

STATE OF DELAWARE



DELAWARE ASSOCIATION OF PROFESSIONAL ENGINEERS
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December 28, 2016

MINUTES – COUNCIL MEETING, December 14, 2016

A meeting of the Council of the Delaware Association of Professional Engineers was held on Wednesday, December 14, 2016, at the DAPE offices, New Castle, Delaware.

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

Council Members Present:	C. Balascio, P.E.	M. Lennon, P.E.	R. Wheatley
	W. Balascio, P.E.	M. Lester, P.E.	
	D. Barbato, P.E.	J. Ludman, P.E.	
	M. Clendaniel, P.E.	C. McAllister, P.E.	
	S. Gharebaghi, P.E.	R. Smith, Esq.	
	J. Jakubowski, P.E.	J. Tracey, Esq.	

Council Members absent:	R. Hayden, P.E.	-	excused
	E. Retzlaff, P.E.	-	excused

Staff present: P. Abshagen

DAG present: Catherine Hickey

Guest: Mike Konzett – NCEES Past President

The Roll call was taken and a quorum was declared.

Introduction -- Mike Konzett was introduced to Council. Konzett provided some of his background information as a member of the Nebraska Board and Past President of NCEES. DAPE invited him here to discuss NCEES and its activities.

Open Forum -- No report.

Minutes of the November 9, 2016 Council Meeting

Council reviewed the Minutes of the November 9, 2016 Council meeting and recommends the Minutes be approved as submitted.

Motion by Tracey, seconded by C. McAllister, Council approve the Minutes of the November 9, 2016 as submitted. Approved unanimously.

D.A.G. Report

HVACR Overlapping Practice – The HVACR statute permits design, which overlaps with the responsibility of the engineer. The question is what kind of design can an HVACR do – it doesn't appear to be limited to residential or light commercial, etc. DAG Hickey is following up with the DAG of the HVAC board.

Rule to Show Cause Hearings – Those licensees that have not responded to the CPC audit were scheduled for Rule to Show Cause hearings on 11/15/16 and 11/29/16. DAG Hickey is working on the bulk of the decisions and will provide drafts to the Hearing Panel members for review before distributing to licensees with the goal of presenting to Council at its January meeting those that have been completed.

Delaware Professional Licensing Review Committee – Awaiting the legislative decision on the Task Force's final report and recommendations.

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.

Finance/Employee Benefits & Compensation

- Finances for 58% of fiscal year ending April 30, 2017 reflect income has reached 93% of projections; and expenses 37%.

Motion by Lennon, seconded by McAllister, Council accept the Finance Report subject to audit. Approved unanimously.

Law Enforcement/Ethics Committee

Chair McAllister reported on the committee's meeting on 12/7/16.

Old Business:

- DNREC-Class B designs for lift stations -- MOU still under review by DNREC
- Code of Ethics – Proposed revisions have been tabled until the conclusion of the governor's Licensing Review Committee's final report.

New Business:

- California board shared info on Google's Certified Professional Data Engineer program to determine other states' concern with this issue. Will share with DAG Jarosz for comment.

Committee is recommending closure of 15 cases.

Motion by McAllister, seconded by Gharebaghi, Council approve the closure of the 15 cases listed on Exhibit A of the committee's report. Approved unanimously.

Examining Committee

Co-Chair W. Balascio reported on the committee's meeting of November 30, 2016. Twenty-seven (27) applications for licensure, including 18 for **comity**; and 9 applications for **examination** were reviewed. Committee also reviewed 3 applications for **Certificates of Authorization**; 1 application for **Temporary Permit**; and 4 applications for **Reinstatement**.

Motion by W. Balascio, seconded by Tracey, Council approve the applications for licensure as listed on Exhibits A1-A2 of the Committee's report. Approved unanimously.

Committee will discuss progressive experience, decoupling the exam and experience, and proposed law revisions for Temporary Permits.

External Affairs Committee -- No report.

Facilities Committee -- No report.

Government Affairs/By-laws Committee

It was suggested that any potential law revisions be submitted during January to the legislature, as this will be a busy legislative session.

Public Information

- Fall issue of the newsletter has been drafted for publication

Correspondence

- Maryland board member Skip Harclerode has sent a letter seeking support for his candidacy for NCEES President-Elect during the 2017 NE zone meeting.

NCEES

- DAPE is co-hosting the 2017 NE/Southern joint zone meeting in the Virgin Islands. Council members expressing interest in attending include: Lennon, McAllister, C. Balascio, Ludman, Barbato, W. Balascio, R. Wheatley, J. Tracey and DAG Hickey.
- NCEES Past-President Mike Conzett was given the floor to talk about NCEES and its activities:
 - Encouraging participation in NCEES activities through attendance at regional and annual meetings.

- CPC repository – On 6/20/16 the NCEES E3 system was initiated allowing all engineers the opportunity to upload their CPC activities into the system. Since its inception, 1,235 licensees have added 10,500+ documents for 52 different boards – averaging 3 boards/licensee.
- Decoupling/progressive experience:
 - Decoupling – computer-based testing (CBT) provides opportunity for different types of questions for improvements to the exam.
 - ASCE has a committee that is looking at the experience
- Waiving exam for PhD candidates:
 - Originally considered to encourage faculty licensure to promote licensure to students.

Old Business -- None

New Business

- Governor-Elect has formed a transition team who organized the economic development and healthy environment committee, of which DAPE's participation was requested. President Barbato will provide input in an unofficial capacity.
- Committee Distinguished Service Award – Committee Chairs were requested to submit nominees for this annual award.
- President Barbato will prepare charges for each of the committees.

Next meeting is scheduled on **Wednesday, January 11, 2017**, in Kent County.

Motion by C. Balascio, seconded by S. Gharebaghi, to adjourn the meeting at 5:05 p.m.

/pa