate any matters for open session and would be adjourning upon conclusion of Investigative Conference. The chair then closed the public portion of the meeting and the Board commenced quasi-judicial session for appeals.

At 11:53 A.M., J. Bagni made a motion P. Vigneau seconded, and the Board unanimously voted to enter Executive Session to discuss individuals character, rather than competence as well as pending litigation per M.G.L. c. 30A, §21. The chair noted that after the Executive Session, expected to last 15-30 minutes, the Board would discuss matters in Investigative Conference and then adjourn, the Board would not be returning to open session.

VOTE:

<u>MEMBER</u>	<u>YEA</u>	<u>NEA</u>	<u>RECUSED/ABSTAINED</u>
K. Guinee	X		
J. Bagni	X		
J. Colleary	X		
T. Cunningham	X		
P. Vigneau	X		
E. Dorian	X		
D. Cahill	X		
B. Driscoll	X		
P. Malagrifa	X		

9. Investigative Conference (M.G.L. c. 112, § 65C – Closed session)

12:39 P.M. P. Malagrifa made a motion to enter Investigative Conference, J. Colleary seconded, and the motion was unanimously approved.

- a) Discussion of complaints prior to the issuance of an order to show cause

Docket	Recommendation
2021-000919-IT-ENF	Forward for Prosecution
2021-000969-IT-ENF	Forward for Prosecution
2021-000915-IT-ENF	Dismiss w/o prejudice
2021-000921-IT-ENF	Forward for Prosecution
2021-000912-IT-ENF	Forward for Prosecution
2021-001058-IT-ENF	Forward for Prosecution

P. Vigneau made a motion P. Malagrifa seconded and the Board unanimously voted to ratify the aforementioned decisions

- b) Discussion of the terms of a negotiated settlement of a complaint

None

10. Quasi-Judicial Session (Closed per M.G.L c. 30A, §18)

The Board deliberated BEA-21-000007, a written decision will be issued.

11. Adjournment – the next meeting is scheduled to be January 24, 2021 at 10 A.M.

P. Malagrifa made a motion J. Bagni seconded and the Board unanimously voted to adjourn the meeting at 12:51 P.M.

Items relied upon during the open meeting

Agenda

Minutes of the meeting November 22, 2021