



State Board of Professional Engineers and Land Surveyors

Minutes of June 6, 2002

Public Session

CALL TO ORDER

The meeting of the State Board of Professional Engineers and Land Surveyors was called to order by Board President Pravin Patel at 9:15am 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 Patel 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

BM's present:

James Kelly	Richard Frantz
Louis Raimondi	Edward Vernick
Albert Faraldi (9:20am)	Pravin Patel
Robert Marshall	Theodore Cassera (9:20am)

BM's absent:

Rishi Raj
Robert Bogart

Others present:

Arthur Russo, Executive Director, William Mandeville, Program Development Assistant, Ernest Gonzalez, Senior Clerk Transcriber, Joseph Grabowy, Auditor/ Accountant Assistant, and Deputy Attorney General Michelle Albertson.

APPROVAL OF MINUTES

April 18, 2002

The Board reviewed the April 18, 2002 Public Session minutes. On a motion by VP Vernick, seconded by BM Marshall, the Board unanimously voted to approve the April 18, 2002 minutes as amended.

COMMITTEE REPORTS

Legislation

S581/A2231 - Certification of Crane Operators. Assembly Bill A2231 was introduced on May 9, 2002 and referred to the Assembly Regulated and Independent Authorities Committee.

S1089/A2363 - Assembly Bill A2363 was introduced on May 20, 2002 and referred to the Assembly Regulated and Independent Authorities Committee. This bill would allow inactive licensees to complete required continuing education at any time prior to reactivating their licenses.

In a writing to the Director's Office the Board expressed their support in favor of this bill with the amendment that the continuing education occur in the most recent biennial period.

Administration

No report.

Examinations

Copies of the NJ State Specific Law Examination were distributed to BMs Raimondi and Faraldi and mailed to BM Bogart for review and consideration for approval. The sub-committee will present their findings and suggestions at the June 20, 2002 meeting.

Education

After reviewing Deputy Director Anthony Miragliotta's memorandum of May 9, 2002, BM Frantz informed the Board that its letter of opposition to the Board of Education's lowering of GPA requirements for teacher certification was denied.

Regulations

No report.

Finance

No report.

Special Committee Reports

Newsletter

BM Raimondi informed the Board that the 5th edition of the Board's newsletter is almost complete. He reminded the BMs that have not submitted their articles for inclusion in this newsletter to do so as soon as possible.

Joint Committee

The Board reviewed a copy of a April 29, 2002 correspondence from the Joint Committee to Vincent Mangini, Esquire.

The Joint Committee informed Vincent Mangini, Esquire, Stark & Stark, P.C., that his inquiry regarding the building design services act, was vague and hypothetical and, therefore, could not be answered.

The Board noted this correspondence for the record.

Website

VP Vernick informed the Board that a new posting has been added to its website advising that the home inspector regulations have been adopted on June 3, 2002. Additionally, the home inspector (grandfather provision) application is available for downloading.

2003 Northeast Zone Meeting

BM Raimondi informed the Board that he will be attending a joint meeting with representatives of the NCEES in August to start preparations for the 2003 Northeast Zone Meeting in Orlando, Florida.

Applications: Revisions PE/LS and Design Experience

No report.

Licensure Promotion Committee

No report.

REPORT OF THE EXECUTIVE DIRECTOR

General Report

ED Russo advised the Board that Joseph R. Read, the hearing officer for the May 22, 2002 Public Hearing on the mandatory setting of corner markers, submitted his report and that it would be distributed to the Board for review and discussion at its next meeting on June 20, 2002.

ED Russo advised the Board that the staff has mailed approximately 1,500 home inspector (grandfather provision) applications. William Mandeville informed the Board that the application for professional engineers to be considered for a home inspector's license is in its final review stage.

ED Russo informed the Board of Reni Erdos' appointment as the new Director for the Division of Consumer Affairs.

Ed Russo stated that the new print stock used for license certificates will be utilized by all licensing Boards throughout the Division. The Board's earlier request to continue use of the former print stock was denied.

Incoming Correspondence

Sidney Crane

**RE: Remington, Vernick & Walberg
(May 15, 2002)**

Sidney Crane submitted a letter to, Remington, Vernick, & Walberg Engineers stating that he would need to rectify certain concerns he has over services performed by Mr. Walberg. In a May 20, 2002 letter to Mr. Crane, Edward Walberg responds to his original correspondence.

Mr. Crane submitted a second letter dated June 3, 2002 expressing his appreciation to Mr. Edward Walberg for such a prompt response.

All letters were noted for the record.

