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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
March 28, 2022

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

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

Thomas Cunningham, Master Electrician Member

David Edmonds, Dept. of Elementary and Secondary Education Designee

Ellen Dorian, Public Member

Board members absent:

Daniel C. Cahill, Electrical Contractor Member

DOL Staff present:

Keith Gleason, Executive Director

Tamara Smith, Program Coordinator

Milla Lewis, Administrative Assistant

Charles Kilb, Counsel



1. Consideration of the February 28, 2022, meeting minutes.

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

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

- **Executive Director Report**– The Executive Director reported regarding renewal preparations that staff has been engaging in, including updating the website to make information readily accessible. He also mentioned that disciplinary history is a public record and is reflected on the website.
- **Office of Investigations** – No report available
- **Legal Counsel** – Counsel reiterated the allowance for remote meetings continues through July 15 and advised that the Board should have discussions as to its preference for future live and, if allowed, remote meetings.
- **Board of Fire Prevention Regulations** – P. Vigneau informed the Board that the BFPR will be working on the new electrical code in the near future. The BFPR’s code advisory committee will be reviewing the electrical permit in upcoming meetings as well. The new Fire code is expected to be out in June.
- **Legislative matters** – no formal matters to report.

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

Name	Type
Alec Brouillette	Journeyman
Brian A. Crump	Journeyman
Troy Langlois	Journeyman
Richard W. Litland	Journeyman
Shaun Lyman	Journeyman
Phillip Neal	Journeyman
Hector A. Pazmino	Journeyman

FYI Only, no action taken

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

FYI Only, no action taken

Issued Business License Number	Primary Owner	Licensee of Record (LOR)	License Type	Business Name
8268-EL-A1	Alexander C. Caradimos	Alexander C. Caradimos	Master	Ace Electrical Contractors Inc
8265-EL-A1	Justen Bates	Justen Bates	Master	Bates Electric LLC

8258-EL-A1	Bob Ayer	Brian Berte	Master	Beacon Mechanical Service, LLC
8266-EL-A1	Joseph E. Malone	Joseph E. Malone	Master	Beantown AC, Inc.
8263-EL-A1	William Peters	William Peters	Master	Best Electrical LLC
8259-EL-A1	Nathaniel Wish	Jacob Fredette	Master	CW Enterprises LLC dba Generator Supercenter of MA
8257-EL-A1	Gavin Oddes	Gavin Oddes	Master	GO Electric LLC
8264-EL-A1	Sean G. Grant	Joseph D. Grant	Master	J D Grant Electric Inc.
8256-EL-A1	Electrical Business License	Current	Master	KB-Mac, Inc.
8267-EL-A1	Raymond Landry	Adam Howe	Master	Landry Mechanical Inc
8260-EL-A1	David K. Proulx	David K. Proulx	Master	Proulx Electrical Corp.
8262-EL-A1	Sean F. Matthies	Sean F. Matthies	Master	Sean Matthies Construction Services LLC
8261-EL-A1	Antonio Calgani	Antonio Calgani	Master	Tony Calcagni Electrical Contracting, LLC

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

- **Regulation\CMR Subcommittee** – J. Colleary reported on the CMR subcommittee held on March 18, 2022, at which the subcommittee begun working on inspector and instructor certification as well as DESE Frameworks integration.
- **Education Subcommittee** – D. Edmonds reported on the education subcommittee meeting held on March 11, 2022, which discussed distance education, IEP reviews, and CEP remote classes. With remote CEP classes, Mr. Edmonds noted that the subcommittee voted that some providers were given an approval with an expiration date of the end of the state of emergency, those providers must apply to the subcommittee if they wish to provide further remote education. He added the subcommittee preliminarily discussed the subject of handling IEPs with lapsed approvals and were prepared to discuss with the full Board. The subcommittee plans to hold its next meeting on April 1, 2022.
- **Interpretation Subcommittee** – Nothing to report
- **Planning and Research Subcommittee**– The chair assigned the subcommittee the task of reviewing the Candidate Information Bulletin. The chair stepped down from serving on this subcommittee and named J. Bagni as chair, members B. Driscoll and P. Malagrifa. The subcommittee planned to meet April 14 at 1PM.

6. **Discuss** Lapsed Provider approvals – The Board discussed the matter of how to handle providers whose approval lapsed but continued to teach. Representative Susan Duffy vice president of Wentworth Institute requested to comment as her school had a lapsed status. The Board determined there were two issues at hand being the reapproval of Wentworth and the matter of credit for the students who attended the program during the lapsed period.

