

# MINUTES

## FIRE PROTECTION SPRINKLER SYSTEMS WORK EXAMINING BOARD

JULY 20, 2011

The meeting was called to order by David J. Waskowicz, Chairperson, at 9:47 a.m. in Room-126 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Members Present: David J. Waskowicz – Unlimited Journeyperson, Chairperson  
Robert W. Hollis, III – Contractor  
Thomas E. Booth – Unlimited Journeyperson  
Ralph Carl Miller – Fire Marshal  
John Michalewicz – Public Member

Members Absent: Kevin Wypychoski – Contractor  
Anthony D. Moscato – Fire Marshal  
Luis A. Coreano – Public Member

Board Vacancies: One Public Member

Board Counsel Present: None

DCP Staff Present: Nelson Leon  
Anthony Santoro  
Richard Hurlburt

Public Present: Tammie Whiting  
Scott Livingston  
Mike Livingstone  
Jerry Bauer

**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](http://www.ct.gov/dcp) **Division E-Mail:** [occprotrades@ct.gov](mailto:occprotrades@ct.gov)

## **MINUTES OF PREVIOUS MEETINGS**

The Board voted unanimously to approve minutes of the May 18, 2011 Fire Protection Sprinkler Systems Work Examining Board meeting with amendments to include late arriving applications for Marcos A. Cueto-denied due to lack of a required (F-4) for a minimum of two years, Robert P. Livigni-denied due to lack of a required apprenticeship completion certificate, Cyprian Louis-approved, Curt R. Relyea-denied due to lack of apprenticeship completion certificate, report written by The Waterbury Republican concerning a town of Waterbury employee falsifying fire sprinkler safety inspections before the opening of school this year, Board requesting Board Secretary to inquire on two complaints appearing on the DCP complaint status report which revealed a \$5,000.00 fine for each, and the Board recommending Board Chairperson to inquire with DCP Commissioner concerning these two complaints and verify if such fines have been paid.

## **APPLICATIONS**

**George Hajkowski, Jr., Lagrangeville, NY – (F-2) Unlimited Journeyman – Approved**  
The Board voted unanimously to approve Mr. Hajkowski's application.

**Patrick S. Livingstone, Torrington, CT – (F-1) Unlimited Contractor – Approved**  
Mr. Livingstone has held an (F-2) Unlimited Journeyman license since 1/25/99.

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

**Scott M. Livingston, Middletown, CT – (F-4) Limited Journeyman – Denied**  
The Board denied Mr. Livingston's (F-4) Limited Journeyman application at their 3/16/11 meeting due to lack of a required "Apprenticeship Completion Certificate".

After further review of Mr. Livingston' application at today's meeting, the Board voted unanimously to deny his application due to lack of a required "Apprenticeship Completion Certificate" deemed similar or comparable to the CT apprenticeship standards for the (F-4) Limited Journeyman.

**Michael P. Lucas, Saugerties, NY – (F-2) Unlimited Journeyman – Denied**

The Board voted unanimously to deny Mr. Lucas' application due to lack of a required "Apprenticeship Completion Certificate".

After further review of Mr. Lucas' application at today's meeting, the Board voted unanimously to deny his application due to lack of a required "Apprenticeship Completion Certificate" deemed similar or comparable to the CT apprenticeship standards for the (F-2) Unlimited Journeyman.

**John P. Murphy, Winchendon, MA – (F-1) Unlimited Contractor – Denied**

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

**John W. Oles, Pleasant Valley, NY – (F-2) Unlimited Journeyman – Approved**

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

**Christopher P. Rice, Cohoes, NY – (F-2) Unlimited Journeyman – Approved**

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

**LATE ARRIVING APPLICATIONS**

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

**Robert D. Derito, Meriden, CT – (F-1) Unlimited Contractor – Approved**

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

**Anthony J. Perri, Old Saybrook, CT – (F-2) Unlimited Journeyman – Approved**

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

**Robert Saltsman, White Plains, NY – (F-1) Unlimited Contractor – Denied**

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

## **CORRESPONDENCE**

### **Regulations concerning apprentice ratios in occupational trades.**

Mr. Hollis reported being on the CT Department of Labor Committee which resulted in regulations for hiring ratios (one apprentice by a licensed contractor, one additional apprentice for a licensed journeyman employed by a contractor, a contractor may employ an additional apprentice for each additional three journeymen employed by him.) On the job ratio remains one license contractor or journeyman to each apprentice.

