

## Meeting Minutes

**MEETING OF THE PROFESSIONAL SURVEYING  
COMMITTEE of the Board Licensure of Professional  
Engineers and Professional Surveyors held at  
9:00 a.m., Thursday, April 10, 2025,  
Toney Anaya Building, 3<sup>rd</sup> Floor, CID/MHD Conference Room  
2550 Cerrillos Rd., Santa Fe, NM 87505  
& Virtual**

**Members Present-** Maxine McReynolds, Esq., Public Member, Vice Chair  
John Wayne, PS  
Robert Gromatzky, PS

**Members Absent-** Benjamin Aragon, PS, Committee Chair

**Others Present-** Perry Valdez, BLPEPS, Executive Director  
Miranda Gonzales, BLPEPS, Administrative Manager  
Jessie James, BLPEPS, Compliance Officer  
Kristine Hovie, Legal Counsel, NMDOJ  
Chuck Cala, PS, Board Investigator  
John Wills  
Jason Lord

**1. Convene, Roll Call and Introduction of Audience**

Mr. Valdez read the meeting script regarding the virtual meeting protocols. Ms. McReynolds convened the meeting at 9:13 a.m. Roll call was taken and a quorum was noted. Audience introductions were 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** by Mr. Gromatzky to approve the agenda as presented, **SECONDED** by Mr. Wayne,

The motion **PASSED unanimously**.

**4. Approval of Minutes**

**a. Minutes of January 16, 2025**

**MOTION** by Mr. Gromatzky to approve the minutes of January 16, 2025, as presented, **SECONDED** by Mr. Wayne,

The motion **PASSED unanimously**.

**b. Minutes of March 10, 2025**

**MOTION** by Mr. Gromatzky to approve the minutes of March 10, 2025, as presented, **SECONDED** by Mr. Wayne,

The motion **PASSED unanimously**.

**5. Public Comment/Correspondence**

**a. Greenhalge, J. – Question regarding guidance, laws or rules concerning setting monuments on surveys after the approval or construction is complete.**

Mr. Valdez introduced a question from Mr. Greenhalge, which was posed to all Member Board Administrators of NCEES. He explained that he forwarded this question to Mr. Gromatzky for input. Mr. Gromatzky provided some background information but requested this item to be placed on the agenda for further discussion.

Mr. Cala referenced language under 12.8.2.17 NMAC, where it specifies the surveyor's responsibility to establish a contract and the subdivider's obligation to complete this within one year of construction.

Mr. Gromatzky noted that the regulations do not specifically address rights-of-way. He explained that from his understanding, NM DOT conducts an initial survey and at some point, in the design process, they determine which parcels need to be acquired. There is an acquisition process with the landowner, and once they acquire the property the right-of-way map is developed. At some point after construction, the final monumentation map is issued.

Ms. McReynolds reminded the Committee about Advisory Opinion 7 and questioned whether it should be updated to include consideration for right-of-way.

Mr. Gromatzky stated that he could contact the NM DOT and see how their process fits into existing law.

Ms. McReynolds proposed that, in addressing Mr. Greenhalge's question, the Committee could reference the language in section 12.8.2.17 of the Minimum Standards and Advisory Opinion 7. She also recommended placing this topic under old business for Mr. Gromatzky to provide follow-up information based on his discussions with NM DOT.

**6. Old Business**

**a. SPCS 2022 Update**

Mr. Gromatzky noted that there is no new information regarding the SPCS 2022 update. He expressed that this update is expected to take place later this year.

**b. Proposed Outreach – FFA and 4-H Youth Groups**

Mr. Valdez reported that Mr. Aragon had contacted the FFA and explained what the Board's outreach goal. FFA provided them with a contact email for further communication, and Mr. Aragon is currently drafting an email to send to the FFA contact. Once the email is finalized and sent, Mr. Valdez noted that he will use it as a template to connect with the 4H youth group, which is based in Las Cruces.

**7. New Business**

**a. Proposed update to the Fine and Penalties Guideline Table**

Mr. Valdez informed the Committee that at the January PEC meeting, the Committee had identified an issue in the fines table, specifically the lack of language addressing individuals who fail the PDH audits. He noted that the table is currently a draft and has provided language for failure to meet PDH renewal requirements and failure to report any disciplinary actions.

Ms. McReynolds noted that the fines and penalties guidelines table were previously approved and at this time we are only looking at the proposed changes. She asked whether the proposed "rejection of renewal" would be classified as a suspension of a license.

Mr. Valdez stated that the rejection of renewal could be interpreted as either a suspension or probation.

