

MINUTES OF

Meeting of the Professional Engineers Committee of the Board of Licensure for Professional Engineers and Professional Surveyors held 2:00 p.m. June 16, 2011 at Board Office, 2550 Cerrillos Rd, Hearing Room 1, Santa Fe, NM

Members Present Subhas Shah, PE, PEC Chair
Julie Samora, PE
John Romero, PE
Stevan Schoen, Public Member
Rola Idriss, PE
Severiano Sisneros, PE

Others Present Liz Montoya, Acting Executive Director, BLPEPS
Ericca Lopez, Executive Secretary, BLPEPS
Mary Smith, Board Attorney
Perry Valdez, Licensing Manager
Candis Bourassa, Licensing Manager
Joe Barela, Case Manager

1. **CONVENE/ROLL CALL/INTRODUCTION OF GUESTS**

Mr. Shah convened the meeting at 2:00 p.m. Roll call was taken and it was noted that a quorum of the board was present.

2. **APPROVAL OF THE AGENDA**

Ms. Montoya stated there needed to be a correction on item 5.2. She stated all the middle numbers needed to be changed to ten up to twenty one.

MOTION by Mr. Schoen, **SECOND** by Mr. Romero, and **PASSED** unanimously
VOTED: To approve the agenda with the amendments as presented.

3. **APPROVAL OF MINUTES**

3.1 May 12, 2011 PE Meeting Minutes

Ms. Montoya asked the committee to postpone approval of the minutes since she was unable to get them out for review prior to the meeting.

MOTION by Romero, **SECONDED** by Mr. Sisneros and **PASSED** unanimously
VOTED: To table approval of the May 12, 2011 meeting minutes until the next meeting.

4. **APPLICATION REVIEW-** Ms. Montoya explained how the application review process has become a little problematic and moved this item up on the agenda for the committee to review applications as an agenda item.

Wade Ogg- Review of Application

MOTION by Mr. Sisneros, **SECONDED** by Mr. Schoen, **PASSED** unanimously
VOTED: To ask Mr. Ogg to provide a more detailed record of his experience, explain his reasoning for requesting a waiver for the PE references for his application to take the PE Exam and to find out from staff why he has an EI without having a PE as a reference.

Srinivasa Venigalla- Review of Application

MOTION by Mr. Shah, **SECONDED** by Ms. Samora, **PASSED** unanimously
VOTED: To accept Mr. Venigalla's application for the FE Exam

Miodrag Jovic- Review of Application

MOTION by Ms. Samora, **SECONDED** by Mr. Romero, **PASSED** unanimously
VOTED: To accept Mr. Jovic's application by endorsement

Steven Daughtry- Review of Application

MOTION by Mr. Romero, **SECONDED** by Dr. Idriss, **PASSED** unanimously
VOTED: To accept Mr. Daughtry's application for additional discipline, to replace his Mechanical discipline with Fire Protection discipline.

5.1 COMPLAINT MANAGERS CONTRACT- Mr. Romero requests that the complainant be interviewed at all times.

Mr. Barela stated he has been interviewing all complainants since it was requested at the November 2010 board meeting.

MOTION by Mr. Romero, **SECONDED** by Dr. Idriss, and **PASSED** unanimously
VOTED: To approve and offer the contract to Mr. Barela

5. EXECUTIVE SESSION

MOTION by Mr. Romero, **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 as 5.2, 5.3, 5.4 and 5.5. A roll call vote was taken.

Voting Yes: Mr. Romero, Mr. Schoen, Mr. Shah, Mr. Sisneros, Dr. Idriss and Ms. Samora

6. BOARD ACTION REGARDING EXECUTIVE SESSION MATTERS

Mr. Shah brought the committee back into open session stating nothing was discussed other than what was stated when the committee went into closed session.

5.2.2 PENDING NCA's and Pre NCA's

MOTION by Mr. Romero, **SECONDED** by Ms. Samora and **PASSED** unanimously
VOTED: To dismiss Case 10-09-08, Case 10-10-16, Case 10-10-23 and Case 10-10-25 due to the Statute of Limitations running.

5.3 PERSONNEL

Ms. Montoya informed the Board in order to streamline complaints and IPRA requests she would have to give Ms. Lopez additional duties and asked the boards' permission to request an upgrade to her position to State Personnel.

MOTION by Ms. Samora, **SECONDED** by Mr. Romero and **PASSED** unanimously
VOTED: To allow the director to prepare an upgrade for Ms. Lopez' position to assist in compliance and with Inspection of Public Records requests.

5.4 LICENSING

Timothy France- Application Review

MOTION by Mr. Sisneros, **SECONDED** by Mr. Shah and **PASSED** unanimously
VOTED: To table discussion on Mr. France's application until the next meeting.

Marc Graham- Application Review

MOTION by Ms. Samora, **SECONDED** by Mr. Romero and **PASSED** unanimously
VOTED: To approve Mr. Graham's application contingent on the fact that his disciplinary actions were what he said they were. Once this information is discovered it will be brought to Dr. Idriss for verification prior to the application being accepted.

5.5 COMPLAINTS- Allegations of Corruption Report- Ms. Montoya stated she would do the same thing she was doing with the surveyors and separate the cases that pertained to the engineering committee and these will be addressed at the next meeting.

7. NEW BUSINESS

7.1 Appoint Application Committee Chair- This matter was discussed at the beginning of the meeting. It was decided that the committee will review all applications as a group at each meeting and no license approvals go out until they have been reviewed and approved by the committee.

7.2 Ratification for Approval of Applicants for Licensure-

MOTION by Mr. Sisneros, **SECONDED** by Mr. Romero and **PASSED** unanimously
VOTED: To approve the Model Law applicants that have been licensed by staff.

7.3 National Exam Report- This item was for informational purposes.

8. OLD BUSINESS

8.1. Raymond Phua, PE- Rescind Inactive Status Approval- Mr. Valdez explained to the committee that Mr. Phua did not qualify for inactive status at the time that he was approved.

MOTION by Mr. Romero, **SECONDED** by Ms. Samora and **PASSED** unanimously
VOTED: To rescind the previous motion regarding Mr. Phua's application for inactive status due to the fact that he did not qualify due to a lapse in his licensure.

8.2 Consider Approval of Complaint Process- To be discussed at full board meeting.

MOTION by Mr. Sisneros, **SECONDED** by Ms. Samora, **PASSED** unanimously
VOTED: To convene in closed session pursuant to NMSA 1978, Section 10-15-1 (H) (2) to discuss agenda item 5.3. Roll call vote was taken:

Voting Yes: Mr. Romero, Mr. Shah, Mr. Sisneros, and Ms. Samora

Mr. Shah brought the committee back into open session stating nothing was discussed other than what was stated when the committee went into closed session.

9. FUTURE BOARD MEETING DATES & LOCATIONS

Ms. Montoya informed the committee this item was on the agenda for informational purposes and would be discussed at the full board meeting.

10. ADJOURNMENT

Mr. Shah adjourned the meeting at 6:30 p.m.

Submitted by:

Approved by:

s/ Ericca Lopez
Ms. Ericca Lopez, Administrative Secretary

s/ Suhas Shah, PE
Mr. Subhas Shah, PE, Committee Chair

August 11, 2011 Approved Date