



CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
State Board of Professional Engineers and Land Surveyors
124 Halsey Street, 3rd Floor, Newark, NJ 07102
www.njconsumeraffairs.gov



Jeffrey S. Chiesa
Attorney General

THOMAS R. CALCAGNI
Director

STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS Minutes of January 19, 2012 Public Session

Mailing Address:
P.O. Box 45015
Newark, NJ 07101
(973) 504-6460
(973) 273-8020 FAX

CALL TO ORDER

The meeting of the State Board of Professional Engineers and Land Surveyors was called to order by Board President, James K. Valenti, at 9:00 a.m. at 124 Halsey Street, 3rd Floor, Union Conference Room, Newark, New Jersey. All parties were duly notified of the time, date and place, with all pertinent material being provided.

SUNSHINE LAW ANNOUNCEMENT

Board President Valenti read the statement required by Chapter 231, Laws of 1975 known as the Open Public Meetings Act, and announced that notice of this meeting was prepared in the office of the Board and mailed to the Secretary of State, the Newark Star-Ledger, Trenton Times, the Camden Courier Post, Bergen Record, and the Atlantic City Press.

Present: James Valenti Lawrence Koo
 Perry Schwartz Robert Marshall
 James Cleary Richard Smith, Jr.
 Richard Frantz Edward Vernick
 Barry Jones

Absent: James Purcell

Others: Joseph Grabowy, Acting Executive Director, Michelle Albertson, Deputy Attorney General, staff members Martha Richardson, Yolanda Winston, and three members of the public; Charles V. Bell, Jr., President - Elect, NJSPLS, William P. Delisky, PE, Director, NJSPE, and Charles Blumeling, PE, PLS, GSLSA.

REVIEW OF THE MINUTES

November 17, 2011 - (For information purposes)

The Board noted the November 17, 2011 minutes for the record.

December 15, 2011 - (For review)

After reviewing the minutes of December 15, 2011, the Board on a motion by BM Smith, second by BM Vernick, voted to approve these minutes as amended. BM's Frantz and Marshall abstained.

APPEARANCES

Nicholas Giella, PE - Adherence to Consent Order

Mr. Giella appeared before the Board to request reinstatement of his professional engineers license in adherence to the terms of the Consent Order. After a discussion, the Board on a motion by VP Schwartz, second by BM Vernick, voted to approve the reinstatement of Mr. Giella's license.

Paul J. Kenny, PE - Adherence to Consent Order

Mr. Kenny appeared before the Board to request reinstatement of his professional engineers license in adherence to the terms of the Consent Order. After discussing this matter, the Board on a motion by BM Smith, second by VP Schwartz, voted that Mr. Kenny must complete four continuing professional competency courses, pre-approved by the Board. Before the Board will consider reinstatement of Mr. Kenny's license, he needs to comply with the terms of the consent order.

Elizabeth Greenblatt, Regulatory Analyst

Ms. Greenblatt appeared before the Board to discuss a land surveyors correction to the Board's proposed continuing professional competency regulation regarding the conversion ratio of credits. After discussing this matter, the Board on a motion by BM Jones, second by BM Vernick, voted to issue a rule proposal to correct any issues in its current proposal.

REPORT OF THE EXECUTIVE DIRECTOR

General Report

Acting Executive Director, Joseph Grabowy, informed the Board that two public comments were received regarding the Board's proposed regulation regarding its continuing professional competency requirements.

AED Grabowy informed the Board of that Jeffrey S. Chiesa has been appointed as the new Attorney General.

A.E.D. Grabowy stated that the merger of this Board with others to comprise a "Design" Board remains on-track. Director, Thomas R. Calcagni is expected to speak to the staff members involved on this matter.

Acting Executive Director, Joseph Grabowy, presented an invoice from NCEES representing its annual membership dues. On a motion by BM Jones, second by VP Schwartz, the Board voted to authorize payment of the \$6,500 invoice from NCEES.

The following correspondence was noted for the record:

- Annual Statistics for periods ending December 31, 2007 - 2011
- PCS Survey Results, October 2011 Examinations
- NJ State Board of PE/LS - Licensing Statistics of December 31, 2011

INCOMING CORRESPONDENCE

Farrukh Mohsen, Ph.D., PE.

Re: Request of a onetime waiver of the continuing professional competency requirements for PE's.

The Board discussed this correspondence and denied Mr. Mohsen's request for a waiver of his continuing professional competency requirements for the Biennial period 2012 - 2014.

