

MINUTES

MEETING OF THE NEW MEXICO BOARD OF
LICENSURE FOR PROFESSIONAL ENGINEERS
AND PROFESSIONAL SURVEYORS held 9:00 a.m.,
Friday, June 2nd, 2017, New Mexico State Capitol
490 Old Santa Fe Trail, Room 311,
Santa Fe, NM 87501

Members Present – Ron Bohannon, PE, Board Chair
Karl Tonander, PE
Glen Thurow, PS
David Cooper, PS
Cliff Spirock, PS
Augusta Meyers, Public Member
Josh Skarsgard, Esq, Public Member
Paul Brasher, PE
Julie Samora, PE

Members Absent –

Others Present – Perry Valdez, BLPEPS, Executive Director
Annette Thompson-Martinez, BLPEPS, Deputy Director
Angelica Urioste, BLPEPS Executive Assistant
Marylou Poli, Legal Counsel

1. Convene, Roll Call and Introduction of Audience

Mr. Bohannon convened the meeting at 9:02 am, roll call was taken and a quorum noted.

2. Meeting Notification

Mr. Valdez informed the Board the meeting was noticed in the Albuquerque Journal as well as the Board's website.

3. Approval of Agenda

MOTION by Mr. Spirock to approve the agenda as presented, **SECOND** by Mr. Tonander, **PASSED** unanimously.

Mr. Skarsgard arrived at 9:10 a.m., Ms. Meyers and Mr. Brasher arrived at 9:15 a.m.

4. Approval of Minutes

a. Minutes of May 23, 2017

MOTION by Mr. Spirock to approve the minutes of May 23, 2017 as presented, **SECOND** by Mr. Tonander, **PASSED** unanimously.

5. Public Comment/Correspondence

a. Math Counts Proctors – J. Barela

Mr. Barela talked about MATHCOUNTS and the importance of the program. It is a national program that provides students the opportunity to compete in live in – person contests against and alongside their peers. The Competition Series has 4 levels, school, chapter, state and national. Each level is comprised of 4 rounds, Sprint, Target, Team and Countdown Round. Mr. Spirock asked if Trigonometry was involved in the program, Mr. Barela responded with “yes.” MATHCOUNTS was created in 1983, it is the longest – running program and is open to all sixth-, seventh- and eighth – grade students. Mr. Barela mentioned NMSPE is always looking for volunteers and sponsors.

6. Director’s Report

a. Staff Space Update

Mr. Valdez informed the Board a purchase order request had been submitted, and waiting for approval to proceed forward. He also stated he had solicited quotes from three electricians, so far only one had provided one. Mr. Valdez stated for approved GSD vendors we just need one quote to proceed.

b. Financial Report

Mrs. Thompson-Martinez provided handouts regarding the FY2018 budget and descriptions of each category with their individual expense. She explained a projection was prepared by Mr. Valdez and herself to ensure the expenditures needed would be sufficient for Board operations. She also informed the Board a Budget Adjustment Request will be needed in the 200 Personnel Services Category for FY2018 associated with staff positions that were now filled. Mr. Bohannon recommended preparing a one page outline for the upcoming budget hearings on what a healthy budget and fund balance amounts are. He suggested the Board, Mr. Thompson-Martinez, and Mr. Valdez keep an eye on the fund balance amount.

c. Licensing Status Report

Mr. Valdez stated as of May 31, 2017 there are approximately 8, 530 licensees. The number of active PEs is 8,150; 2,080 in State and 6,070 out-of-State. The number of active PSs is 493; 257 in State and 236 out-of-State.

7. Old Business

a. Engineer/Surveyor of Record Affidavit(s)

A discussion of the proposed affidavit took place focusing on how a licensee can bind firms. The Board stated their intent on what their plan was for this topic: one representative, Engineer or Surveyor with signature authority, to sign and notarize the affidavit. The affidavit further states that if there is any change, the affidavit shall be revised within 30 days and resubmitted to the Board.

MOTION by Mr. Skarsgard to adopt the Engineering and Surveying affidavit, **SECOND** by Ms. Meyers, **PASSED** unanimously.

b. Proposed Rule Changes 16.39.1 through 16.39.8

Mr. Bohannan informed the Board Legal Council was asked to perform a review of the proposed changes. Ms. Poli stated she reviewed the proposed changes and made a few clerical changes and reported she approves all of the substantive language proposed. Mr. Spirock gave a brief presentation on regarding “Authoritative Locations” and the changes to 16.39.5.10 (F) the Practice of Surveying. Mr. Thurow stated adding the proposed definition will clarify section 61-23-3. (P) (6), which has been signed into law.