**MOTION** by Mr. Gromatzky to affirm that the PSC accept the proposed update to the fines and penalties guideline table, **SECONDED** by Mr. Wayne,

The motion **PASSED unanimously**.

**8. Application Review – Recommended Approval**

**a. Acknowledgement of Sub-Committee Reviewed Applications**

The Committee acknowledged the sub-committee reviewed applications.

**b. Acknowledgement of Staff Reviewed Applications**

The Committee acknowledged the staff reviewed applications.

**9. Closed Session**

**MOTION** by Ms. McReynolds that the Committee enter into closed session at 9:54 a.m. 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 Mr. Wayne.

**Roll call vote taken, voting 'Yes':** Ms. McReynolds, Mr. Wayne, Mr. Gromatzky.

###### **10. Action on Items Discussed During Closed Session**

Ms. McReynolds brought the Committee back into open session at 11:26 a.m. 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).

#### **a. Disciplinary Cases**

##### **1) 6-PS-2024 Investigator's Report**

**MOTION** by Mr. Gromatzky to automatically refer to the Administrative Prosecutor for the issuance of an NCA, **SECONDED** by Mr. Wayne,

The motion **PASSED unanimously**.

##### **2) 2-PS-2023**

**MOTION** by Mr. Gromatzky to accept the settlement agreement, **SECONDED** by Mr. Wayne,

The motion **PASSED unanimously**.

#### **b. PDH Audits**

##### **1) AG-03-17-2025-PS**

Ms. McNally tabled this item.

##### **2) GRM-03-11-2025-PS**

**MOTION** by Mr. Gromatzky to enter into a pre-NCA settlement agreement with a \$500 fine and come into compliance by making up the ethics deficiency and that if no agreement is executed within 30 days, the matter will be automatically referred to the Administrative Prosecutor for the issuance of an NCA, **SECONDED** by Mr. Wayne,

The motion **PASSED unanimously**.

##### **3) TP-03-06-2025**

**MOTION** by Gromatzky to enter into a pre-NCA settlement agreement with a \$500 fine and coming into compliance by making up the 6 deficient PDH's and that if no agreement is executed within 30 days, the matter will be automatically referred to the Administrative Prosecutor for the issuance of an NCA, **SECONDED** by Mr. Wayne,

The motion **PASSED unanimously**.

c. **Status Review of Complaints and NCAs**

A report was reviewed on the status of pending cases and referrals for Notice of Contemplated Actions.

d. **Applications for Review**

1) **PS Endorsement**

a) **Melancon, R.**

**MOTION** by Mr. Gromatzky to not approve for PS endorsement,  
**SECONDED** by Mr. Wayne,

The motion **PASSED unanimously.**

11. **Next Scheduled Meeting Date:** June 5, 2025 – Santa Fe/Virtual

12. **Adjourn**

The meeting adjourned at 11:30 a.m.

s/ Miranda Gonzales \_\_\_\_\_  
Miranda Gonzales, Administrative Manager

s/ Maxine McReynolds \_\_\_\_\_  
Maxine McReynolds, Committee Vice Chair

June 5, 2025 \_\_\_\_\_ **Approved Date**

**April 10, 2025**  
**Acknowledgement of Sub-Committee Application Files**

**PE Endorsements**  
**\*Council Records**

4			
2	<b>Name</b>	<b>Date Applied</b>	<b>Approval Date</b>
	Buck, N.*	2/24/2025	3/26/2025
	Ortiz, O.	1/29/2025	2/5/2025
	Snoga, D.	1/28/2025	2/20/2025
	Taraschi, Z.*	1/6/2025	1/17/2025

**PE Reinstatements**  
**\*Council Records**

1			
0	<b>Name</b>	<b>Date Applied</b>	<b>Approval Date</b>
	Pennell, B.	1/15/2025	1/29/2025

s/Maxine McReynolds  
Maxine McReynolds  
PSC Vice Chair

**April 10, 2025**  
**Acknowledgement of Staff Review Applications**  
**For Expedited Endorsement Pursuant to 61-23-27.4 E(2)**

**PS Expedited Endorsements**  
**\*Council Records**

5

0 Name	Date Applied	Approval Date
Brescia, S.	1/6/2025	1/24/2025
Fidler, R.	1/13/2025	1/24/2025
Nihiser, W.	2/11/2025	2/17/2025
Pangus, K.	11/22/2024	1/28/2025
Sunday, K.	1/16/2025	1/30/2025

s/Maxine McReynolds

Maxine McReynolds  
PSC Vice Chair