

MINUTES OF

Meeting of the Professional Surveying Committee
of the Board of Licensure for Professional
Engineers & Professional Surveyors held at 1:00
p.m., May 15, 2009 at Board Office, 4001 Office
Court Drive, Ste. 903, Santa Fe, NM 87507

Members Present: Salvador Vigil, PS, PSC Chair
Fred Sanchez, PS
Gilbert Chavez, PS
Charles Atwell, Public Member

Others Present: Edward Ytuarte, Executive Director, BLPEPS
Ericca Lopez, Executive Secretary, BLPEPS
Candis Bourassa, Licensing Manager, BLPEPS

1. CONVENE/ROLL CALL/INTRODUCTION OF GUESTS

Mr. Vigil convened the meeting at 1:00 p.m. Roll call was taken and it was noted that a quorum of the Professional Surveyors Committee was present.

2. APPROVAL OF THE AGENDA

MOTION by Mr. Sanchez, **SECONDED** by Mr. Chavez and unanimously

VOTED: To approve the agenda as presented.

3. NEW BUSINESS

3.1 Jesus Ibarra Memo

Mr. Sanchez expressed that he would not like applications coming back to the committee for re-review when they have been denied several times for lack of meeting the education requirements. Mr. Atwell stated that he agrees and that the committee cannot change the laws they are only here to make decisions based on what is in the law.

Mr. Ytuarte explained that staff would like some clarification as to when the eighteen hours of education applies if an applicant by endorsement has a degree in a related science.

Ms. Bourassa stated that the situation would be, for example when an applicant has a related science degree such as civil engineering, and the applicant has attended an ABET accredited class and the applicant now wants to augment the required eighteen hours. Would the additional education be accepted?

Mr. Sanchez stated that if this is the case then it meets the standard rule, but what the committee keeps getting is the same person over and over who does not meet those requirements and they would like to stop seeing those come to them.

4. COMPLAINTS AND VIOLATIONS -Closed Session

MOTION by Mr. Sanchez, Unanimously by roll call

VOTED: To convene in closed session pursuant to NMSA 1978, Section 10-15-1 (H) (1) to discuss only the cases listed as 4.1 through 4.5 on the agenda.

Mr. Vigil declared that the committee was in closed session.

4A. OPEN SESSION

MOTION by Mr. Sanchez to go back into open session and further noted that during closed session only cases listed as items 4.1 through 4.5 were discussed

Mr. Vigil declared that the meeting was now back in open session.

4.1 09-08-04 – Mr. Vigil recused himself from this matter. **MOTION** by Mr. Sanchez, **SECONDED** by Mr. Atwell, Unanimously

VOTED: To dismiss with no jurisdiction.

4.2 09-08-05- Mr. Vigil recused himself from this matter. **MOTION** by Mr. Sanchez, **SECONDED** by Mr. Atwell, Unanimously

VOTED: To dismiss with no jurisdiction.

4.3 09-08-01- Mr. Chavez recused himself from this matter. This case is to be a continuance and that the surveyor comply with the previous direction of the committee.

4.4 08-08-44- This case is a continuance and Mr. Ytuarte will continue with a stipulated agreement.

4.5 08-08-43- This case is a continuance and Mr. Ytuarte will continue with a stipulated agreement.

4A.1 Appointment of Hearing Officers (if required)

None were needed at this time.

5. OLD BUSINESS

Mr. Sanchez stated that he was an observer for the April engineering exams. He stated that he was very amazed at the elaborate security that takes place. He stated that he also witnessed a mistake made by NCEES. A test was left out from the box of exams. They were allowed by NCEES to make a copy of another exam and allow the gentleman to take the exam.

Mr. Sanchez also stated that the FEMA Elevation Certificates issue was brought up at the JPC meeting. Mr. Sanchez also reported that the Architect board has now taken over the JPC.

6. REVIEW OF APPLICATIONS

6.1 Emily Corinne Schad- This application was reviewed on an individual basis.

6.2 Martin De Leon- This application was reviewed on an individual basis.

7. ADJOURNMENT

Mr. Vigil declared the meeting adjourned at 2:05 p.m.

Submitted by:

s/ Edward Ytuarte

Mr. Edward Ytuarte, Executive Director

Approved by

s/ Salvador Vigil, PS

Salvador Vigil, PS, PSC Chair

June 11, 2009

Approved Date