

MINUTES

FIRE PROTECTION SPRINKLER SYSTEMS WORK EXAMINING BOARD

SEPTEMBER 1, 2009

The meeting was called to order by David J. Waskowicz, Chairperson, at 10:00 a.m. in Room 117 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Members Present: David J. Waskowicz – Unlimited Journeyperson, Chairperson
Robert W. Hollis, III – Contractor
Kevin Wypychoski – Contractor
Thomas E. Booth – Unlimited Journeyperson
Ralph Carl Miller – Fire Marshal
Anthony D. Moscato – Fire Marshal
Luis A. Coreano – Public Member
James M. Barry – Public Member

Members Absent: John Michalewicz – Public Member

Board Vacancies: None

Board Counsel Present: None

DCP Staff Present: Nelson Leon

Public Present: Gary A. Hill
Jeffrey Dupont
Dom Accarpio
Tammie Whiting
Paul Lunney
Bill Rhodes

Note: The administrative functions of the Boards, Commissions and Councils are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division. For information contact Richard M. Hurlburt, Director at (860) 713-6135 or Fax: (860) 706-1255.

Agency Website: www.ct.gov/dcp **Division E-Mail:** occprotrades@ct.gov

MINUTES OF PREVIOUS MEETINGS

The Board voted unanimously to approve minutes of the June 23, 2009 Fire Protection Sprinkler Systems Work Examining Board meeting, reiterating that the Board unanimously concluded at their April 28, 2009 meeting that the Wirsbo Aquapex tubing alternate fire sprinkler system described within Mr. Wysocki's handout presented to the Board is in fact fire protection sprinkler work and falls under the fire protection sprinkler work license category.

APPLICATIONS

Robert J. Augusto, Worcester, MA – (F-1) Unlimited Contractor – Denied

The Board voted unanimously to deny Mr. Augusto's application due to lack of a required (F-2) Unlimited Journeyperson license for a minimum of two years.

Daniel Bauer, Killingworth, CT – (F-3) Limited Contractor – Approved

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

Wade P. Champagne, Cranston, RI – (F-2) Unlimited Journeyperson – No Action

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

James C. Durand, Sr., Holyoke, MA – (F-1) Unlimited Journeyperson – Approved (F-2)

Mr. Durand changed his license category to (F-2) Unlimited Journeyperson and the Board voted unanimously to approve Mr. Durand's (F-2) Unlimited Journeyperson application.

Christopher Elliott, South Hadley, MA – (F-1) Unlimited Contractor – Tabled

The Board voted unanimously to table their decision to their next meeting due to lack of an available application for review.

Mathew K. Fregeau, Westfield, MA – (F-2) Unlimited Journeyperson – Approved

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

Randy T. Longe, Valutie, NY – (F-2) Unlimited Journeyperson – Approved

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

Nicholas A. Valente, Danbury, CT – (F-2) Unlimited Journeyperson – Approved

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

LATE ARRIVING APPLICATIONS

(The Board voted unanimously to review the following late arriving applications:)

Jared J. Kane, Holyoke, MA – (F-2) Unlimited Journeyperson – Approved

The Board voted unanimously to approve Mr. Kane's application, contingent upon receipt of the original application and "Apprenticeship Completion" certificate.

Christopher J. Pope, Belchertown, MA – (F-2) Unlimited Journeyperson – Approved

The Board voted unanimously to approve Mr. Pope's application, contingent upon receipt of the original application and "Apprenticeship Completion" certificate.

REQUESTING REINSTATEMENT OF LAPSED LICNESE

Gary A. Hill, Tolland, CT – (F-2) Unlimited Journeyperson (Expired 10/31/07).

The Board voted unanimously to deny Mr. Hill's request due to his license expiring beyond the 365 day statutory limitation to reinstate. Therefore, Mr. Hill must re-apply and re-test for his (F-2) Unlimited Journeyperson license.

BOARD MEMBER RESIGNATION

Mr. Waskowicz presented a letter dated August 31, 2009 from Board member James Barry, Public Member, announcing his resignation from the Board. Mr. Barry has recently been hired as a mechanical contractor by Hart Mechanical in Glastonbury, CT.

TRADE ENFORCEMENT COMPLAINT REPORT

- Complaint status report concerning period 4/28/09 to 6/16/09.

CORRESPONDENCE

- Correspondence dated August 6, 2009 from Richard M. Hurlburt, DCP Occupational and Professional Licensing Division Director, addressed to Richard Granatek, regarding the requirement of permits.
- Correspondence dated 12/15/04 from Christopher R. Laux, State Building Inspector, regarding the process when a licensed contractor delegates the signing of a building permit application to an employee, subcontractor or other agent of the licensed contractor.

