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

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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 James Purcell
 Richard Frantz Richard Smith, Jr.
 Barry Jones

Absent: Edward Vernick

Others: Paul Ray, Acting Executive Director, Michelle Albertson, Deputy Attorney General, staff members Joseph Grabowy, Martha Richardson, Yolanda Winston, and two members of the public; Peter Burgess, PE, PLS, President - Elect, NJSPLS and Charles Blumeling, PE, PLS, GSLSA.

REVIEW OF THE MINUTES

February 16, 2012 - (For information purposes)

The Board noted the February 16, 2012 minutes for the record.

March 15, 2012 - (For review)

After reviewing the minutes of March 15, 2012, the Board on a motion by VP Schwartz. second by BM Purcell, voted to approve these minutes as amended.

APPEARANCES

Bright Star Scanning

Representatives of Bright Star appeared before the Board to provide instructions and to assist with the use of monitors and accessing the electronic agendas.

REPORT OF THE EXECUTIVE DIRECTOR

General Report

Acting Executive Director, Ray, discussed with the Board his prior experience with developing the verification of immigration status initiative.

On a motion by BM Jones, second by BM Smith, the Board voted to approve the Invoice for \$250.00 from the Colonial States Boards of Surveyor Registration for 2012.

Acting Executive Director, Ray, informed the Board that added support to assist the staff may have contributed to the return of damaged Wall Certificates of new licensee's.

On a motion by BM Purcell, second by VP Schwartz, the voted to approve the Application for Reinstatement, Reactivation and Resumption of Practice with changes. Experience listed on pages #2 and #8 will be combined into one section. Additionally, the instructions will be revised to request experience only since the last renewal period involved.

Acting Executive Director, Ray, informed the Board that responses to the "Ask Consumer Affairs" E-Mails received, is now current, as a result of the support of the Staff. Six hundred (600) responses were sent since the last meeting.

BM Jones spoke about the deficiencies in on-line courses provided for professional land surveyors, and concluded to request that each of the approved sponsors listed on the Board's web page, provide copies of documents regarding their responsibilities of program providers pursuant to N.J.A.C.13:40-11.12.

BM Smith requested that the land surveyor application be updated and that the land surveyor-in-training reference form be added to the Board's website.

The Board requested that the process for reviewing continuing professional competency course providers be developed in advance of its regulation being adopted.

INCOMING CORRESPONDENCE

Rubin M. Zallen, PE
March 9, 2012
Re: Request for a Waiver from Continuing Professional Credits

The Board discussed this request and on a motion by VP Schwartz, second by BM Purcell, voted to accept Mr. Zallen's 8 continuing professional credits already taken for this period, and to possibly waive an additional 7 CPC credits for medical reasons. Mr. Zallen will also be advised that he will be required to complete 24 CPC credits during the next renewal period unless he requests a medical waiver therefrom.

The Board also determined that going forward, the standard practice should be to send a letter to all those asking for a medical waiver and to request proof of their condition.

Doug Chapman, Continuing Ed. Coordinator, HalfMoon, LLC
March 20,2012
Re: Concern regarding the CPC requirements posted on the Board's website.

The Board discussed Mr. Chapman's concern regarding the conclusion he reached after reading the Board's website Notice, concerning its continuing professional competency requirements. As a result the Board requested that the full (PDF) version of the CPC requirements be posted to replace the Notice. Mr. Chapman will be informed that he can access the regulations from the Board's webpage.

Daniel J. Burke, PE
March 19,2012
Re: Construction Plans - Bid Documents

The Board discussed this matter and concluded to refer Mr. Burke to N.J.A.C. 13:40-8.1, regarding the signing and sealing of documents. In addition, the Board concluded that public entity bid documents must be signed and sealed by an Engineer, and to advise Mr. Burke that it is acceptable for bid documents to be unsigned and unsealed for the purposes of bidding, with the format to be determined by the agencies, but that construction documents must be signed and sealed.

OUTGOING CORRESPONDENCE

Joseph A. Simonetta, NJSPE
Stanley J. Schrek, NJSME
George T. Lucas, GSLSA
Charles V. Bell, Jr., NJSPLS
Michael Bruno, PE Applicant

The above correspondence were noted for the record.

NOMINATION OF OFFICERS:

The Board, on a motion by BM Jones, second by BM Cleary, unanimously voted to close and accept the nomination of Perry Schwartz, PE, as President. In addition, the Board, on a motion by BM Jones, second by VP Schwartz, unanimously voted to close and accept the nomination of James J. Purcell, PE, as Vice-President. The newly elected officers will assume their responsibilities commencing May 1, 2012.

