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STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS Minutes of December 20, 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, Perry Schwartz, 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 Schwartz 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.

ROLL CALL

Present: Perry Schwartz Richard Smith, Jr.
 James Purcell James Valenti
 James Cleary Edward Vernick
 Barry Jones

Absent: Richard Frantz, Lawrence Koo and Robert Marshall

Others: Michelle Albertson, Deputy Attorney General, Karl W. Reidel, Executive Director, Joseph Grabowy, Senior Mgt. Assistant, staff member, Martha Richardson, and two members of the public; Charles Blumeling, PE, PLS, and Peter Burgess, PE, PLS, President - Elect, NJSPLS.

ANNOUNCEMENTS

None

REVIEW OF THE MINUTES

– October 18, 2012

The minutes of October 18, 2012 were noted for the record.

– November 15, 2012

After reviewing the minutes of November 15, 2012, the Board on a motion by VP Purcell,

second by BM Cleary, voted to approve them as amended.

REPORT OF THE EXECUTIVE DIRECTOR

General Report

Executive Director Reidel provided the following results of the examination statistics from the October 2012 examination.

Fundamentals of Engineering:

- 413 Registered
- 368 Actually Tested
- 188 Failed
- 178 Passed
- 2 Dismissed
- 8 Late
- 37 No shows

Fundamentals of Land Surveying:

- 7 Registered
- 7 Passed

Principals & Practices of Engineering:

- 231 Registered
- 219 Actually Tested
- 129 Failed
- 90 Passed
- 12 No shows

Principals & Practices of Land Surveying:

- 9 Registered
- 5 Failed
- 4 Passed

Executive Director Reidel reported that an applicant had been approved by the Board to take Part P-Principles and Practices examination. This examination includes a 4- hour morning session (breadth module) and a 4-hour afternoon session (depth module) chosen by the applicant. This applicant, however, did not take Part P, but rather sat for an examination (Structural Examination) not offered by the Board. The applicant apparently registered with NCEES to take the Structural Examination (two 8-hour sessions), administered by PCS. PCS is under contract with the Board to administer Part F and Part P of the engineering examination for PE licensure, but not the 16-hour Structural Examination. Further, it is the Board's understanding that other states may offer either certification beyond PE licensure or a certification in structural engineering in lieu of PE licensure and, thus, the Structural Examination was created to obtain that certification. However, N.J.S.A. 45:8-34 requires passing Part F and Part P for PE licensure. While this applicant has passed both sessions of the Structural Examination, he has not taken and passed Part P and the NJ Law Examination, as is required for PE licensure in New Jersey. He has already been approved by the Board to take Part P and previously successfully completed Part F. Although the applicant has been notified that he must successfully complete Part P and the NJ Law Examination, he shall be sent a follow up letter.

INCOMING CORRESPONDENCE

Joseph A. Donato, Jr., PLS
GSLSA
November 30, 2012

Re: Passing of GSLSA Co-Founder George T. Lucas, II

This correspondence was noted for the record.

Louis A Raimondi, PE, LS
Emeritus Member of the Board of PE/LS
November 21, 2012

Re: Nomination of Howard C. Harclerode for the Office of the President-Elect
of the NCEES

In addition to the correspondence from Mr. Raimondi, the Board considered an E-mail received from David Widmer announcing the candidacy of David Widmer for NCEES President-Elect. On a motion by VP Purcell, second by BM Smith, the Board voted to adopt a Resolution of Support for Howard C. (Skip) Harclerode for NCEES President-Elect. BM Valenti abstained.

Thomas Dudley Hixson, PE
Chairman, NSPE L&QP Veterans Sub-Committee
November 6, 2012

Re: NSPE Licensure and Qualifications for Practice (L&QP) Committee

The Board discussed this correspondence and noted it for the record. Mr. Hixson will be informed that it is the function of the New Jersey Legislature to establish such policies and procedures. Currently, there are several bills pending in the Legislature which address the licensing of veterans.

