

STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS

Minutes of November 6, 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 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

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 Camden Press, and the Courier Post.

ROLL CALL

BMs present:

Edward Vernick
Albert Faraldi
Pravin Patel
Robert Marshall
Robert Bogart
Rishi Raj

BMs absent:

James Kelly
Louis Raimondi
Richard Frantz
James Valenti

Others present:

Arthur Russo, Executive Director, Michelle Albertson, Deputy Attorney General, and staff members Joseph Grabowy, Ernest Gonzalez, Martha Richardson, Robert Welsh, Yolanda Winston, and one public member.

Appearance by Hadi Pezeshki, PE

Mr. Pezeshki appeared before the Board to discuss the reinstatement of his professional engineering license. He stated that he supplied the Board office with an updated address, but did not receive his biennial renewal application. He requested that the Board waive the reinstatement fee of \$125.00.

After a discussion, the Board advised Mr. Pezeshki that the statute requires a reinstatement fee, which cannot be waived.

APPEARANCE BY DEVON GRAF, REGULATORY ANALYST RE: CORNER

MARKER WAIVER

This appearance was rescheduled for the December 4th meeting.

COMMITTEE REPORTS

Legislation

President Vernick informed the Board that there has not been any movement on legislative bills as the legislature has been out of session since June and will return on November 13, 2003.

Administration

No report.

Examinations

ED Russo informed the Board that the October 2003 examinations were successful. He stated that the alternative exam site used by NJIT was adequate and will be used until the new Student Center is constructed. The security measures taken at NJIT were sufficient. He also stated that the examinations at Rowan University started 15 minutes late and that a request for the posting of direction easels near the exam site will be made for the next examination.

Education

No report.

Regulations

No report.

Finance

BM Faraldi stated that the Board's financial position is good.

Special Committee Reports

Newsletter

No report.

Joint Committee

No report.

Website

Robert Welsh informed the Board that the following items will be included on the Board's website:

- * Continuing Education Approval Form
- * List of Municipal Engineers
- * A statement in the Certificate of Authorization Report informing interested persons to call the Board office for additional information concerning persons in responsible charge
- * Continuing Education Course listing for land surveyors
- * Reference forms for professional engineers, land surveyors, engineer-in-training and land surveyors-in-training

* Requirement list for home inspectors licensure.

Mr. Welsh also informed the Board that he requested that the website be divided between engineers, land surveyors, and home inspectors.

Applications: Revisions PE/LS and Design Experience

No report.

Licensure Promotion Committee

BM Raj attended the ABET accreditation of Rutgers University's bioresource program. He mentioned that very few students enrolled in this program and that it is unlikely it can be sustained. Further BM Raj indicated that there are three environmental engineering programs currently offered at Rutgers. The remaining two are offered at the Busch and Cooks College campuses.

Disciplinary Action Committee

No report.

Civil Service Committee

No report.

REPORT OF THE EXECUTIVE DIRECTOR

General Report

ED Russo submitted a licensing report pertaining to the current number of licensed professional engineers, land surveyors and professional engineers and land surveyors.

He also informed the Board that there are currently 251 licensed home inspectors , 94 approved applications awaiting licensure payment, and 10 applications awaiting review. There are currently 5 pending associate home inspector applications and one approved.

There have been 36 professional engineers licensed as home inspectors, 5 pending professional engineer/home inspector applications and 1 application which was denied.

The Board was informed that a response has not been received from PCS regarding modifications to the NJ State law examination. This item will be placed on the Board's upcoming agenda.

BM Bogart was approved by the Division to attend the Colonial States meeting. BM Bogart stated that he will not be able to attend due to a personal matter.

ED Russo reported that the Certificate Award Ceremony held on October 16th was a great success and was attended by 5 emeritus Board members. Assemblyman Lou Greenwald was the keynote speaker for the evening.

The Division will mail postcards to licensees of the Board in December to confirm mailing addresses prior to the issuance of the 2004-2006 biennial renewal applications.

The roster of the Board's licensees, including licensees as of May 2003, has been posted to the website.

The permanent binding task of past and current Board minutes has been completed.

The Board discussed the use of the GE, GS and GB acronyms as part of license numbers. It concluded that the

current practice of utilizing those acronyms should remain in place.

ED Russo informed the Board that preparations should begin for the May 2004 Annual Meeting. The Board shall discuss this matter at a future meeting.

Incoming Correspondence

Rhonda Haskins, ARTBA PDH Program Manager/ American Road & Transportation Builders Association
RE: Request "exempt provider" or "provider" status
(October 9, 2003)

Ms. Haskins requested the Board grant an "exempt provider" or "provider" status for a conference that is held by ARTBA, which will provide professional development hours for its members. The Board concluded that the conference deals with engineering issues and professional engineers are not required to obtain professional development hours in New Jersey.