OUTGOING CORRESPONDENCE

Victorino B. Zabat, PE

Re: Request a Waiver of Continuing Education Credit

This correspondence was noted for the record.

Robert J. Roennigke

Re: Clarification to NJSA 45:8-40, Persons exempt from Licensure

This draft response to Mr. Roennigke was reviewed and approved to be released.

Charles V. Bell, Jr., PLS, PP

Re: Digital Data

This correspondence was noted for the record.

7. COMMITTEE REPORTS

a. Standing Committees:

I Legislation:

BM Vernick discussed with the Board the following bill:

- A2565 - Revises law relating to title recordation.

ii Regulations Committee:

No report

iii Education Committee

No report

iv Joint Committee of Architects & Engineer

VP Schwartz reported that at its January 10, 2012 meeting, the Joint Committee resolved a complaint by concluding there was no cause for action.

v Digital signature Committee

BM Vernick reported to the Board that this matter continues to be researched and that information is being compiled.

vi NCEES and Reports

Jerry Carter, Executive Director
December 22, 2011
Re: Computer-Based Testing Update

This correspondence was noted for the record.

REVIEW OF APPLICATIONS

Licensure:

The Board, on a motion by VP Schwartz, second by BM Marshall, voted unanimously to approve the following applications as indicated:

<u>Name</u>	<u>Application #</u>	<u>Comity/Exam.</u>	<u>Decision</u>
Alejandro, Miranda	1578791	Comity	AIN
Baker, Michael	1562563	Comity	Grant License
Bazzano, David	1611125	Exam.	Take P
Boan, Bruce	1574412	Comity	Grant License

Boan, Bruce	1574412	Comity	Grant License
Boland, Eileen	1579618	Exam.	Take P
Brown, Gloria	1448419	Comity	Grant License
Brugger, Gary	1543822	Comity	AIN
Burke, Michael	1601131	Comity	Grant License
Butler, Kenneth	1545332	Comity	Grant License
Byer, Sarah	1553989	Comity	Grant License
Changlee, Victor	1523048	Comity	Grant License
Clark, Stephen	1577076	Exam.	Take P
Cohen, Dana	1603669	Comity	Grant License
Coholich, Joseph	1615043	Comity	AIN
Colandrea, Aldo	980439	Comity	AIN
Darrick Huff	1603743	Comity	AIN
Davis, Tyson	1569013	Comity	Grant License
DeAlba, Eugenio	1584405	Comity	Grant License
DiFranza, Lisa	1296155	Exam.	FE Waived, Grant License
Dinkels, Jerrold	1552633	Comity	AIN
Downey, Edward	1596950	Comity	AIN
Duff, Jr., Kenneth	1598317	Exam.	AIN
Duxbury, James	1561643	Comity	Grant License
Famularo, Michael	1029308	Comity	Grant License
Grant, Eugene	1333522	Comity	Grant License
Haas, Eric	1609007	Exam.	Take P
Harris, Warren	1554000	Comity	AIN
Hormann, Steven	1614811	Exam.	Take P
Hoyt, Kyle	1616566	Comity	Grant License
Hudacek, John	1609417	Comity	Grant License
Huff, Darrick	1603743	Comity	AIN
Hutson, Joshua	1381429	Comity	AIN
Jantzen, Steven	1568637	Comity	Grant License
Johnson, Jerry	1592878	Comity	Grant License
Kaput, Timothy	1580962	Comity	Grant License
Katwala, Vihang	1612936	Exam.	AIN
Kelly, Shawn	1463868	Comity	AIN
Kirby, Brendan	1619644	Exam.	Waive FE, Take P
Lehrach, Peter	50469	Exam.	FE Waived, Grant License
Liu, Min	1591666	Comity	Grant License
Lively, William	1558674	Comity	Grant License
Loon, Eric	1612504	Comity	Grant License
Lu, David	1562536	Comity	AIN
Lutton, Joshua	1531202	Comity	Grant License
Lynch-Jacobs, Maureen	1595100	Exam.	AIN
Miller, Matthew	1594701	Comity	AIN
Morchel, Herman	1614859	Exam.	AIN
Morin, Christopher	1213935	Comity	AIN
Murphree-Roberts, Michael	1581172	Comity	AIN
Nabi, Mahmudun	1602811	Exam.	Take F & P
Needham, Ernest	1612767	Comity	AIN
Niemer, Jeanne	1604392	Comity	AIN
Nimeth, Robert	1614934	Exam.	AIN
Nowacki, Nicholas	1603884	Comity	AIN
O'Connor, John	1615999	Exam.	AIN

