

STATE OF DELAWARE



**DELAWARE ASSOCIATION OF PROFESSIONAL ENGINEERS
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August 30, 2011

MINUTES – COUNCIL MEETING, AUGUST 10, 2011

A meeting of the Council of the Delaware Association of Professional Engineers was held on Wednesday, August 10, 2011, at the Deerfield Conference Center, Newark, Delaware.

President Pawlowski convened the meeting at 3:00 p.m.

Council Members present:	D.P. Barbato, P.E.	C.L. McAllister, P.E.	A.D. Shine, P.E.
	W.Z. Crouch, P.E.	H.M. Medlarz, P.E.	
	K. Kooker, P.E.	F.A. Newton	
	M. Lester, P.E.	G.G. Pawlowski, P.E.	
	G.F. Marcozzi, P.E.	V. Robertson, Esq.	

Council Members absent:	D.G. Clark, P.E. -- not excused
	R. Leitsch, P.E. -- excused
	M. Siwek, P.E. -- excused
	J.E. Tracey, Esq. -- excused

Staff present:	P. Abshagen
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DAG:	Catherine (Terry) Hickey, Esq.
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Guests:	William Balascio, P.E. & Soheil Gharebaghi, P.E. – incoming Council members
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Secretary Medlarz took the Roll call and declared a quorum was present.

Incoming Council members Balascio and Gharebaghi were introduced to Council.

Open Forum

No guests scheduled to speak at today's Council meeting.

Minutes of the July 13, 2011 Executive Committee Meeting

Council reviewed the Minutes of the July 13, 2011 Council meeting. Motion by Pawlowski, seconded by Crouch, Council approve the Minutes of the July 13, 2011 Council meeting as submitted. Approved unanimously.

D.A.G. Report

- ❖ Sussex County – no report
- ❖ Hearing Panel Report – University Consulting Engineers – draft in final stage. Will be presented to Council at its September meeting.
- ❖ Acceptable use policy for Council-issued Ipads has been finalized by DAG Hickey to incorporate comments from Council.

Committee Reports

Executive Committee

The Executive Committee met just prior to the Council meeting, therefore, a written report is unavailable. Items discussed at Executive Committee meeting will be covered under the appropriate Committee reports.

Financial Report

Income/expense activity -- The first three months of the fiscal year reflects income at 36% and expenses at 24% of projections. Motion by McAllister, seconded by Shine, report be approved subject to audit. Approved unanimously.

Employee Benefits & Compensation

Working with Careers USA to screen resumes of candidates for a temporary to full-time position.

Law Enforcement/Ethics Committee

Executive Committee reviewed the report of the committee's meeting on August 3, 2011.

- Case closures -- 21 cases recommended for closure. Motion by McAllister, seconded by Robertson, Council approve the closure of the 21 cases listed on Exhibits A1-A2 of the report dated August 5, 2011. Approved unanimously.
- Subpoena requests – Motion by McAllister, seconded by Robertson, Council issue a subpoena in **Case 11/139** for a pending investigation. Approved unanimously.

Motion by McAllister, seconded by Robertson, Council issue a subpoena in **Case 10/004** for the hearing scheduled for 8/31/11. (Council members were reminded there can be no discussion among Council members on pending cases.) Approved unanimously.

Examining Committee

The Executive Committee reviewed the report of the Examining Committee's meeting of July 27, 2011. Forty-two (42) individual applications for licensure were reviewed and confidential recommendations made for Council action consisting of **27** applications for **comity**; and **15** applications for **examination**. The Committee also reviewed **12** applications for **Certificate of Authorization**; **1** request for **Temporary Permit**; and **2** requests for Reinstatement of licenses.

Motion by Shine, seconded by Newton, Council approve the recommendations of the Examining Committee as shown on Exhibits A1-A3 of the report dated July 29, 2011.

External Affairs Committee -- Chair Barbato has been awaiting a response from Mark DeVore of the Division of Facilities Management. He will draft a letter to encourage a response.

Facilities Committee

Council I pads to be purchased and distributed at the September meeting. Chair Kooker mentioned tethering 3G service between Iphone and Ipad (for those Council members that have Iphones). The Apple store was not agreeable to sending someone to DAPE to answer questions, but Chair Kooker is familiar with an individual that he will inquire as to whether he could attend our October meeting to answer any questions Council members may have with their new I pads after they have had them a month to acquaint themselves with the device.

Public Information

Fall issue of the newsletter to be published Sept./Oct. timeframe.

Government Affairs/By-laws Committee

Legislation has been signed by the Governor August 3, 2011. Will obtain an official copy of the entire law to make some minor corrections and print new law books and have uploaded to the website.

Ad-Hoc/Policies & Procedures Manual -- No report.

Ad-Hoc/CPC -- No report.

Nominating Committee

Chief Teller David Clark has submitted the results of the 2011 Council election:

Electrical Engineering Seat:	William D. Balascio, P.E.	324
Private Consulting Seat:	Keith R. Kooker, P.E.	324
Kent County Seat:	Hany B. Fekry, P.E.	37
	Soheil Gharebaghi, P.E.	154
	Scott C. Hoffman, P.E.	137

Motion by Pawlowski, seconded by McAllister, Council ratify the results of the 2011 Council election. Approved unanimously.

Correspondence -- None

NCEES

Annual meeting in Providence, Rhode Island scheduled for August 23-27, 2011. President Pawlowski to draft a resolution to present to Member Boards to develop a policy to combine zone meetings annually to result in 2 zone meetings vs. 4 per year.

Old Business -- None

New Business

The Executive Committee will be presenting its slate of officers to Council:

President	-	Gregory Pawlowski, P.E.
Vice President	-	Charles L. McAllister, P.E.
Secretary	-	Hans Medlarz, P.E.
Treasurer	-	Daniel Barbato, P.E.

Next meeting on September 14, 2011 to be held in Kent County.

Meeting adjourned at 4:00 p.m.

/pa