K. Brian Cone, PE Comity Applicant # 1707366
Donan Engineering Co., Inc.
November 23, 2012

Re: Request for exemption of licensure requirements

After reviewing this correspondence the Board, on a motion by VP Purcell, second by BM Jones, voted to inform Mr. Cone that provided the requirements for PE licensure in his licensing State are comparable to those of New Jersey, he is allowed to practice Professional Engineering in the State of NJ in the aggregate, less than 30 consecutive days . However, during this time he is not allowed to sign or seal plans or reports or indicate he is a NJ Professional Engineer. By day 31, he must have filed a completed application for licensure ready for Board review, paid the necessary fees and be otherwise legally qualified to practice engineering in a State with qualifications comparable to those required by the NJ Board He will also be informed that these qualifications include two years of design experience.

Thomas P. Murphy, PE Comity Applicant # 1712589
Modjeski and Masters

November 26, 2012

Re: Request for exemption of licensure requirements.

After reviewing this correspondence the Board, on a motion by VP Purcell, second by BM Jones, voted to inform Mr. Murphy that provided the requirements for PE licensure in his licensing State are comparable to those of New Jersey, he is allowed to practice Professional Engineering in the State of NJ in the aggregate, less than 30 consecutive days. However, during this time he is not allowed to sign or seal plans or reports or indicate he is a NJ Professional Engineer. By day 31, he must have filed a completed application for licensure ready for Board review, paid the necessary fees and be otherwise legally qualified to practice engineering in a State with qualifications comparable to those required by the NJ Board. He will also be informed that these qualifications include two years of design experience.

7. COMMITTEE REPORTS

a. Standing Committees:

i Legislation:

- a. BM Vernick informed the Board that bill A3427, which provides for temporary professional or occupational licensure for qualified nonresident military spouses, was reported out of the Assembly Committee with amendments on December 10, 2012.

The Board took no position on this bill but did comment that its current regulations do not have any provisions for temporary licenses for professional engineers or land surveyors. This bill creates another level of licensing for professional engineers and professional land surveyors. The regulations currently in place could sufficiently address the pending bill.

- b. BM Vernick advised the Board that bill A3634/1517, which provides State, county, municipal, and school district contracts for professional services be awarded pursuant to competitive contracting process, was proposed for introduction on December 17, 2012. This bill was noted for the record.

ii Regulations Committee:

No report

iii Education Committee

No report

iv Joint Committee of Architects & Engineer

BP Schwartz informed the Board that the Joint Committee has scheduled six meetings for the year of 2013.

v Digital Signature Committee

Committee Chair Vernick informed the Board that it will reconvene to further discuss the best method of conducting the meetings with the four software vendors to demonstrate their digital signature and seal software. Various methods have been suggested by the software vendors which include webinars, video conferencing, face to face presentations, etc.

vi NCEES

Executive Director Reidel informed the Board that the \$5,000.00 funding request for the May 2013 NE Zone meeting being held in Cape May, NJ, has been submitted to Fiscal and is being considered.

VP Purcell informed the Board that a web site with all pertinent information regarding the 2013 NE Zone meeting in Cape May, NJ, will be available in January 2013.

VP Purcell informed the Board that the NCEES Computer Based Testing (CBT) format for the Fundamentals of Engineering Exam will begin in January 2014.

REVIEW OF APPLICATIONS

Licensure:

The Board, on a motion by BM Vernick, second by BM Jones, voted unanimously to approve the following applications as indicated:

<u>Name</u>	<u>Application #</u>	<u>Comity/Exam.</u>	<u>Decision</u>
Arbid, Fadi	1681280	Comity	Grant License
Argeski, Andrew	1651705	Exam.	Take P
Beshara, Moheb	1683255	Comity	Grant License
Brown, Cornelius	1646774	Comity	Grant License
Buscemi, David	1666791	Comity	Grant License
Carbone, Jacqueline	1654016	Exam.	Take P
Caruso, Thomas	1667990	Comity	Grant License
Cooper, Matthew	1635335	Comity	Grant License
Daigneault, Michael	1675569	Comity	Grant License
D'Onofrio, Michael	1677578	Comity	Grant License
Fanning, Lisa	1669345	Comity	Grant License
Fournier, James	1617654	Comity	Grant License
Francis, Gerald	1678244	Comity	Grant License
Franz, Davis	1531239	Comity	Grant License
Gardner, Todd	1675585	Comity	Grant License
Glenn, Royal	1012149	Comity	Grant License
Huang, Tommy	1621513	Comity	Grant License
January, Ryan	1666699	Comity	Grant License

