

Members Present Severiano Sisneros, PE, Board Chair
Julie Samora, PE, Vice Chair
Subhas Shah, PE, PEC Chair
Fred Sanchez, PS, PSC Chair
John T. Romero, PE
Salvador Vigil, PS
Gilbert Chavez, PS
Rola Idriss, PE
Augusta Meyers, Public Member
Stephen Schoen, Public Member

Others Present Liz Montoya, Acting Executive Director, BLPEPS
Ericca Lopez, Executive Secretary, BLPEPS

1. CONVENE/ROLL CALL/INTRODUCTION OF GUESTS

Mr. Sisneros convened the meeting at 10:20 a.m. Roll call was taken and a quorum of the board was present.

2. APPROVAL OF THE AGENDA

MOTION by Mr. Chavez, **SECOND** by Mr. Vigil, and **PASSED** unanimously.

VOTED: To add items 8.1A NCEES Western Zone and item 8.1B NCEES Annual Meeting and to move item 8.1 before item 6 (Executive session) and approve the agenda as amended.

3. ELECTRONIC/PAPERLESS MEETING INTRODUCTION - Ms. Montoya conducted the meeting on laptops to transition the board into having paperless meetings. She explained how the items were set up in the computer and how in the future meetings would be hyperlinked to the agenda. She explained the benefits would be efficiency and savings cost.

The Board requested Ms. Montoya send flash drives containing all the meeting information at least one week prior to the meeting to have time to review the information.

4. APPROVAL OF THE MINUTES

4.1 January 14, 2011 Meeting minutes

4.2 April 14, 2011 Meeting Minutes

MOTION by Mr. Chavez, **SECOND** by Mr. Romero, and **PASSED** unanimously.

VOTED: To table the approval of the January and April meeting minutes until the next meeting.

5. COMMITTEE REPORTS

5.1 Professional Surveyors Committee-Fred Sanchez, PS, Chair - Mr. Sanchez made a report to the full board as follows:

The committee tabled the approval of the meeting minutes of May 12, 2011 until the next meeting since they were unable to review them prior to the meeting.

The committee received an update from Ms. Montoya on all the cases out. Six cases were dismissed due to the statute of limitations running out and closed one case on the basis that a formal complaint was never filed.

Ms. Montoya provided an update on personnel issues.

The committee reviewed a complaint regarding allegations of corruption. Ms. Montoya will separate the current issues to be reviewed at a special meeting.

The committee approved three people for licensure and they reviewed the results of the NM 2hr exam.

A calendar of future meeting dates was provided to review for approval at the full board meeting.

5.2 Professional Engineers Committee-Subhas. Shah, PE Chair - Mr. Shah made a report to the full board as follows:

The committee tabled approval of the May 12, 2011 minutes until the next meeting since they were unable to review them prior to the meeting.

The committee received an update from Ms. Montoya on all the cases. Four cases were dismissed due to the statute of limitations running out.

Ms. Montoya gave an update on some personnel issues.

The committee reviewed two applications for licensure.

The committee reviewed a complaint regarding allegations of corruption. Ms. Montoya will separate the current issues to be reviewed at a special meeting.

The committee ratified a list of newly licensed engineers and reviewed the report on the results of the national exams.

The committee rescinded a motion to approve an inactive status license due to the applicant not qualifying at the time of his application.

A calendar of future meeting dates was provided to review for approval at the full board meeting.

8.1 Election of Officers for FY '12

8.1.1 Full Board

Chair-There was a nomination for Ms. Samora for Chair
MOTION by Mr. Romero, **SECOND** by Mr. Chavez, and **PASSED** unanimously.
VOTED: To elect Ms. Samora as the Chair of the Board.

Vice Chair-There was a nomination for Mr. Chavez for Vice-Chair
MOTION by Mr. Romero, **SECOND** by Ms. Samora, and **PASSED** unanimously.
VOTED: To elect Mr. Chavez as the Vice-Chair of the Board.

Secretary-
MOTION by Mr. Romero, **SECOND** by Mr. Shah, and **PASSED** unanimously.
VOTED: To elect Mr. Schoen as the Board Secretary.

8.1.2 Surveyor Committee - This item will be addressed at the next committee meeting.

8.1.3 Engineer Committee - This item will be addressed at the next committee meeting.

8.1B NCEES Annual Meeting Attendance- The board discussed attendance at the NCEES Annual meeting. Ms. Samora will be the funded delegate for the NCEES Annual Meeting.

Ms. Meyers was informed that she would be funded by NCEES as a first time attendee.

Mr. Shah and Mr. Vigil informed Ms. Montoya that they were interested in attending the meeting.

8.1A NCEES Western Zone- Mr. Sisneros stated that the 2012 Western Zone meeting will be in Wyoming.

Mr. Sisneros reported the NCEES will fund two delegates for each state to have representation at the Western Zone meetings.

Ms. Samora stated two big items were the computer based testing for the Fundamentals of Engineering exam and the EPE and EPS. Ms. Samora stated the process for computer based testing is gradually coming along.