O'Donnell, Kevin	1379330	Comity	Grant License
Palmer, Lawrence	1583430	Comity	Grant License
Petersen, Tom	1270405	Comity	AIN
Piliere, Francis	1591404	Comity	Grant License
Piscalko, George	1561660	Comity	Grant License
Ramirez, Juan	1467981	Exam.	AIN
Reed, Steven	1591419	Comity	AIN
Reynold, Scott	1591426	Comity	AIN
Rischman, Brian	1609320	Exam.	Take P
Rugge, Steven	1603963	Exam.	AIN
Schaulewicz, Brian	1538061	Exam.	Take P
Shah, Nirav	1598331	Exam.	Take P
Shoener, Robert	1561815	Comity	Grant License
Slemons, Philip	1591399	Comity	AIN
Sotura, Michel	1577089	Comity	AIN
Spina, Stephen	1494056	Comity	Grant License
Spivey, Justin	1604430	Comity	Grant License
Tavoletti, Anthony	1576575	Exam.	Take P
Turner, Scott	1577138	Comity	Grant License
Vermeulen, Adrianus	1478835	Comity	AIN
Vogt, James	1591307	Comity	AIN
Wu, William	1581147	Exam.	Take P
Xue, Benjamin	1389003	Exam.	AIN
Yoon, David	1602771	Exam.	Take P
Guzman, Morys	1578957	Exam.	Take F & P

AIN: Additional Information Needed.

Full Board Review:

None

Continuing Education Courses:

On a motion by BM Smith, second by BM Cleary, the Board voted to approve the following continuing education courses for Professional Land Surveyors:

<u>Sponsor</u>	<u>Courses</u>	<u>PDH</u>
NJTPA & The National Highway Institute	Introduction to Federal-Aid Right of Way Requirements	12
PA Land Surveyors Society	Professional Ethics for Surveyors	3.5
PA Land Surveyors Society	Risk Management for the Surveyors	3.5
PA Land Surveyors Society	Detention Pond Design Part 1 & 2	7
PA Land Surveyors Society	Carlson ESRI GIS Presentation Part 1 & 2	7
PA Land Surveyors Society	Fundamentals of GPS	3.5
PA Land Surveyors Society	Control Surveying with GPS	3.5
PA Land Surveyors Society	Machine Control	3.5
PA Land Surveyors Society	Ethics & Liability of Sharing Electronic Information	3.5
PA Land Surveyors Society	OSHA Certificatio Course Part 1, 2 & 3	10.5
PA Land Surveyors Society	Practical GPS in the Field	3.5
PA Land Surveyors Society	Survey Measurement Analysis	3.5

PA Land Surveyors Society	Pennsylvania Unique Legal for Exam Review	3.5
PA Land Surveyors Society	Perils of Surveying in the Modern World Part 1 &2	7
PA Land Surveyors Society	BMP Manual Part 1& 2	7
PA Land Surveyors Society	Field to Finish: The Good.. The Bad.. The Ugly	3.5
PA Land Surveyors Society	New Developments in OPUS	3.5
PA Land Surveyors Society	State Plane Coordinate Systems	3.5
PA Land Surveyors Society	ALTA/ACSM 2011 Standards	3.5
PA Land Surveyors Society	GIS on the Cheap	3.5
PA Land Surveyors Society	NGS Real Time GNSS User Guidelines	3.5
PA Land Surveyors Society	Instrument Adjustment	3.5
PA Land Surveyors Society	Easements and Rights of Way	3.5
PA Land Surveyors Society	Mobile Mapping	3.5
PA Land Surveyors Society	Using GIS for Land Development	3.5
PA Land Surveyors Society	GPS Technical Aspects	3.5
PA Land Surveyors Society	Records Research	3.5
PA Land Surveyors Society	Boundary Retracement Procedures	3.5
PA Land Surveyors Society	Unique Title Issues in the Marcellus Shale	3.5
PA Land Surveyors Society	County Implementation of GIS	3.5
PA Land Surveyors Society	GPS & Hydrographic Surveying	3.5
PA Land Surveyors Society	Wind Farm Permitting	3.5
PA Land Surveyors Society	Boundary Law	3.5