Jones, James	1700902	Comity	Grant License
Kerzel, Keith	1645389	Comity	Grant License
Kline, Barton	1669967	Comity	Grant License
Lamb, William	1611108	Comity	Grant License
Liu, Kevin	1691996	Exam.	Take P
Long, John	1674916	Comity	Grant License
Lubin, Chanel	1662232	Exam.	Take P
Manlove, Michael	1641047	Comity	Grant License
Massoumi, Amir	1683896	Comity	Grant License
McCloskey, Erin	1675198	Comity	Grant License
Minutoli, Loren	1659342	Exam.	Take P
Montemarano, John	1654055	Exam.	Take P
Morgan, Stacy	1647003	Comity	Grant License
Moschella, Mark	1683118	Comity	Grant License
Normandeau, Matthew	1667770	Comity	Grant License
Parry, Karen	1647628	Comity	Grant License
Patel, Bhaskar	1666834	Comity	Grant License
Peterson, Marc	1678217	Comity	Grant License
Rabinowitz, Carol	1665630	Comity	Grant License
Rauhofer, Jennifer	1601146	Comity	Grant License
Robinson, Gerald	1654461	Comity	Grant License
Roush, Kenneth	1681260	Comity	Grant License
Rozanova, Valentina	1680322	Exam.	Take P
Ruffo, Lonnie	1675114	Comity	Grant License
Samuelson, Adam	1661152	Exam.	Take P
Schwartz, Jonathan	1695044	Comity	Grant License
Sears, Brenda	1681269	Comity	Grant License
Shuffield, Bradley	1696431	Comity	Grant License
Siegler, Davis	1654040	Exam.	Take P
Smith, Kenneth	1622478	Comity	Grant License
Smoley, Sr., Raymond	1680334	Comity	Grant License
Spence, Kyle	1628027	Comity	Grant License
Spittler, Felix	1667847	Comity	Grant License
Staniszewski, Iwona	1652082	Exam.	Take P
Thompson, Matthew	1681299	Comity	Grant License
Tocci, Nathaniel	1674923	Comity	Grant License
Van Fossen, Tiffany	1661154	Comity	Grant License
Walshe, Joseph	1635347	Comity	Grant License
Zaman, Khal	1663318	Comity	Grant License

The Board, on a motion by BM Vernick, second by BM Jones, voted unanimously to request additional information for the following applications:

<u>Name</u>	<u>Application #</u>	<u>Comity/Exam.</u>	<u>Decision</u>
Akalu, Aragaw	1651795	Exam.	AIN
Altrogge, Mark	1684844	Comity	AIN
Argeski, Andrew	1651705	Exam.	AIN

Brannan, Robert	1666627	Comity	AIN
Dellose, John	1666703	Comity	AIN
Gao, Yan	1630247	Exam.	AIN
Hapaloff, Oleg	1692001	Exam.	AIN
Johnson, Dennis	1677574	Comity	AIN
Khan, Maqsudur	1641075	Comity	AIN
Lewis, William	1681205	Comity	AIN
McEntee, Michael	1641063	Comity	AIN
Parsekian, James	1649666	Exam.	AIN
Patel, Viral	1659332	Exam.	AIN
Pathare, Bhushan	1677580	Exam.	AIN
Reynolds, Aaron	1667910	Comity	AIN
Slocum, Travis	1651980	Exam.	AIN
Smith, Elijah	1640189	Comity	AIN
Victor, Daniel	1691251	Comity	AIN

AIN: Additional Information Needed

Continuing Education Courses:

- PE's - CPC approval list of applications available for review.

The Board, on a motion by VP Purcell, second by BM Valenti, unanimously voted to approve the current biennial period (May 1, 2012 - April 30, 2014) as the initial time period for the approval of CPC providers.

The Board, on a motion by VP Purcell, second by BM Valenti, unanimously voted to direct Elizabeth Greenblatt to prepare an amendment to the Board's regulations to include a biennial license renewal period for CPC providers.

The Board on a motion by VP Purcell, second by BM Smith, voted unanimously to send a letter to all approved CPC providers informing them of the biennial renewal period and to remind them that all CPC credits are listed on the Board web-site for the current biennial period.