Ms. Samora stated the B+30 is still a controversial issue even though it has been voted on.

Mr. Sisneros stated NCEES is creating a training program for investigators. He was really impressed with the program and would like the board investigators to attend.

Ms. Samora stated the industry exemption is a topic being addressed at the national level.

6. EXECUTIVE SESSION

MOTION by Mr. Chavez, **SECONDED** by Mr. Schoen and **PASSED** unanimously.

VOTED: To convene in closed session pursuant to NMSA 1978, Section 10-15-1 (H) (1) and (H) (2) to discuss only the agenda items listed under Executive Session.

A roll call vote was taken:

Voting Yes: Mr. Sanchez, Mr. Chavez, Mr. Vigil, Ms. Meyers, Ms. Samora, Mr. Sisneros, Mr. Shah, Mr. Romero, Dr. Idriss and Mr. Schoen.

Mr. Shah brought the committee back into open session stating that only the items stated in the closing under Executive Session were discussed.

7. BOARD ACTION ON EXECUTIVE SESSION MATTERS

7.1 Appoint Hearing Officers- No appointments necessary at this time.

MOTION by Mr. Chavez, **SECONDED** by Dr. Idriss and unanimously

VOTED: Directed the Executive Director immediately issue a memo to the Governor's Office that the board was unaware of the the items that had been ongoing and the Board is immediately taking action to correct them.

8.2 Approval of Open Meetings Resolution

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

VOTED: To approve the Open Meetings Resolution for Fiscal Year 2012.

8.3 Approval of FY '12 Meeting Schedule

MOTION by Mr. Chavez, **SECONDED** by Mr. Vigil and **PASSED** unanimously.

VOTED: To approve the FY '12 Meeting Schedule with the PE Committee starting at 2:00 p.m. rather than 1:00 p.m.

8.4 Application Review Committees- Ms. Montoya clarified the process for applications will change. Staff will present all applications to board for review and approval before a license may be issued.

8.4.1 PEC- Designate Engineer Board Member- Entire committee will review applications.

8.4.2 PSC- Designate Surveyor Board Member- Entire committee will review applications.

8.5 Compliance Process- Ms. Montoya shows the members the forms that she would like to see used for complaints that come into the office.

Board Members reviewed the forms and directed Ms. Montoya to make changes to coordinate with Mr. Sanchez's format used by the Complaint Managers.

Ms. Montoya agreed to change the numbering system decided on at the committee meetings. She stated that the case number will be derived as follows: the case number in sequence as it was received-PS or PE identifying the type complaint profession- and the date it is received by the office. i.e.: 1-PE-012111

The Board agreed on the numbering system as an easier method to calculate the statute of limitations date.

Mr. Sisneros asked Ms. Montoya to research sending our case managers to the training provided by NCEES.

9. OLD BUSINESS

9.1 Budget Report-

MOTION by Mr. Romero, **SECONDED** by Mr. Sanchez and **PASSED** unanimously. **VOTED:** To approve the Budget Report as presented.

10. DIRECTOR'S REPORT

10.1 Executive Order 2011-023- Relocation of PEPS - Ms. Montoya presented the Executive Order for the board office to be relocated to the Toney Anaya Building.

10.2 Board Analysis - Ms. Montoya stated that the initial report she made was right on. She stated that licensing has been the most functional part of the board. She is working on streaming and establishing processes.

10.3 Transition Report - Ms. Montoya is currently working on a transition report for when she retires and it will be given to the board at that time.

10.4 Board Official Records / Files - Ms. Montoya stated that she has given them an update on that prior and would like to give them a tour of where everything and everyone is.

10.5 Inspection of Public Records Act & Process

10.5.1 Internal Process

10.5.2 Summary of Changes

Ms. Montoya stated that the members should all have received the changes as submitted to them by Mary Smith. She stated that she just wanted to make sure that everyone was aware of the changes that had been made.

11. Adam Feldman- Director of Boards and Commissions Dee Dennis- RLD Superintendent

11.1 Board Member Appointments- Mr. Feldman advised the board he would be meeting with the board members whose terms were up on June 30th within the next two weeks.

11.2 Hiring of an Executive Director- Mr. Feldman advised the Board that the new Executive Director will be held accountable.

Ms. Montoya advised the Board that she will be retiring from the state effective October 1st. She will make every effort to fill the new positions. Ms. Montoya recommended the board consider going under the umbrella of RLD because of the many concerns with the serious issues occurring within the agency. She informed them of the many resources they have to offer and could be utilized by the board.

11.3 Agency Recommendations - Mr. Dennis offered to meet with the Board Members to discuss the options the department has to offer the board to join the Regulations and Licensing Department. Ms. Montoya will arrange a meeting within the next two weeks to discuss the options.

12. ADJOURNMENT

Mr. Sisneros adjourned the meeting at 1:50 p.m.

Submitted by:

s/ Ericca Lopez
Ms. Ericca Lopez, Executive Secretary

Approved by:

s/ Severiano Sisneros, PE
Mr. Severiano Sisneros, PE, Board Chair

August 12, 2011 Approved Date