Auburn University Engineering Continuing Education	"2007 National Readjustment of the North American Datum 1983"	1.5
Auburn University Engineering Continuing Education	"Construction Surveying with Robotics & GPS & Machine Controls	2
Auburn University Engineering Continuing Education	"Geodesy for Engineers and Surveyors"	1.5
Auburn University Engineering Continuing Education	"History of the Government Land Office"	1.5
Auburn University Engineering Continuing Education	"History of Surveying Instruments: Impact and Accuracy"	1.5
Auburn University Engineering Continuing Education	"Improving Surveying Field Procedures Using the Total Station	1.5
Auburn University Engineering Continuing Education	"Professional Ethics for Land Surveyors: The Role engineers and Surveyors in Geographic Information Systems	3
Auburn University Engineering Continuing Education	ALTA/ACSM Standards	2
Auburn University Engineering Continuing Education	State Plane Coordinates	3
Auburn University Engineering Continuing Education	Surveying with GPS	2.5
Auburn University Engineering Continuing Education	The Colonial Land System and the Building of America	1.5
Auburn University Engineering Continuing Education	The Rectangular Land System: subdivision of Public Lands	1.5
Auburn University Engineering Continuing Education	Understanding Boundary Law - Case Law and Principles of Surveying Law	1.5
Auburn University Engineering Continuing Education	Vertical Datums and Leveling	1.5
Auburn University Engineering Continuing Education	the Art of Land Surveying	1.5
Auburn University Engineering Continuing Education	The Use of Magnetic Instruments	1.5
New York State Association of PLS	Geodetic and Tidal Vertical Datums	4
New York State Association of PLS	You Just Can't Mow the Lawn-Adverse Possession	1.5
New York State Association of PLS	Panel Discussion - GPS and Lightsquared	1.5

New York State Association of PLS	Communicating the Survey Costs Under the NYS Consumer Bill of Rights	4
New York State Association of PLS	A Guide to Surveying along Waterways in New York	1.5
New York State Association of PLS	Creation and Termination of Easements Part 1	1.5
New York State Association of PLS	Creation and Termination of easements Part II	1.5
New York State Association of PLS	Lidar: The Technology and Applications in Surveying Practice Part 1	1.5
New York State Association of PLS	Lidar: The Technology and Applications in Surveying Practice Part II	1.5
New York State Association of PLS	Surveyors Ethical Role in Managing Multi-tiered Projects	2
New York State Association of PLS	Ethics for design professionals	2
New York State Association of PLS	Pipeline Easements, location mapping and surveying strategies	1.5
New York State Association of PLS	Practical Applications of Machine control and 3D Modeling	1.5
New York State Association of PLS	Laser Scan Project Analysis - Radio City Music Hall Modeling	1.5
New York State Association of PLS	Tides, Lakes and Boundaries in New York - Panel Discussion	1.5
New York State Association of PLS	Project Delivery Using GIS Data	1.5
New York State Association of PLS	Monumental Surveyors - Surveyors in Monumental Carvings, and the Surveyors Working on Them	3
New Jersey Society of Professional Land Surveyors	Digital Tax Maps	1
New Jersey Society of Professional Land Surveyors	Mobil Li Dar	1
New Jersey Society of Professional Land Surveyors	Comparative Ethics (Survey 2012 Conference)	4
New Jersey Society of Professional Land Surveyors	Monumental Surveyors - Surveyors in Monumental Carvings and Surveyors Working on Them	4
New Jersey Society of Professional Land Surveyors	How the States Got Their Shapes or Why a Straight Line is Crooked	4
New Jersey Society of Professional Land Surveyors	The Newest Letter of Map Change: The FEMA eLOMA	4
New Jersey Society of Professional Land Surveyors	What an Amberg Trolley Can Really Do!	4
New Jersey Society of Professional Land Surveyors	You Knew It as TDS Survey Pro	4
New Jersey Society of Professional Land Surveyors	Tax Map Integration into GIS	4
New Jersey Society of Professional Land Surveyors	GPS 101 A Look at How we Obtain Accurate Positions from the Satellites	4
New Jersey Society of Professional Land Surveyors	GPS 202 - Dealing with Field Conditions to Obtain Accurate Positions	4
New Jersey Society of Professional Land Surveyors	Basic Logic for Land Surveyors and Engineers	4
New Jersey Society of Professional Land Surveyors	Communication Skills for Surveyors and Engineers	4
New Jersey Society of Professional Land Surveyors	Charm School for Professional Engineers and Surveyors	4
New Jersey Society of Professional Land Surveyors	Thinking Beyond Technology	4
New Jersey Society of Professional Land Surveyors	Development of the Horizontal & Vertical Geodetic Datums of the US	4
New Jersey Society of Professional Land Surveyors	The Surveyor's Library: Resources for the Well Read Professional	4
New Jersey Society of Professional Land Surveyors	The Surveyor's Library	4
New Jersey Society of Professional Land Surveyors	Recognizing, Analyzing and Solving Out-LAND-ish Boundaries	8
New Jersey Society of Professional Land Surveyors	Railroad Surveying 101	8

