

State Board of Professional Engineers and Land Surveyors

Minutes of May 15, 2003
PUBLIC SESSION

CALL TO ORDER

The meeting of the State Board of Professional Engineers and Land Surveyors was called to order by President Edward Vernick at 9:00 am 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

President Vernick 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 Star-Ledger, the Courier Post and the Bergen Record.

ROLL CALL

BMs present: Edward Vernick
Richard Frantz
James Kelly
Robert Marshall
Pravin Patel
Louis Raimondi
Robert Bogart
Rishi Raj
Albert Faraldi
James Valenti

Others present: Arthur Russo, Executive Director, Michelle Albertson, Deputy Attorney General, and Martha Richardson, Robert Welsh, and Yolanda Winston, Staff.

APPROVAL OF MINUTES

December 19, 2002
January 16, 2003

On a motion by BM Raimondi, second by BM Marshall, the Board unanimously voted to approve the minutes of December 19, 2002 as amended and January 16, 2003 as amended.

ANNOUNCEMENTS

President Vernick read a Resolution of Appreciation for Arthur Russo to the Board which stated in part

that "...Be it resolved that the New Jersey Board of Professional Engineers and Land Surveyors extends its heartfelt appreciation and support to Arthur Russo, Executive Director, for his continuing efforts to maintain the high level of professionalism and management of the Board's activities which reflects so highly upon the Board, the Division of Consumer Affairs and the State of New Jersey..."

On a motion by BM Raj, second by VP Kelly, the Board approved the resolution for presentation to Executive Director Russo, copies of which are to be forwarded to Governor James E. McGreevey and Director of Consumer Affairs Reni Erdos.

APPEARANCES

Robert Campanelli's appearance to discuss ethics issues has been rescheduled for the June 3, 2003 board meeting.

Jake Gertsman, Regulatory Analyst was scheduled to appear to discuss the licensure of professional engineers as home inspectors and was rescheduled for June 3, 2003 at 9:00 am.

REPORT OF THE EXECUTIVE DIRECTOR

General Report

ED Russo discussed the upcoming NCEES 82nd Annual Meeting to be held in Baltimore on August 13-16, 2003.

On a motion by BM Raimondi, second by BM Frantz, the Board unanimously voted to approve BP Vernick to attend the meeting as the NCEES funded delegate and ED Russo to attend as the Board's Executive Director.

ED Russo brought to the Board's attention a telephone call he received from a professional engineer who after scheduled hand surgery may not physically be able to sign plans. After a discussion of the matter, the Board determined that such situations must be decided on a case-by-case basis with all supporting documentation.

Incoming Correspondence

Professional Credential Services, Inc.

RE: Writing the Law Examination

(April 8, 2003)

The Board discussed the PCS offer to rewrite the law examination at a stipulated fee. The Board also discussed the merits of taking the exam at home vs. at the exam site. It was suggested that an examination sub-committee be selected to review the PCS exam when written. On a motion by BM Raimondi second by BM Faraldi the Board approved the agreement with PCS, subject to any required administrative approval.

Edward Buss, PE of NJ Water Supply Authority

RE: Request for Guidance

(April 29, 2003)

Mr. Buss informed the Board that NJ Water Supply employs engineers. However, most of the design projects are done under contract with consulting engineers. Mr. Buss has requested that the Board provide guidance on the proper way to make use of draft documents that were originally prepared by a

contractual consultant.

After discussion, the Board voted to inform Mr. Buss that plans must be properly signed and sealed and that he must comply with all other applicable regulations. VP Kelly will draft a response to Mr. Buss.

Richard J. Tobia, PE of LFR
RE: Questions for the Board
(April 30, 2003)

Mr Tobia requested information regarding plans that his company has been signing. The NJDEP and EPA requested that these plans be sealed in addition to being signed. Mr. Tobia also requested a clarification on the definition of the word "certify".

After a discussion, the Board voted to inform Mr. Tobias that all the plans in question should be signed and sealed and that the word "certify" is not defined in the Board's statutes and regulations.

NCEES

Examination Security Position Statements

The Board noted this item for the record.

Peter A. Cipriano, PE
RE: Volume 5, Spring 2003 PE/LS
Newsletter (May 1, 2003)

Mr. Cipriano expressed his gratitude and congratulations to all of the parties who contributed towards the publication of the Professional Engineers and Land Surveyors Spring 2003 Newsletter.