7. COMMITTEE REPORTS

a. Standing Committees:

I Legislation:

Appearance - Elizabeth Greenblatt, Regulatory Analyst

Re: A 1545 - Revises law concerning certain professional and occupational licenses.

Ms. Greenblatt appeared before the Board to discuss the proposed law referenced above. A 1545 removes the 5 year rule, eliminates taking the exam, making it standard with a number of fee's, including establishing proof for continuing education, only for the renewal period involved be limited to 30. The Board discussed this matter and on a motion by BM Purcell, second by VP Schwartz, voted to support it. BP Valenti opposed.

ii Regulations Committee:

No report

iii Education Committee

No report

iv Joint Committee of Architects & Engineer

No report

v Digital Signature Committee

BM Purcell reported to the Board that this committee continues to work with the regulatory analyst on this matter, and will plan a future meeting with the various professional societies, to present their input regarding the use of electronic seals and signatures.

vi NCEES and Reports

Acting Executive Director, Paul Ray informed the Board that the annual membership fee for NCEES has been paid although initially there was an issue related to NCEES' completion of the required vendor forms. NCEES has since completed all necessary forms.

BM Purcell reminded the Board that he and BM Smith are attending the 2012 NCEES Northeast Zone Interim meeting in Dover, DE on May 3-5, 2012.

Continuing Education Courses:

None

Reinstatements:

Michael J. Kokayko, PE

The Board reviewed Mr. Kokayko's reinstatement application and on a motion by BM Purcell, second by BM Marshall, voted to approve his request for reinstatement. In addition, the Board will request that he provide proof of his fifteen (15) continuing proficiency competency credits.

George Matthew Brown, PE

The Board reviewed Mr. Brown's reinstatement application and on a motion by BM Purcell, second by BM Marshall, voted to approve his request for reinstatement. In addition, the Board will request that he provide further proof of his fifteen (15) continuing proficiency competency credits.

Raymond P. Angelino, PE

The Board reviewed Mr. Angelino's reinstatement application and on a motion by BM Purcell, second by VP Schwartz, voted to request that he provide additional information regarding the specific projects he worked on and his duties/tasks therefrom since the lapse of his license in 2004. In addition, the Board will request that he provide proof of his fifteen (15) continuing proficiency competency credits and will check his license status in other states.

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>
Ajomale, Michael	1623368	Comity	Grant License
Arends, Scott	1609002	Comity	Grant License
Asante-Grable, Marian	1590090	Exam.	AIN
Bean, Faron	1615017	Comity	AIN
Berenyi, Antoine	595525	Comity	AIN
Bilella, James	1196394	Comity	Grant License
Blakenship, Carolyn	1627765	Comity	Grant License
Breton, Ramon	1592137	Comity	Grant License
Burns, Steven	1611219	Comity	AIN
Crang, Steven	1622518	Comity	AIN
Criso, Louis	1628380	Comity	AIN
Derr, Michael	1617643	Comity	Grant License
Dimachkieh, Saadeddine	15/83519	Comity	AIN
DiSilvestro, Robert	1604623	Comity	Grant License
Eckstein, Taylor	1622937	Comity	Grant License
Ekstrom, Jon	1623145	Comity	Grant License
Elias Scott	1627555	Comity	Grant License
Fearheller, Jr., John	1577000	Exam.	AIN
Gendron, Marc	1627674	Comity	Grant License
Girgis, Amgad	1569420	Comity	Grant License
Godwin, Jeremy	1609448	Comity	AIN

Goodrick, Warren	1621985	Comity	AIN
Jalali, Ahsen	1475253	Exam.	AIN
Januskiewicz, Michael	1621579	Comity	Grant License
Jimenez, Javier	1612929	Comity	AIN
Johnston, Alan	1622973	Comity	Grant License
Kamanda, Joseph	1604652	Comity	Grant License
Klodny, Goldy	1619770	Exam.	Take P
Knochel, James	1628009	Comity	AIN
Loughran, Daniel	1609114	Comity	Grant License
Lu, David	1562536	Comity	AIN
Lu, Rongdu	1617167	Comity	Grant License
Masamichi Inoue	1622983	Comity	Grant License
Matar, Elias	1599815	Comity	Grant License
Matlage, Brian	1618506	Comity	Grant License
Mayle, Kenneth	1369392	Exam.	Take P
McCall, Joshua	1621509	Comity	Grant License
McDonell, Thomas	1353890	Comity	Grant License
McNamara, Holly	1612009	Comity	AIN
Mendola, Thomas	1588217	Exam.	AIN
Milam, Timothy	1516093	Comity	Grant License
Miller, John	1621952	Comity	Grant License
Moscariello, Michael	1612031	Comity	Grant License
Nelson, David	1616945	Comity	Grant License
Nimeth, Robert	1614934	Exam.	AIN
Ottenmiller, Mark	1609334	Comity	Grant License
Palermo, Robert S.	1633817	Comity	AIN
Pariseault, Bryan	1615282	Comity	Grant License
Patel, Bhavin	1617756	Exam.	AIN
Petersen, Thomas	1270405	Comity	Grant License
Procopio, Joseph	1600623	Comity	AIN
Rotzell, Ryan	1569742	Comity	Grant License
Ruppert, Michael	1622896	Comity	Grant License
Sawka, Karen	1615754	Comity	Grant License
Schwartz, Chad	1499759	Exam.	Take P
Stewart, Justin	1621960	Comity	Grant License
Sun, Jie	1616949	Exam.	Take P
Vopelius, Jason	1617944	Exam.	Take P
Werpachowski, Andy	1576704	Exam.	Waive F, Take P
Wheeler, Dale	1600078	Comity	AIN
Wilson, Chad	1618745	Comity	AIN
Wyatt, George	1603876	Comity	Grant License
Yarbrough, Donald	1617196	Comity	AIN
Ybanez, Numer	1623124	Comity	Grant License
Zumbo, John	1623129	Comity	AIN