## **DCP COMPLAINT STATUS REPORT**

Mr. Waskowicz followed-up on two complaints (Case No. 2008-2442 & 2008-9356) appearing on the DCP complaint status report at their 5/18/11 meeting which revealed a \$5,500.00 fine each, Mr. Waskowicz said he received conflicting information by DCP Trade Enforcement Director (Richard Maloney) concerning these two complaints and inquired with DCP Commissioner as to the facts concerning these two complaints. Mr. Waskowicz reported that DCP Commissioner's response to his inquiry was that, going forward, the Board will be supplied meaningful information about the disposition of investigations when they are closed. Mr. Waskowicz asked the Board Secretary if he can inquire with Richard Maloney as to his availability to appear before the Board today to answer questions and inquiries concerning the complaint status report. Mr. Maloney said he is not available and that the two complaints in question are being re-opened.

Mr. Miller asked when DCP went from issuing an (AVC) Assurance of Voluntary Compliance agreement to Stipulated Agreement. Mr. Santoro said an (AVC) is an agreement entered into by the respondent and DCP and a Stipulated Agreement was an agreement previously requiring signature of the Board Chairperson, which went into effect several years ago. Mr. Waskowicz said all complaint matters should come before the Board other than matters concerning failure to display a license. Mr. Santoro explained to the Board the resolutions reflected on the complaint status report. In relation to complaint number (2011-288) in which the respondent was fined \$2,500.00 for engaging in the fire protection trade unlicensed, Mr. Waskowicz said the Board could have done much better than a \$2,500.00 fine for this type of violation.

Mr. Waskowicz said that the Board exist for the purpose of having fire protection industry representation to address complaints prior to assessing fines, penalties or dismissals of fire protection complaints. Mr. Hollis said the Board should have copies of all AVCs issued and specific information in support of dismissed complaints, including those claiming insufficient evidence, etc.. Mr. Booth expressed concern on why it takes three years to bring a complaint to closure. Mr. Waskowicz said he will inquire with the Board's legal counsel concerning the possibility of re-opening or re-considering complaints.

## **OLD BUSINESS**

Mr. Miller reported that the Office of the State Fire Marshal merged with the new Department of Construction Services. Barry Richert who was the Deputy State Fire Marshal handed in his letter of resignation to the Governor's office. The current Director will remain for one more year. The current acting State Fire Marshal is Chris Guari and the current Acting Building Inspector is Joe Cassidy. The Fire Marshal's office will remain at Country Club Road in Middletown, CT for about another year and the current phone numbers remain the same. The Fire Marshal and Building official's office have been impacted by the current layoffs and are waiting to see how it is going to play out with bumping. Memos of understanding being drafted reflecting DCP will be handling carnivals and amusement park licensing with the actual inspections will be performed by the Department of Public Safety.

Mr. Hollis reported that the residential sprinkler committee is nearing their end to come up with their recommendation concerning the creation of a new residential sprinkler licensure category. Mr. Waskowicz asked the Board for permission, if contacted, to write a letter as the Chairman of the Fire Sprinkler Board regarding his opinion as to whether there is a sufficient amount of fire sprinkler licensees to perform such anticipated residential sprinkler work. The Board had no objection and said that the number of fire sprinkler licensees is public knowledge. Mr. Hollis said that the expense of a residential sprinkler license will put a dent in the new home construction business from a financial standpoint, especially in poor economic times. Mr. Waskowicz said that fire protection work shall be performed by fire sprinkler licensees only and not plumbing licensees or any other individual(s) not possessing a fire sprinkler license. Mr. Hollis said the committee did a thorough job concerning this matter in that they discussed every issue involved, solicited input from industry professionals, Fire Marshals, home builders, etc..

## **2011 MEETING SCHEDULE**

Wednesdays --- January 19, March 16, May, 18, July 20, September 21, November 16.

There being no further business, the meeting adjourned at 11:18 a.m.

Respectfully submitted,

Nelson Leon  
Board Secretary

**The next meeting is scheduled for Wednesday, September 21, 2011, at 9:30 a.m. in Room-126.**