The Board noted this correspondence for the record.

Rich Reitberger, 1st Vice President/ Society of Fire Protection Engineers
RE: Fire Protection Engineer Candidate Qualification Document
(October 10, 2003)

Mr. Reitberger submitted a document which discusses the knowledge and experience that a qualified fire protection candidate would need to obtain design experience.

The Board noted this correspondence for the record.

Craig W. Stires, PE, President/ Stires Associates, P.A.
RE: Request for Interpretation: Title 13:40-8.1 Maintenance of Records
(October 15, 2003)

Mr. Stires requested the Board's interpretation of the maintenance of records regulations.

The Board will advise Mr. Stires that the Board's regulations indicate that a client is entitled to receive all work product regardless of the media format, unless provided otherwise by contract.

Richard A. Moralle, PE, PLS, Senior Vice President/ T&M Associates
RE: Asbury Park Redevelopment Project - Outbound Corner Monumentation
(October 7, 2003)

The Board tabled this correspondence until the next meeting.

J.G.S. Billingsley, PE, Chair-Ad-Hoc Expedited Comity Committee/ Delaware Association of Professional Engineers
RE: Expedited comity reviews
(October 17, 2003)

Mr. Billingsley requested the Board's consideration of a proposal to expedite the review for comity applications.

The Board will thank Mr. Billingsley for his correspondence and inform him that the statutes and regulations provide for 2 years of design experience and that the comity applicant must comply with this requirement.

Frank T. Reilly, General Chairman/ Morris County Department of Transportation
RE: TransAction 2004: 28th Annual NJ State Transportation Conference (October 24, 2003)

Mr. Reilly submitted a notice of the Morris County Department of Transportation with regard to various roadway issues.

The Board noted this correspondence for the record.

John J. Mc Kniff, Assistant Township Attorney/ Township of Wayne
RE: Engineer titles
(October 23, 2003)

Mr. Mc Kniff requested the Board's interpretation of the use of engineering titles by the Township.

The Board will ask Mr. Mc Kniff if the titles are for civil service positions, and if so, who is the person in responsible charge in each case.

Keith M. Ludwig/ Consulting Engineer Services
RE: State Portion of the Land Surveyors Examination
(October 28, 2003)

Mr. Ludwig requested that the Board consider qualifying seniors in the land surveying curriculum to sit for the state specific exam.

After reviewing this correspondence, the Board will inform Mr. Ludwig that applications are reviewed on a case-by-case basis and that he should submit an application for consideration.

Donald C. Meserlian, PE
RE: Topography for Site Plan Grading
(October 29, 2003)

Mr. Meserlian requested that the Board complete his survey. The Board noted that the issues in the survey were previously addressed when Mr. Meserlian appeared before the Board.

He also submitted a facsimile outlining proposed revisions to the statute, which the Board noted for the record.

Louis Raimondi, Northeast Zone Vice President/ NCEES
RE: Communication between the Board and Council Leadership
(October 13, 2003)

Mr. Raimondi submitted various suggestions on behalf of the NCEES Northeast Zone on ways in which to improve communications between the Board and Council Leadership.

The Board table this matter until the next meeting.

Patsy Steele, Test Development Specialist/ PCS
RE: Matthew Lieb
(October 16, 2003)

Mrs. Steele submitted copies of Mr. Lieb's land surveying examination. Mr. Lieb is appealing a question which he believes he answered correctly, but was marked wrong. The Board determined that the question could be clarified in future examinations. However, the majority of the applicants (5 out of 8) answered the question correctly. Therefore, the Board, on a motion by BM Faraldi, second by BM Patel, unanimously voted to accept the question and answer as correct and deny Mr. Lieb's request.

Information

The following informational items were noted by the Board:

- * "Design of Structures Utilizing Prefabricated Wood Trusses" FBPE
- * Bradley M. Campbell Re: Presentation at the October 2003 Certificate Award Ceremony

- * Sample Roster listing which is posted on the Board's website
- * NCEES Zone Update: September 2003
- * Information on continuing education for professional engineers in other states

REVIEW OF APPLICATIONS

The Board, on a motion by BM Frantz, second by BM Bogart, unanimously voted to approve the following applications:

Decision	Name	App#	Decision	Name	App#
GRANT	J.VUKOV	963367	GRANT	D. FARRELL	940208
GRANT	B. MORAGHAN	864564	GRANT	S. BURKE	930904
GRANT	S. CARNAVALLA	953561	GRANT	P. ENNIS	961959
GRANT	E. ENGELL	922421	GRANT	G. GIROUX	948509
GRANT	S. ZIEGLER	909605	GRANT	H. ANDERSON	891201
GRANT	D. GATTI	954947	GRANT	D. WHITTAKER	960493
GRANT	D. ALLEN	953562	GRANT	D. SHANKLIN	957865
GRANT	C. TERCEIRA	888019	GRANT	C. PILLETTERI	970378
GRANT	C. FLOESS	953564	GRANT	W.GENDON	949685v
GRANT	M. HEIKKILA	954835	GRANT	S. WANG	951339
GRANT	E. BERGERON	957883	GRANT	J. TAYLOR	940754
GRANT	M. LEINHEISER	957051	GRANT	G. BOTAZZI	964223
GRANT	T. LUNDEEN	953064	TAKE P	R. LEMASSENA	948645
GRANT	D. JAWARO	963387	TAKE F	V. A-ORTEGA	945498
GRANT	J. PIDCOCK	965512	TAKE F	N. THALASILA	25846
GRANT	W. ECKER	966704	TAKE F	C. NACHSHEN	969197
GRANT	J. ADAMSKI	966708	TAKE F&P	G. AGUILERA	934610
GRANT	R. NEWMAN	960563	TAKE P	D. ARCILLA	883878
GRANT	R. FREDA	955838	TAKE P	Y. KIM	946477
GRANT	R. BURSI	963011	TAKE P	C. ZIEGLER	950380
GRANT	M. ARDEBILI	964181	TAKE P	F.WANG	950388
GRANT		R.KORTE	964178		

The Board, on a motion by BM Frantz, second by BM Bogart, unanimously voted to deny the following

applications:

Name	Reason For Denial	Application #
R. MENDT	Experience	960519
D. CHIMEL	Experience	962477
S BUCHANAN	Transcript	920421
T. SASS	Experience and references	949344
W. CREED	Experience and references	959419
R SHOWALTER	References	951049
P ATTREYA	References	954839
B. WALLER	References	966712
E. NIR	Experience	953609

The Board, on a motion by BM Patel, second by BM Faraldi, unanimously voted to approve the following Certificate of Authorization applications:

Sankofa Engineering & Consulting Services, Inc.
320 Ridge Street
Newark, NJ 07104 DDG Engineering, Inc.
1218 St. Francis Road
Bel Air, MD 21014
TM Engineering Corp.
52 Craig Place
Bloomfield, NJ 07003 Hard Facts Forensic Engineering
46 Georgia Road
Freehold, NJ 07728
David A. Stires Associates, LLC
66 Finderne Avenue
Bridgewater, NJ 08807 Technip Bioharm, Inc.
106 Allen Road, Suite 300
Liberty Corner, NJ
Careaga Engineering, Inc.
1 Timberline Road
Budd Lake, NJ 07828 Reach Associates, Inc.
24 Mayhew Drive
South Orange, NJ 07079
Flexospan Steel Buildings, Inc.
253 Railroad Street, Box 515
Sandy Lake, PA 16145

Full Board Review

Robert Showalter - #951049

The Board reviewed Mr. Showalter's application which included 3 professional engineer references from co-

workers since references from the professional engineers who supervised his work cannot be obtained.

The Board, on a motion by BM Marshall, second by BM Bogart, unanimously voted to accept the references and approve his application for comity.

Lars C. Ingerslev - #873942

The Board reviewed this matter and on a motion by BM Bogart, second by BM Patel, approved his application for comity.

Shashi R. Chokhavatia - #934256

Mr. Chokhavatia informed the Board that he was initially licensed in New York in 1980 and subsequently licensed in New Jersey in 1982. His New Jersey license lapsed in 1996. He has a foreign undergraduate degree and wishes to re-apply for his New Jersey license.

The Board determined that in 1982 he was not required to obtain a foreign undergraduate degree evaluation. Therefore, Mr. Chokhavatia should complete his application for comity, but does not need to obtain an ECEI evaluation.

MOVE TO EXECUTIVE SESSION

On a motion by BM Frantz, second by BM Patel, the Board voted unanimously to move to Executive Session to complete the agenda.

RETURN TO PUBLIC

On a motion contained in the Executive Session minutes, the Board unanimously voted to return to Public Session.

PROVISIONAL ORDERS OF DISCIPLINE

The Board unanimously voted to issue the following Provisional Orders of Discipline in connection with unlicensed practice issues:

Michael J. Abrahams, PE Jeffrey V. Yorick, PE James A. Rotondo, PE Andrzej S. Porwit, PE Gregory P. Matthews, PE Herbert Schlesinger, PE, PLS William M. Kurtz, Jr., PE, PLS William A. Rogers, Jr., PE, PLS Mark L. Baker, PE, PLS

FINAL ORDERS OF DISCIPLINE

The Board, upon review of all submissions, unanimously voted to issue the following Final Orders of Discipline:

John J. Ploskonka, PE David C. Cowherd, PE James Cohen, PE John J. Traynor, III, PE, PLS

ADJOURNMENT

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

Approved by:

Edward Vernick, PE

Arthur Russo

President

Executive Director

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