AIN: Additional Information Needed.

In addition, and on a motion by BM Frantz, second by BM Cleary, the Board approved the home inspector application for Mark E. Reme, PE.

Full Board Review:

Thomas H. Denny, #1614434

The Board reviewed the PE comity application for Mr. Denny and together with information concerning his prior violations in 2000 and 2007, considered his prior driving violations. On a motion by BM Cleary, second by BM Marshall, the Board approved this PE comity application.

John Petre, #1612124

The Board reviewed the PE comity application for Mr. Petre and together with information concerning his assault in 1982 and driving under the influence (DUI) in 2005, considered these prior violations. On a motion by BM Cleary, second by BM Marshall, the Board concluded to request copies of the final court documents related to this matter.

David Lu, #1562536

The Board reviewed the PE comity application for Mr. Lu and the two out of state criminal complaints previously issued against him in Tennessee and Georgia. The Board concluded to review this matter in Executive Session at its May meeting.

Certificates of Authorizations

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

<p>NOVA QUALITY ASSURANCE CONSULTING SERVICES, LLC 4 Mark Road, Unit A Kenilworth, NJ 07033 Application # 1646080</p>	<p>CUNNINGHAM ENGINEERING & DESIGN, LLC 213 Newton Swartwood Road Newton, NJ 07860 Application # 1644754</p>
<p>INNOVA TECHNOLOGIES, INC. 1432 South Jones Blvd. Las Vegas, NV 89146 Application # 1650962</p>	<p>GLOBALTEK ENGINEERING, LLC 8 Brookside Road Edison, NJ 08817 Application #1650957</p>
<p>CORREA ENGINEERING CONSULTANTS, LLC 5222 Meadowview Avenue North Bergen, NJ 07047 Application # 1650875</p>	<p>MORRIS P. HERBERT, INC. 90 Beaver Avenue Clinton, NJ 08809 Application # 1650940</p>
<p>F & G MECHANICAL CORPORATION 348 New County Road Secaucus, NJ 07094 Application # 1650952</p>	<p>N.A. WATER SYSTEMS, LLC 250 Airside Drive Moon Township, PA 15108 Application # 1650936</p>

<p>GRAND MILLENNIUM CONSULTING ENGINEER, LLC 90 Knickerbocker Road, Apt. 17 Dumont, NJ 07628 Application # 1650932</p>	<p>MERCEDE ENGINEERING, LLC 137 Eachus Avenue Bryn Mawr, PA 19010 Application #1650822</p>
<p>THE VAUGHN COLLABORATIVE 42 W. Lafayette Street Trenton, NJ 08608 Application # 1649949</p>	<p>REME AND ASSOCIATES, LLC 11 Jennifer Way New Egypt, NJ 08533 Application # 1651898</p>

INFORMATIONAL/DISCUSSION ITEMS

News Article - Re: Thomas Edison State College promoting courses in nuclear engineering. The Board requested information from Thomas Edison State College regarding their current ABET accreditation status.

PUBLIC COMMENTS

Charles Blumeling, PE, PLS, inquired as to when the Board will commence its review of education providers and courses for continuing professional competency (CPC) credits. The Board stated it will do so when its draft CPC regulation is finalized.

MOVE TO EXECUTIVE SESSION

The Board, on a motion by BM Frantz, second by VP Schwartz, 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 VP Schwartz, the Board unanimously voted to adjourn the meeting at 3:00 pm.

APPROVED BY:

James K. Valenti
President

Paul Ray
Acting Executive Director