New Jersey Society of Professional Land Surveyors	New Jersey Tidelands Claims	4
New Jersey Society of Professional Land Surveyors	The Interfacing between Land Surveyors and Engineers for Design Projects	4
New Jersey Society of Professional Land Surveyors	The National Geodetic Survey Toolkit: OPUS Improvement and Plans	4
New Jersey Society of Professional Land Surveyors	Analytical Methods in GIS	4
New Jersey Society of Professional Land Surveyors	Uncertainties and Quality Issues in GIS	4
New Jersey Society of Professional Land Surveyors	AutoCAD Civil 3D Survey Essentials	4
New Jersey Society of Professional Land Surveyors	Laser Scanning 101 - Fundamentals and Applications	4
New Jersey Society of Professional Land Surveyors	Proposal Writing - An Art and a Science for the Surveyor & Engineer	4
New Jersey Society of Professional Land Surveyors	Survey Cost Analysis for Surveying & Engineering Projects	4
New Jersey Society of Professional Land Surveyors	NA2011 - Better Positions and Improved Access to the NSRS	4
New Jersey Society of Professional Land Surveyors	Protecting Your Practice - Contracts for Land Surveyors	4
New Jersey Association for Floodplain Management	CFM Review	12
Surveyors Association of West Jersey	Walt Whitman Reconstruction Project	2
Lorman Business Center	Current Issues in Storm Water Regulations	7
NBI	Land Use Law: Current Issues in Subdivision, Solar Energy Projects and Zoning	2

Reinstatements:

None

Certificates of Authorizations

The Board on a motion by BM Smith, second by BM Cleary, voted to approve the following companies for a Certificate of Authorization:

PURE POWER SYSTEMS, INC. 716 Madison Street, Unit 108 Hoboken, NJ 07030 Application # 1625947	HARDESTY & HANOVER, LLC 1501 Broadway New York, NY 10036 Application # 1625965
HARDESTY & HANOVER CONSTRUCTION SERVICES, LLC 1501 Broadway New York, NY 10036 Application # 1625956	S&C ELECTRIC COMPANY 6601 N. RIDGE BLVD.t Philadelphia, PA 19103 Application # 1614525
SUPERSTRUCTURES ENGINEERING + ARCHITECTURE, LLC 32 Avenue of the Americas New York, NY 10013 Application # 1625930	DELL PRODUCT and PROCESS INNOVATION SERVICES CORP One Dell Way MSRR 8-50 Round Rock, TX 78682 Application #1625926

MEYER, BORGMAN and JOHNSON, INC. 12 South 6th Street, Ste. 810 Minneapolis, MN 55402 Application # 1627624	WENDLER ENGINEERING SERVICES, INC. 698 Timber Creek Road Dixon, IL 61021 Application # 1627628
--	---

INFORMATIONAL/DISCUSSION ITEMS

None

PUBLIC COMMENTS

Charles V. Bell, Jr., President - Elect, NJSPLS, informed the Board that he will no longer be attending the Board's regularly scheduled meetings. On February 3, 2012 he will become the President of the NJSPLS, and Peter Burgess, President - Elect, will be attending the Board's meetings.

Charles Blumeling, PE, PLS, spoke about the similarities and differences between college credits and the Board's continuing professional competency requirements.

MOVE TO EXECUTIVE SESSION

The Board, on a motion by VP Schwartz, second by BM Frantz, unanimously voted to enter into Executive Session to review disciplinary matters.

RETURN TO PUBLIC

On a motion contained in the Executive Session minutes, the Board re-entered into Public Session to adjourn.

ADJOURNMENT

On motion by BM Frantz, second by BM Jones, the Board unanimously voted to adjourn the meeting at 2:30 pm.

APPROVED BY:

James K. Valenti
President

Joseph P. Grabowy
Acting Executive Director