

STATE OF DELAWARE



**DELAWARE ASSOCIATION OF PROFESSIONAL ENGINEERS**  
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February 24, 2015

**MINUTES – COUNCIL MEETING, February 11, 2015**

A meeting of the Council of the Delaware Association of Professional Engineers was held on Wednesday, February 11, 2015, in the DAPE offices, New Castle, Delaware.

President Medlarz convened the meeting at 3:04 p.m.

Council Members Present:	C. Balascio, P.E.	H. Medlarz, P.E.	C. McAllister, P.E.
	W. Balascio, P.E.	E. Retzlaff, P.E.	
	D. Barbato, P.E.	R. Smith, Esq.	
	R. Hayden, P.E.	T. Thomson, P.E.	
	K. Kooker, P.E.	J. Tracey, Esq.	
	M. Lester, P.E.	R. Wheatley	

Council Members absent:	S. Gharebaghi, P.E.	-	excused
	M. Lennon, P.E.	-	excused
	J. Ludman, P.E.	-	excused

Staff present: P. Abshagen

DAG present: Catherine (Terry) Hickey, Esq.

The Roll call was taken and a quorum was declared.

**Open Forum** -- Nothing to report.

**Minutes of the January 14, 2015 Council Meeting**

Council reviewed the Minutes of the January 14, 2015 Council meeting and recommends approval as submitted. Motion by Thomson, seconded by Lester, Council approve the Minutes of the January 14, 2015 as submitted. Approved unanimously.

**D.A.G. Report**

- Scott Hearing Panel decision draft in progress.
- DAG Jamison is leaving the AG's office and his replacement has not been identified yet.
- Nelson Matter – Mr. Nelson was advised of the Council meeting schedule.
- Matthew Szayna hearing – Scheduled hearing was postponed to permit both parties to submit a written stipulation of facts to the Hearing Panel. Hearing Panel will need to convene after 2/23/15.

## **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**

- Finances for 75% of this fiscal year reflect income has reached 105% of projections; and expenses 53%. Category #541 as reported represents billing for two exam cycles.
- Committee will convene for budget planning in March.

*Motion by Lester, seconded by Thomson, Council approve the Financial report subject to audit. Approved unanimously.*

### **Employee Benefits & Compensation** -- No report.

### **Law Enforcement/Ethics Committee**

Chair Kooker presented the report of the committee's meeting on 2/4/2015.

- A draft Memorandum of Understanding (MOU) between DNREC and DAPE on the Class B designs has been reviewed and will be shared with DNREC and Council in the near future.
- Changing, Altering Other's Plans (Sussex County) – Committee members Kooker and Thomson met with Mike Izzo and Vince Robertson to further discuss this issue. Consensus of the committee is that the new engineer must provide due diligence and certify any alterations do not have any impact on the existing plans. Chair Kooker to draft a position statement to be shared with all three counties.
- Committee is recommending Council approval of a Consent Order in Case 14/081.
- Committee is recommending Council closure of fifteen (15) cases listed on Exhibit A of its report.

*(3:30 p.m. Council member Lester excused)*

*Motion by Kooker, seconded by Tracey, Council approve the closure of the fifteen (15) cases listed on Exhibit A of its report. Approved unanimously.*

*Motion by Kooker, seconded by Tracey, Council approve Consent Order in Case 14/081. Approved unanimously.*

### **Examining Committee**

The Council reviewed the report of the Examining Committee's meeting of January 28, 2015. Twenty-nine (29) individual applications for licensure were reviewed and confidential recommendations made for Council action consisting of **19** applications for **comity**; and **10** applications for examination. The Committee also reviewed **7** applications for **Certificate of Authorization** and **3** applications for Reinstatement.

*Motion by C. Balascio, seconded by Thomson, Council approve the Committee's recommendations as noted on Exhibits A1-A2 of the committee's report dated January 29, 2015. Approved unanimously.*

### **External Affairs Committee**

- Joint Advisory Committee (JAC) has scheduled to meet March 3, 2015.

### **Facilities Committee**

Chair Wheatley reported the DAPE facility is still warm and dry. No further report.

### **Government Affairs/By-laws Committee** -- No report.

### **Public Information**

- Chair Gharebaghi wanted to share with Council that Council member Lester provided an excellent presentation in the "Laboratory for Learning" program. She engaged all participants with a hands-on exercise and captivated all.
- Winter newsletter due.

### **Ad-Hoc/Law Revision Committee** -- No report.

### **Correspondence**

- DNREC-Tank Mgmt. Section – proposed revisions to regulations' workshop. Council member Thomson interested in participating.

### **NCEES**

- The Board President's Assembly was held on February 6-7, 2015 in Atlanta. Council member Kooker and Director Abshagen attended. Topics discussed include:
  - CPC – Uniformity among states (calendar year vs. renewal period, 15 pdh's, etc.)
  - LEE Program – Annual Meeting (Wed. overview of best enforcement practices)
  - CBT/2014 – Summarized year-long data
  - CBT/PE -- 80 questions, 9-hr seat time. References still a hurdle.
  - Records Program – 470 new records monthly; 2014 = 23,995 records; DE = 194
  - Credentials Program – 2014 = 1560; DE = 191
  - Verifications (electronic) – 2500 verifications monthly; 2014 = 7,633
  - Foreign Exams – Since 2006 = 10,024 (FE); 2,314 (PE)
  - WY – PE to PhD -- 20-26 applications (majority industry – Bechtel); oral interview, etc.
- Joint Zone Meeting is scheduled for April 30-May 2, 2015 in Hershey, PA. Registration is open.

### **Old Business** -- None

### **New Business**

- Engineers' Week Banquet Tickets available to Council members. (Medlarz, Barbato, Thomson, McAllister and Abshagen to attend.)

Next meeting is scheduled on **Wednesday, March 11, 2015**, in Kent County. Location to be determined.

Meeting adjourned at 4:05 p.m.

/pa