

# State Board of Professional Engineers and Land Surveyors

Minutes of May 18, 2000

## PUBLIC SESSION

### CALL TO ORDER

The meeting of the State Board of Professional Engineers and Land Surveyors was called to order by the Board President Albert N. Faraldi at 9:00 am in the Hudson Conference Room, Sixth Floor, 124 Halsey Street, Newark, New Jersey. All parties were duly notified of the time, date and place, with all pertinent material being provided.

### SUNSHINE LAW ANNOUNCEMENT

President Faraldi read the statement required by Chapter 231, Laws of 1975 known as the Open Public Meeting 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:

Robert Bogart	Albert Faraldi
Richard Frantz	Rishi Raj (arrived 9:30am)
Pravin Patel	Edward Vernick (departed 12:00pm)
James Kelly	Louis Raimondi
Theodore Cassera (arrived 9:30am)	

BMs absent: Robert Marshall

Others present: Arthur Russo, Executive Director, William Mandeville, Management Assistant, Joseph Grabowy, Management Assistant, Ernest Gonzalez, Acting Recording Secretary, Dwight Singleton, Summer Intern and Deputy Attorney General Olga E. Bradford.

### REPORT OF PRESIDENT

President Faraldi informed the Board that its annual meeting in Cape May on May 5, 2000 was a success.

### APPROVAL OF MINUTES

**April 6, 2000**

The Board voted to approve the minutes of April 6, 2000 as amended.

### APPEARANCE BY SYED M. TARIQ-SHUAIB - APPLICATION #40493

In response to the Board's request that he appear at its May 18, 2000 meeting, Mr. Tariq-Shuaib informed the Board

office by phone and in writing that he felt his appearance before the Board was not required. He further indicated that he provided the Board with sufficient documentation to review his application for licensure.

ED Russo was instructed by the Board to inform Mr. Tariq-Shuaib that his application for licensure was reviewed and denied without prejudice. No further action can or will be taken by the Board based on the insufficient information submitted, and that a final determination cannot be made without his appearance. DAG Bradford will draft a Provisional Order denying license to be issued to Mr. Tariq-Shuaib based on his failure to explain his failure to adequately demonstrate to the Board the requisite two years of original design experience gained under the supervision of a licensed professional engineer, as required by New Jersey statute.

## **APPEARANCE BY EILEEN RAINEY- DISCUSSION ON SUNSETTING OF REGULATIONS**

Eileen Rainey, Regulatory Analyst, canceled her appearance before the Board due to the backdating of the sunseting schedule. Ms. Rainey informed ED Russo that the regulations proposed for adoption were not printed in the May 15th edition of the New Jersey Register.

## **APPROVAL/ DENIAL OF APPLICATIONS FOR MAY 5, 2000**

There were no applications assigned to the Board for its review at the May 5, 2000 meeting.

## **REPORT OF THE EXECUTIVE DIRECTOR**

### **Incoming Correspondence**

**Rudolph A. Filko / Mizzone, Filko & Mizzone, P.A.**

**Re: Borough of West Paterson/ Schoor De Palma (5/17/00)**

The Board proceeded to review this correspondence in the absence of BM Cassera.

Mr. Filko, attorney for the Borough of West Paterson, questioned whether a conflict of interest situation would occur if the Borough Planning Board engineer, an employee of Schoor De Palma, were to review subdivision plans (prepared by another firm) submitted to the West Patterson Planning Board for approval when his employer, Schoor De Palma, serves as the applicants engineer in other communities.

The Board decided that the West Paterson Planning Board can retain its current Borough engineer in this matter as long as he is in compliance with N.J.A.C. 13:40- 3.1(a)4i: which states that "A licensee will inform his client or employer of any business connection, interest or circumstance which might be deemed as influencing his judgment or the quality of his services to the client or employer."

ED Russo will formulate a response to Mr. Filko informing him of this regulation.

## **MOVE TO EXECUTIVE SESSION**

On a motion by BM Frantz, seconded by BM Bogart, the Board unanimously voted to move to Executive Session for the purpose of completing the Executive Session agenda.

## **RETURN TO PUBLIC SESSION**

On a motion contained in Executive Session, the Board unanimously voted to continue the meeting in Public Session for the purpose of completing the Public Session agenda.

## REPORT OF THE EXECUTIVE DIRECTOR (Continued)

ED Russo reported that at the Cape May meeting, a discussion ensued about licensee Ira Pierce and the reinstatement of his engineering license after a lapse of twenty-two years. Since his license has been lapsed for more than five years, he may be required to comply with the amended Uniform Enforcement Act for licensure.

ED Russo will be attending an Executive Directors conference on May 22, 2000 regarding a standardized interpretation of the UEA. ED Russo will inform the Board of the Division's position on this matter.

BM Raimondi announced that the annual NCEES Northeast Zone Meeting for May 2003 is scheduled to be held in Cape May, NJ. BM Raimondi, who was asked to chair the Committee to arrange for this meeting, requested volunteers from the Board to assist in this task.

## CERTIFICATE OF AUTHORIZATION

No report.

## ADJOURNMENT

On a motion by BM Frantz, seconded by BM Patel, the Board unanimously voted to adjourn at 2:30 pm.

### Approved by:

---

Albert N. Faraldi, PLS  
President

---

Arthur Russo  
Executive Director

---

[Board of Professional Engineers &  
Land Surveyors](#)

[Other Professional and Occupational  
Licensing Boards](#)

[Feedback  
Survey](#)

[Consumer Affairs  
Home Page](#)

[NJ Dept. of Law and Public  
Safety Home Page](#)

[State of NJ  
Home Page](#)

---

*Modified March 2002*