

Meeting Minutes

**SPECIAL MEETING OF THE PROFESSIONAL ENGINEERING
COMMITTEE of the Board of Licensure for Professional
Engineers and Professional Surveyors held at 9:00 a.m.,
Friday, September 15, 2023,
Virtual**

Members Present- Karen Nichols, Public Member, Committee Chair
Elizabeth McNally, PE, Vice Chair
Dr. Ahmed Elaksher, PEPS
Emilie Dohleman, PE
Stephen Ney, PE

Members Absent- Karl Tonander, PE

Others Present- Perry Valdez, BLPEPS, Executive Director
Miranda Gonzales, BLPEPS, Administrative Manager
Dominique Trujillo, BLPEPS, Licensing Administrator
Jessie James, BLPEPS Compliance Officer
Isaac Maes, BLPEPS, Executive Assistant
Dan Flack, PE, Board Investigator
Todd Baran, Attorney General Office left at 9:48 am
Joseph Dworak, Attorney General Office Entered at 9:50 am
Chase Targart
Tohid Khalil

1. Convene, Roll Call and Introduction of Audience

Mr. Valdez read the meeting script regarding the virtual meeting protocols. Ms. Nichols convened the meeting at 9:08 a.m. Roll call was taken and a quorum was noted. Audience introductions made at this time.

2. Meeting Notification

Mr. Valdez informed the Committee the meeting was noticed on the Board's website and at the Board Office.

3. Approval of Agenda

MOTION Ms. Dohleman by to approve the agenda as presented, **SECONDED** by Ms. McNally,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Dr. Elaksher, Ms. Dohleman, Mr. Ney

The motion **PASSED** unanimously.

4. **Approval of Minutes**

a. **Minutes of August 10, 2023**

MOTION by Dr. Elaksher to approve the Minutes of August 10, 2023 as presented, **SECONDED** by Mr. Ney,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Dr. Elaksher, Ms. Dohleman, Mr. Ney

The motion **PASSED unanimously**.

5. **Public Comment/Correspondence**

Mr. Valdez informed the Committee that there was no public comment or correspondence.

6. **Executive Session**

MOTION by Ms. McNally that the Committee enter into closed Executive Session to discuss the items listed on the agenda pursuant to NMSA 1978, Section 10-15-1 (H) (1) and (3) to discuss matters pertaining to the issuance, suspension, renewal or revocation of a license and to deliberate on pending cases, **SECONDED** by Dr. Elaksher,

Roll call vote taken, voting 'Yes': Ms. Nichols, Ms. McNally, Dr. Elaksher, Ms. Dohleman, Mr. Ney

7. **Action on Items Discussed During Executive Session**

Nichols brought the Committee back into open session at 11:13 am and affirmed that while in closed session, it discussed only those matters specified in the motion to close the meeting and listed on the agenda under closed session, in accordance with NMSA 1978 Section 10-15-1 (H) (1) and (3) and that during the closed session, the Committee took no action.

a. **Disciplinary Cases**

1) **Case 11-PE-11-05-2021 Investigator's Report**

MOTION by Ms. McNally to take no action and close the case, **SECONDED** by Ms. Dohleman,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Dr. Elaksher, Ms. Dohleman, Mr. Ney

The motion **PASSED unanimously**.

2) Case 8-PE-07-12-2021

Ms. Nichols stated that directives were provided to the Board Staff.

3) Case 9-PE-08-10-2021

4) Case 12-PE-09-30-2021

MOTION by Ms. Dohleman to close the cases for fulfillment of pre-NCA settlement agreements, **SECONDED** by Mr. Ney,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Dr. Elaksher, Ms. Dohleman, Mr. Ney

The motion **PASSED unanimously**.

5) Case 4-PE-02-18-2022

MOTION by Mr. Ney to reject the counteroffer and allow staff to reoffer the proposed settlement and if the settlement agreement negotiation fails then to proceed with the referral of an NCA to the Attorney General's Office, **SECONDED** by Ms. Dohleman,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Dr. Elaksher, Ms. Dohleman, Mr. Ney

The motion **PASSED unanimously**.

b. Applications for Review

1) EI Certification

a) Boyle, J. – Reconsideration

MOTION by Mr. Ney to approve for EI Certification, **SECONDED** by Dr. Elaksher,

Roll Call Vote

Voting 'Aye': Ms. Nichols, Ms. McNally, Dr. Elaksher, Ms. Dohleman, Mr. Ney

The motion **PASSED unanimously**.

2) PE Exam

a) **Khalili, T. – Reconsideration**

b) **Tagart, C.**

MOTION by Ms. McNally to approve to sit for the PE Exam for Khalili T., and to approve for the bypass of the FE exam for Tagart, C., **SECONDED** by Ms. Dohleman,

Roll Call Vote

Voting ‘Aye’: Ms. Nichols, Ms. McNally, Dr. Elaksher, Ms. Dohleman, Mr. Ney

The motion **PASSED unanimously.**

3) PE Endorsement

a) **Ahamd, M.**

b) **Gold, J. – Reconsideration**

Ms. Nichols tabled these items and directed the Board Staff to gather more information.

4) PE Reinstatement

a) **Harris, A.**

MOTION by Mr. Ney to approve for reinstatement, **SECONDED** by Dr. Elaksher,

Roll Call Vote

Voting ‘Aye’: Ms. Nichols, Ms. McNally, Dr. Elaksher, Ms. Dohleman, Mr. Ney

The motion **PASSED unanimously.**

8. **Next Scheduled Meeting Date:** November 2, 2023 – Socorro/Virtual

9. **Adjourn**

The meeting was adjourned at 11:20 a.m.

Submitted by:

Approved by:

s/Isaac Maes
Isaac Maes, Executive Assistant

s/Karen Nichols
Karen Nichols, Chair

November 2, 2023 **Approved Date**