

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING
DIVISION OF PROFESSIONAL REGULATIONS
MECHANICAL BOARD**

1511 Pontiac Avenue

Building 70 – 2nd Floor Conference Room

Cranston, RI 02920

TUESDAY, JUNE 4, 2008

In attendance: Stanley Davies, Chairperson

John Webster

Bobby Joe Harris

Ronald Cronin

Timothy Bryne

Jack King, Jr.

Michael Carreiro

**Not in Attendance: Dennis Brennan, Raymond Freitas, Michael
Januario,**

Quinlan Regan

**Also in Attendance: Benjamin Cople, Esquire, Ted Whittaker,
Investigator, and**

There was a Quorum today.

Chairperson, Stanley Davies, opened the Pipefitter's Board meeting at 9:07 AM. The Board went right into the hearing, and the minutes will be reviewed after the general meeting.

There are (2) two hearings scheduled for today.

Edward Whittaker, Investigator, and Peter Smith of Boston Air were sworn in by the Board Stenographer.

1. Boston Air - #3430

Ted Whittaker read the violation, dated February 28, 2008 Violation No. 3404: Location: Westerly Crossings, Airport Road, Westerly, RI. On March 19, 2008, an investigation was conducted to determine who the contractor was on record for the installation of HVAC at the above job location. It was determined that Boston Air was awarded the contract for HVAC by Acella Construction Corporation. Boston Air is not a licensed mechanical contractor in RI. This is one (1) violation of RIGL 28-27-5 "Practices for which a master or contractor license is required."

No permit was issued to Boston Air for the installation by the Town of Westerly. This is one (1) violation of RIGL 28-27-20 "State and municipal inspections and installation permits".

Peter Smith stated before the Board that he only signed the contract. He did not perform any work on the site. Peter Smith did not have a license to bid out or solicit work in Rhode Island. He dismissed himself from the job and gave it to someone else when he realized he could not sub-contract work out without a RI license. There was no permit issued to him.

Peter Smith has since made an application for a RI refrigeration license. He usually does all of his work in Boston and did not know you needed a RI license to bid or solicit work in Rhode Island.

Timothy Bryne made a motion that a violation did occur regarding violation No. 3430, RIGL 28-27-5 "Practices for which a master or contractor license is required." Tim Bryne made a motion that the fine of \$500 be suspended for one (1) year pending any further violations. John Webster seconded the motion. All Board members were in favor.

Timothy Bryne made a motion that regarding violation No. 3430, RIGL 28-27-20 "State and municipal inspections and installation permits" did occur. John Webster seconded the motion. All Board members were in favor.

Timothy Bryne made a motion that the fine of \$500 be suspended for one (1) year pending any further violations. Michael Carreiro seconded the motion. All Board members were in favor.

Stanley Davis, Chairperson, stated to Peter Smith that a recommendation will be made to the Director and that he will receive a decision in the mail.

2. Mr. Benard Renzi/RI Fire Protection, LLC - #3432

Ben Carbone and Benard Renzi were sworn in by the Board stenographer.

Ted Whittaker read the violation, dated April 8, 2008, Violation No. 3432: Location: Consumer Moving Company, Inc., 750 Wellington Avenue, Cranston, RI.

A complaint has been made by Mr. Kevin Kernan of Consumer Moving Company, Inc., 750 Wellington Avenue, Cranston, RI 02920 that on August 16, 2007, Mr. Benard Renzi of Rhode Island Fire Protection, LLC, provided an estimate for a fire sprinkler system at the above referenced address. Also, on 10/31/07, 11/23/07 and on 1/8/08, Rhode Island Fire Protection, LLC invoiced Consumer Moving for the installation. Our records do not indicate that Mr. Benard Renzi is properly licensed in Rhode Island to do fire protection work. This is one (1) violation of RIGL 28-27-5 "Practices for which a master or

contractor license is required.”

Rhode Island Fire Protection, LLC does not have the required RI Fire Protection Master license number displayed on its proposal that was sent to Consumer Moving Company on August 16, 2008. This is one (1) violation of RIGL 28-27-19 "License displayed in place of business".

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There was no mechanical permit for this system issued by the City of Cranston. This is one (1) violation of RIGL 28-27-20 "State and municipal inspections and installation permits".

Bernard Renzi addressed the Board and stated that he is not licensed in Rhode Island and that there was no number on the letterhead. He is just the salesman.

Bernard Carbone addressed the Board and stated that his name was not on the Corporation papers and to this date, his name is not on the Corporation papers.

He is part owner of the company. Mr. Carbone has a sprinkler license, and is not properly licensed in RI to do fire protection work.

John Webster made a motion that regarding RIGL 28-27-5 that a finding of fact did occur and that Benard Renzi provided an estimate

without the proper license. Tim Bryne seconded the motion. All Board members were in favor.

John Webster made a motion that regarding RIGL 28-27-19 "License displayed in place of business" did occur. Michael Carreiro seconded the motion. All Board members were in favor.

John Webster made a motion that regarding RIGL 28-27-20 "State and municipal inspections and installation permits" did occur. Michael Carreiro seconded the motion. All Board members were in favor.

John Webster made a motion that regarding RIGL 28-27-24 that the fine of \$1,500 be upheld. Michael Carreiro seconded the motion. All Board members were in favor.

Stanley Davis, Chairperson stated to Mr. Renzi and Mr. Carbone that a recommendation will be made to the Director and they will be notified of her decision in the mail.

Hearings were closed.

Stanley Davis, Chairperson, asked the Board if they had a chance to review the minutes of the previous meeting.

The minutes of the May 7, 2008 Board meeting were reviewed. Jack King made a motion to accept the minutes. Michael Januario

seconded the motion. All Board members were in favor.

New Business:

There was no new business.

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John Webster made a motion to adjourn the meeting at 9:25 a.m. Michael Carreiro seconded the motion. All Board members were in favor.

Review of examinations will be performed after the Board meeting.

The next meeting of the Mechanical Board is July 2, 2008 at 10:00 am in Building #70, 2nd floor conference room, 1511 Pontiac Avenue, Cranston, RI 02920.

Minutes respectively submitted by Elaine J. Heiss, June 4, 2008.