The Board noted this correspondence for the record.

George T. Lucas, Exec. Dir., GSLSA
RE: Board Administrative Rules
(April 17, 2003)

Mr. Lucas informed the Board of the intention of the GSLSA to review the Board's current administrative rules and present any recommendations on changes.

The Board noted this correspondence for the record.

Robert C. Kirkpatrick, LLC

Mr. Kirkpatrick's letter pertained to issues on the way speciality design work was performed before the adoption of the Building Design Services Act.

The Board voted to send a letter to Mr. Kirkpatrick thanking him for his letter.

REVIEW OF APPLICATIONS

Licensure Applications

On a motion by BM Faraldi, second by VP Kelly, the following license applications were approved.

APPLICATIONS TO BE APPROVED ON May 15, 2003

NAME	Application # for Examination and Licensure	PE/EIT	DECISION
K. VANDERZEE	927165	COMITY	GRANT
M. CHOUDHRY	944140	PE\EXAM	TAKE P
D.FEKETE	917294	PE\EXAM	TAKE P
N. NG	903284	COMITY	GRANT
K. ALAVI	934591	COMITY	GRANT
M. PATEL	922500	PE\EXAM	TAKE F&P
T. BRAVANTE	888095	COMITY	TAKE F
C. JEN	920420	EIT	TAKE F
C. BROOME	940702	PE\EXAM	TAKE P
M. ROETZEL	949017	COMITY	GRANT
A. ZOKAIE	918392	COMITY	GRANT
T. STAGER	875879	COMITY	GRANT
P. DRISCOLL	933430	COMITY	GRANT
K. SCHERZER	940705	COMITY	GRANT
K. KNAPP	920312	COMITY	GRANT
R. YURICK	52057	COMITY	GRANT
B. DAVEY	875953	COMITY	GRANT
E. LEDERMAN	885780	PE\EXAM	TAKE P
C. KWONG	943569	EIT	TAKE F
R. MASON	916102	EIT	TAKE F
J. WRIGHT	943553	EIT	TAKE F
M. BLACK	936017	EIT	TAKE F
J. MARTINEZ	897446	EIT	TAKE F
S. ANSINE	943544	EIT	TAKE F
A. OSTERBERG	926986	PE/EXAM	GRANT
M. OUDEH	945364	EIT	TAKE F

Certificate of Authorization

No report

DISCUSSION ITEMS

The Board discussed the use of the word "engineer" in titles used by civil service entities, which is still of continuing concern. It was further discussed that civil service engineers for the most part do not meet the requirement for licensure because of the two year engineering design experience requirement. The Board agreed to form a sub-committee consisting of BM Marshall, BM Valenti and chaired by BM Bogart. The sub-committee will present recommendations to the Board at its September meeting.

Rule Proposal

(N.J.A.C 13:45a-29.1) April 21, 2003

The proposal sets forth the requirements for exempting real estate brokers, broker salespersons, and salespersons from certain provisions of the Consumer Fraud Act if they are in compliance with the condition disclosure requirements of the new rule after having obtained a property disclosure statement from a seller of a property. After a full discussion, the Board recommended that this proposal be sent to the Home Inspection Advisory Committee and the Board of Architects. The Board has formed a subcommittee consisting of BM Raimondi, BM Bogart and BM Patel to prepare comments which are due by June 20, 2003.

Notice of Administrative Correction

(N.J.A.C. 13:40-11.3) - May 5, 2003

The Board reviewed a notice of administrative correction published in the New Jersey Register concerning the maximum number of carry over continuing education credits for land surveyors.

The Board noted this item for the record.

MOVE TO EXECUTIVE SESSION

On a motion by BM Frantz, second by BM Marshall, the Board unanimously voted to enter into Executive Session to complete the agenda.

RETURN TO PUBLIC

On a motion contained within the Executive Session minutes, the Board unanimously voted to return to Public Session for the purposes of adjourning.

ADJOURNMENT

On a motion by BM Frantz, second by BM Marshall, the Board unanimously voted to adjourn at 3:00 p.m.

APPROVED BY:

Edward Vernick, PE
President

Arthur Russo
Executive Director