MOTION by Mr. Spirock to approve as modified to go forward with publication, **SECOND** by Mr. Brasher, **PASSED** unanimously.

8. New Business

a. International PDHs

Tabled until next scheduled meeting.

b. Use of Electronic Signatures and Seals

Tabled until next scheduled meeting

c. Nevada – Wyoming Licensing MOU

Tabled until next scheduled meeting

d. Letter to Attorney General’s Office

Mr. Valdez informed the Board that Mr. Bohannan requested this item be placed on the agenda. Mr. Bohannan stated Mr. Williams was present at the PEC meeting and went into great detail on NCA’s and how to move forward. Mr. Williams will be training the investigators on what he expects from their reports and investigations in order to proceed with cases. Mr. Bohannan stated that a draft letter will be outlined and sent into the Attorney General’s Office.

e. Fiscal Year 2018 Open Meetings Resolution

MOTION by Mr. Bohannan to adopt the Open Meetings Resolution, **SECOND** by Mr. Brasher, **PASSED** unanimously.

f. Election of Officers

1) Board Chair

MOTION by Mr. Bohannan if Mr. Tonander would accept request of being Board Chair, **SECOND** by Ms. Meyers, **PASSED** unanimously.

2) Vice – Chair

MOTION by Mr. Tonander if Mr. Cooper would accept request of being Vice-Chair, **SECOND** by Mr. Skarsgard, **PASSED** unanimously.

3) Secretary

MOTION by Mr. Cooper if Mr. Bohannan would accept request of being Secretary, **SECOND** by Mr. Spirock, **PASSED** unanimously.

9. Committee Reports

a. PS Committee

Mr. Spirock stated all the items on agenda were discussed and resolved. He also mentioned that the Score Card was not gaining or losing Surveyors. Currently there was one Examinee approved by Endorsement from the State of Maine, no Interns, Retirees, or others for consideration.

b. PE Committee

Mr. Tonander stated that a full attendance was present at the PEC meeting, many issues were discussed and moved smoothly through those topics. Applicants were not as high in numbers as prior meetings due to having a recent interim meeting, hence nothing to be concerned about.

c. Executive Committee

Mr. Bohannan stated that they are waiting on a meeting and to speak with Mr. Crombie, it was also mentioned that this would be extremely effective by the Board to have this MOU in place.

d. Joint Practice Committee

Mrs. Samora mentioned that she is the Engineer Representative for this Committee and the JPC will be holding a meeting on June 9th.

e. Public Information Committee

Mrs. Samora stated that this Committee hasn't met since January, currently the focus is trying to get a newsletter done. She mentioned that she would like to create and publicize a newsletter in May and October. Mr. Bohannan asked if the new rules will be mentioned in the new proposed newsletter, Mrs. Samora replied with "yes" and will be up on our website as well as the newsletter.

f. Rules and Regulations Committee

There was no Committee report given.

g. Legal Enforcement Committee

There was no Committee report given.

h. NCEES Committee Members

1) NCEES Western Zone Report

Mrs. Meyers informed the Board that she attended the Surveyors Forum on the last day of the Western Zone Meeting in which the focus of the discussion was on the exams. One of the topic of exams, NCEES displayed a presentation with a couple of charts that demonstrated that the number of passing examinees had dropped from 2,500 in the years 2008 and 2009 to about 1,000 examinees currently (a 60% pass rate).

10. Executive Session

The Board did not enter into executive session.

11. Action on Items Discussed During Executive Session

Mr. Bohannon tabled the following items:

- a. Compliance Officer and Staff Communication.
- b. Review of the MOU with RLD.

12. Next Scheduled Meeting Date: August 11, 2017 – Santa Fe, NM

13. Adjourn

Meeting adjourned at 12:00pm.

Submitted by:

s/ Angelica Urioste

Mrs. Angelica Urioste, Executive Assistant

Approved by:

s/ Ron Bohannon

Mr. Ron Bohannon, Board Chair

November 3, 2017 Approved Date