- Audit of PLS CPC credits prepared to move forward.

On a motion by BM Jones, second by BM Smith, the Board unanimously voted to authorize an audit of CPC credits for both professional land surveyors and PE/PLSs. The audit would comprise a random sampling of 10% of all PLSs and PE/PLSs.

The Board on a motion by BM Smith, second by BM Cleary, unanimously voted to inform CPC course provider, Geographical Information Systems (GIS), that their web-site must accurately reflect the number of credits approved by the Board.

Full Board Review:

Mansoor A. Khan, PE Comity Applicant #1081733

The Board discussed Mr. Khan's request for reconsideration of his application for a NJ PE

license by comity and waiver of the language comprehension requirement of N.J.S.A. 45:8-35 and N.J.A.C. 13:40-2.14. The Board found the information contained in the letter and email from Mr. Kahn's attorney to be unsubstantiated and incorrect. The remaining information was previously presented orally by Mr. Kahn at the September Board meeting. On a motion by BM Vernick, second by VP Purcell, the Board voted unanimously to reaffirm its previous position and deny Mr. Khan's request for a waiver because there was no new information. Mr. Khan will be so advised.

Reinstatements:

Kongthien Suanlarm, PE

The Board reviewed Mr. Suanlarm's reinstatement application and on a motion by BM Vernick, second by BM Jones, voted unanimously to approve his request for reinstatement.

Certificates of Authorizations

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

<p>CORE ENGINEERING, LLC 842 Cantwell Lane Corpus Christi, TX 78408 Application # 1712678</p>	<p>BMC ENGINEERING, LLC 333 North Main Street Middleton, MA 01949 Application # 1712673</p>
<p>REALTIME UTILITY ENGINEERS, INC. 8417 Excelsior Drive Madison, WI 53717 Application # 1712657</p>	<p>IONIAN CONSULTING SERVICES, INC. 3602 St. Andrews Lane Gastonia, NC 28056 Application # 1710884</p>
<p>SKII GLOBAL CORPORATION 4509 George Road Tampa, FL 33634 Application # 1710878</p>	<p>U.S. FORENSIC, LLC 3300 West Esplanade Avenue, Ste. 601 Metairie, LA 70002 Application # 1709054</p>
<p>HORNER & SHIFRIN, INC. 5200 Oakland Avenue St. Louis, MO 63110 Application # 1700618</p>	<p>BC ARCHITECTS ENGINEERS, LLC 5661 Columbia Pike, Ste. 200 Falls Church, VA 22041 Application # 1704607</p>
<p>BALLARD CLC, INC. 1001 Bayou Place Alexandria, LA 71303 Application # 1706808</p>	<p>ENVIRONMENTAL and ENGINEERING SOLUTIONS, INC. 25 Washington Lane, Ste. 11A Wyncate, PA 19095 Application #1706784</p>

DYNAMIC TRAFFIC, LLC 1904 Main Street Lake Como, NJ 07719 Application # 1706431	REAL ENGINEERING SERVICES, LLC 205 Route 46, Ste. 12 Totowa, NJ 07512 Application # 1698703
STIMMEL ENGINEERING, LLC 500 Riverside Avenue, Apt. 2D Lyndhurst, NJ 07071 Application # 1709071	EAST LATITUDE, LLC 286 Hopewell Amwell Road Hopewell, NJ 08525 Application # 1712643
JCMS, INC. 1741 Whitehorse - Mercerville Road Mercerville, NJ 08619 Application # 1713022	ONELLO ENGINEERING, LLC 23 Thornhill Drive Ramsey, NJ 07445 Application # 1713543

INFORMATIONAL/DISCUSSION ITEMS

“NCEES Credentials Evaluations named official educational credentials evaluator for Record Program”.

Noted for the record.

PUBLIC COMMENTS

Charles Blumeling, PE, PLS’

Mr. Blumeling inquired about the Board’s progress on researching the use of digital signatures and seals.

MOVE TO EXECUTIVE SESSION

The Board, on a motion by BM Vernick, second by BM Cleary, 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 Jones, second by VP Purcell, the Board unanimously voted to adjourn the meeting at 1:00 pm.

APPROVED BY:

Perry Schwartz
President

Karl W. Reidel
Executive Director