PETITION FOR DECLARATORY RULING

In the Matter of: Yuriy Rudshteyn

Attorney Tagatac is requesting a declaratory ruling as to Mr. Rudshteyn's qualification for an (F-1) Unlimited Contractor license, and in the alternative, a declaratory ruling about Mr. Rudshteyn's qualification to receive an (F-2) Unlimited Journeyperson license, and in the event the Fire Protection Board determines that Mr. Rudshteyn does not possess the required occupational and school related instruction experience, Attorney Tagatac requests a declaratory ruling about the specific area or areas where such Board deems Mr. Rudshteyn's experience / instruction deficient.

The Board reviewed Mr. Rudshteyn's (F-1) Unlimited Contractor application at their 4/28/09 meeting and Mr. Hollis motioned and seconded by Mr. Coreano, to deny Mr. Rudshteyn's application due to lack of evidence satisfactory to the Board that Mr. Rudshteyn's work experience and school related instruction education is comparable or similar to the requirements in this state. The motion carried unanimously. The Board suggested that Mr. Rudshteyn can satisfy the school related instruction component by completing the (AFSA) American Fire Sprinkler Association program consisting of 576 hours and that his work experience must be substantiated via notarized statements from his occupational related employers attesting to occupational related dates and duties of employment consisting of 8,000 hours.

The Board also reviewed Mr. Rudshteyn's (F-2) Unlimited Journeyperson application at their 4/28/09 meeting and Mr. Wypychoski motioned and seconded by Mr. Hollis, to deny Mr. Rudshteyn's application due to lack of evidence satisfactory to the Board that Mr. Rudshteyn's work experience and school related instruction education is comparable or similar to the requirements in this state. The motion carried with Mr. Barry opposed. The Board suggested that Mr. Rudshteyn can satisfy the school related instruction component by completing the (AFSA) American Fire Sprinkler Association program consisting of 576 hours and that his work experience must be substantiated via notarized statements from his occupational related employers attesting to occupational related dates and duties of employment consisting of 8,000 hours.

There was no activity on this matter today.

OLD BUSINESS

1. Mr. Waskowicz inquired at the Board's 6/23/09 meeting on the approval of an (F-2) Unlimited Journeyperson application concerning Kevin Keeler.

The Board denied Mr. Keeler's (F-2) Unlimited Journeyperson application at their 3/27/07 meeting due to lack of a required "Letter of Apprenticeship Completion" certificate. DCP received the original "Letter of Apprenticeship Completion" certificate dated June 13, 2007 and completed the process to allow testing.

2. Mr. Wypychoski requested a follow-up from DCP concerning the Board's request at their 10/28/08 meeting, in which the Board recommended adding the word "Fire Protection" before the word "Engineer" throughout Chapter 391 of the CT Regulations.
3. The Board expressed concern about the proposal to eliminate Boards and Commissions, in which the Fire Protection Board appears on the list.

NEW BUSINESS

Mr. Miller presented literature from "Zonecheck" regarding a closed loop system that re-circulates water to simulate sprinkler head operation and tests the flow switch without discharging water. The system designed in the United Kingdom. Mr. Miller's concern is whether the system is code compliant.

COMMENTS FROM THE PUBLIC PRESENT

Jeffrey Dupont with the Foundation of Fair Contracting reported on a complaint filed against Harrington Engineering for work done at the Veterans Association Hospital in Rocky Hill, CT, in which Harrington Engineering was cited by the CT Department of Labor for out of ratio violations and entered into an assurance of voluntary compliance with DCP and paid a fine in the amount of \$5,500.00. Mr. Waskowicz said that the Board was not a participant in this matter and does not agree with the assurance of voluntary compliance. Mr. Miller said that because this matter was a state project, it fell within the jurisdiction of his fire marshal's office and his office filed a complaint with the Department of Consumer Protection, who then became the jurisdictional agency on this particular matter.

Notes: (It was determined after the conclusion of the meeting that Mr. Miller's comments were somewhat in error, that his office filed a complaint concerning a different contractor at the same facility, and not Harrington Engineering.)

There being no further business, the meeting adjourned at 11:03 a.m.

Respectfully submitted,

Nelson Leon
Board Secretary

The next meeting is scheduled for Tuesday, October 27, 2009, at 9:30 a.m. in Room-117.