Colonial States Board of Land Surveyor Registration

RE: Annual Dues for registration period for Calendar year 2002

(May 21, 2002)

ED Russo informed the Board that an invoice was received from the Colonial States Board of Land Surveyor Registration to renew for the 2002 year.

On a motion by BM Frantz, seconded by BM Faraldi, the Board unanimously voted to approve the payment of \$250.00 for the annual renewal.

George T. Lucas, II PLS, PP, Executive Director/ Garden State Land Surveyors Alliance, Inc.

RE: Proposed Amendments to NJAC 13:40-5.1(d) Public Hearing of May 22, 2002

(May 31, 2002)

Mr. Lucas requests that the Board look into the matter of the amount of advance notice provided to the public to comment on the above referenced proposal. He stated that notice of the public hearing was published in the New Jersey Register on May 20, 2002 and that the hearing took place two days later, thus not allowing sufficient time for the public to respond.

Upon advice of the DAG, the Board shall inform Mr. Lucas that it met all of the notice requirements in the Administrative Procedure Act.

Joseph A. Donato, Jr., PLS, PP, Chairman/ GSLSA Legislative & Regulation Committee

RE: Public Hearing of May 22, 2002 regarding proposed changes to NJAC 13:40-5.1(d)

(May 22, 2002)

Mr. Donato is requesting copies of all comments submitted to the Board and of the transcripts of the May 22, 2002 Public Hearing on the above referenced matter.

Mr. Donato will be advised of the copy costs involved and that all requested documents shall be provided as soon as its receives all materials and the copies are assembled.

Outgoing

Reni Erdos, Director

RE: The Board of Professional Engineers & Land Surveyors Position on A-1814

This correspondence from ED Russo informs Director Erdos of the Board's opposition to A-1814. This bill would require that tax maps be updated following a municipal revaluation of real property to show municipal zoning areas, wetlands and flood zones.

The Board noted this correspondence for the record.

Proposed Board Meeting Dates for 2003

The Board reviewed the proposed meeting dates for the 2003 calendar year and provided amendments to these dates. The Board will review the revised meeting dates at its next meeting.

2003 ANNUAL MEETING COMMITTEE NOMINATION

President Patel appointed BM Bogart to the Annual Meeting Committee.

On a motion by BM Faraldi, seconded by BM Marshall, the Board unanimously elected BM Bogart to the Committee.

FULL BOARD REVIEW

Eli Mouallem - # 51023

BM Cassera informed the Board that Mr. Mouallem is a New York State licensee whose ECE evaluation indicates that his foreign degree is equivalent to a Bachelors of Science degree in engineering. He also stated Mr. Mouallem has an outstanding record of experience.

BM Cassera stated that the ECE evaluation indicated he was deficient in the required number of design courses. BM Cassera further reviewed the evaluation and determined that many classes which encompassed engineering design were not classified as such.

Based on his review of the application, BM Cassera made a motion, seconded by VP Vernick, to grant Mr. Eli Mouallem his license by comity.

Widjaya S. Atmadja #865822

BM Kelly informed the Board that Mr. Atmadja had a complaint filed against him in the State of Texas. The Texas Board found that Mr. Atmadja did not base his foundation design plan upon geotechnical soil studies. This complaint has since been resolved.

After a review of this additional information, the Board, on a motion by BM Kelly, seconded by BM Faraldi, unanimously voted to grant Mr. Atmadja a professional engineer's license by comity.

Martin L. Cardiff #52349

BM Kelly advised the Board that Mr. Cardiff was previously denied for not having an undergraduate engineering degree. Mr. Cardiff submitted a letter explaining that he is currently licensed in Pennsylvania since 1999 and that his professional experience begins in 1989.

On a motion by BM Kelly, seconded by VP Vernick, the Board unanimously reaffirmed its prior decision to deny Mr. Cardiff licensure for not meeting the 1999 educational requirement of New Jersey.

MOVE TO EXECUTIVE SESSION

On a motion by VP Vernick, seconded by BM Marshall, the Board moved into Executive Session for the purpose of reviewing complaints.

BACK TO PUBLIC SESSION

On a motion contained within the Executive Session minutes, the Board returned to Public Session for the purpose of adjournment.

ADJOURNMENT

On a motion by BM Frantz, seconded by BM Marshall, the Board unanimously voted to adjourn at 1:30 p.m.

APPROVED BY:

_____	_____
Pravin H. Patel, PE	Arthur Russo
President	Executive Director

[Professional Engineers and 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](#)

Posted September 2002