- B. Driscoll made a motion to allow a blanket credit toward examination for affected students. P. Malagrifa seconded, members indicated more discussion was needed on the issue of whether the provider in question was reapproved or not, so B. Driscoll withdrew the motion.
- D. Edmonds mentioned that after reviewing the provider application and program submitted at the last subcommittee meeting, he was uncomfortable approving it with the referenced use of Brightspace an online tool for students as he did not want to misconstrue Board approval if there were any online aspects.

J. Bagni made a motion to give preliminary approval of Wentworth pending D. Edmonds' review of the provider application. B. Driscoll seconded. The Board discussed whether further review should occur first, Mr. Bagni then withdrew his motion.

- J. Bagni opined that the Board should consider the role of the insurance bond maintained by the school as part of this matter.

J. Bagni made a motion, B. Driscoll seconded, and the motion was by a majority of the members present

Voted: To investigate whether the Bond is triggered in this situation.

Abstained: E. Dorian, K. Guinee, Cunningham absent, all other members present voted yes

J. Bagni then made a motion to table the matter of awarding student credit pending the Bond findings, B. Driscoll seconded but after discussion the motion was withdrawn as it was noted that some resolution was required.

12:43 P.M. T. Cunningham entered the meeting.

P. Vigneau made a motion, P. Malagrifa seconded, and the motion was by a majority of the members present

Voted: - Upon approval of the education subcommittee of Wentworth's previous and current education, past Wentworth students' education will be honored and if sufficient can be used to sit for examination.

Opposed: J. Bagni

Abstained: K. Guinee

All other members voted yes

1:04 P.M. the Board recessed for 20 minutes

7. **Discuss** other matters not reasonably anticipated 48 hours in advance of the meeting.
 - J. Bagni suggested issuing a notice to Inspectors regarding Sprinklers & Landscape lighting as it pertains to licensing requirement. The members concurred.
8. **Board of Electricians' Appeals [open hearings, closed deliberations per M.G.L c. 30A, §18]**
 - BEA-22-000002 Maggie Vincent v Brian Smith, IOW Town of Concord

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 2:33 P.M. P. Malagrifa made a motion B. Driscoll seconded, and the Board unanimously voted to close the hearing and deliberate in quasi-judicial session.

J. Bagni was recused from the matter.

The chair advised the parties that the written decision would be disseminated within 45 days.

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.

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

2:46 P.M., J. Colleary 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>AYE</u>	<u>NAY</u>	<u>RECUSED/ABSTAINED</u>
K. Guinee	X		
J. Bagni	X		
J. Colleary	X		
T. Cunningham	X		
P. Vigneau	X		
E. Dorian	X		
B. Driscoll	X		
P. Malagrifa	X		
D. Edmonds	X		

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

3:06 P.M. J. Bagni made a motion to enter Investigative Conference, J. Colleary seconded, and the motion was unanimously approved.

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

Docket	Recommendation
2019-001519-IT-ENF	Forward for prosecution
2021-001192-IT-ENF	Withdrawn
2021-001222-IT-ENF	Forward for prosecution
2022-000017-IT-ENF	Withdrawn
2022-000041-IT-ENF	Forward for prosecution
2022-000052-IT-ENF	Forward for prosecution
2022-000073-IT-ENF	Forward for prosecution
2022-000074-IT-ENF	Forward for prosecution
2022-000128-IT-ENF	Forward for prosecution
2022-000158-IT-ENF	Forward for prosecution

J. Bagni made a motion B. Driscoll seconded, and the Board unanimously voted to ratify the aforementioned decisions

2022-000114-IT-ENF	Forward for prosecution
2022-000115-IT-ENF	Forward for prosecution

J. Bagni made a motion P. Vigneau seconded, and the members present voted to ratify the decisions
Recused: J. Colleary

- a) Discussion of the terms of a negotiated settlement of a complaint with James Read, Chief Prosecutor, DOL Office of Prosecutions
 - Maier- 2019-000544-IT-ENF

J. Bagni made a motion J. Colleary seconded, and the Board unanimously voted to continue the matter.

11. Quasi-Judicial Session (Closed per M.G.L c. 30A, §18)-No matters presented

12. Adjournment – the next meeting is scheduled to be May 25, 2022, at 10 A.M.

P. Malagrifa made a motion J. Colleary seconded and the Board unanimously voted to adjourn the meeting at 4:18 P.M.

Items relied upon during the open meeting

Agenda

Minutes of the meeting February 28, 2022