

STATE OF DELAWARE



DELAWARE ASSOCIATION OF PROFESSIONAL ENGINEERS
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July 23, 2015

MINUTES – COUNCIL MEETING, July 8, 2015

A meeting of the Council of the Delaware Association of Professional Engineers was held on Wednesday, July 8, 2015, at the offices of DAPE, New Castle, Delaware.

President Medlarz convened the meeting at 3:05 p.m.

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

Council Members absent:	R. Hayden, P.E.	-	excused
	K. Kooker, P.E.	-	excused
	E. Retzlaff, 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 June 10, 2015 Council Meeting

Council reviewed the Minutes of the June 10, 2015 Council meeting and recommends approval as submitted.

Motion by Barbato, seconded by Lester, Council approve the Minutes of the June 10, 2015 as submitted.
Approved unanimously.

D.A.G. Report

- Gregory Scott hearing -- Panel decision in progress.
- Matthew Szayna hearing – Draft decision in progress.

- SB #86 (legislation to clarify the voting eligibility of inactive and retired members) has passed; awaiting signature.

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 the first two months of this fiscal year reflect income has reached 31% of projections; and expenses 16%.

Audit for fiscal year 2014/2015 has been completed by Barbacane & Thornton. Awaiting draft report.

Investments: Financial advisor has indicated a \$100K investment has matured in the Deferred Income account. A second \$100K will be maturing in October. Deferred income monies will be needed during this fiscal year – may be invested or placed in money market account. Finance Committee will need to discuss maturities outside of Deferred Income account.

Motion by C. Balascio, seconded by Lester, Council approve the financial report subject to audit. Approved unanimously.

Employee Benefits & Compensation -- No report.

Law Enforcement/Ethics Committee

Committee met on June 22, 2015 and discussed:

- DNREC – Class B design for lift station/gravity on-site wastewater systems MOU under review by DNREC.
- University of Delaware/MOU – University proposed a two-year timeframe for the MOU, which the LEE Committee does not support. This to be conveyed to the University's attorney.
- Committee discussed utilizing private legal counsel for guidance at their meetings since the DAG will not be in attendance in the future. This counsel would be to supplement and support the work of the committee. DAG Hickey reminded Council of the need for approval for the use of outside legal counsel.
- Committee is recommending the closure of 9 cases.

Motion by Thomson, seconded by Tracey, Council approve the closure of the nine (9) cases listed on Exhibit A of the committee's report. Approved unanimously.

Examining Committee

The Executive Committee reviewed the report of the Examining Committee's meeting of June 24, 2015. Thirty-two (32) individual applications for licensure were reviewed and confidential recommendations made for Council action consisting of **22** applications for **comity**; and **10** applications for examination. The Committee also reviewed **7** applications for **Certificate of Authorization**.

Motion by C. Balascio, seconded by Lester, Council approve the Committee's recommendations as noted on Exhibits A1-A2 of the committee's report dated June 25, 2015. Approved unanimously.

Subsequent to the meeting, one additional application for exam #19895 was reviewed.

Motion by C. Balascio, seconded by Gharebaghi, to approve applicant #19895 to take the Principles & Practice of Engineering examination. Approved unanimously.

External Affairs Committee

- Joint Advisory Committee (JAC) with Architects is to be re-scheduled.
- ASCE's annual crab feast will be scheduled in September. Newly licensed PE's will be invited to attend to receive their wall certificates. Details still being worked out.

Facilities Committee -- No report.

Government Affairs/By-laws Committee

Chair Smith reported that SB #86 has been approved, and we should extend our appreciation to the bill's sponsors: D. McBride and R. Gray. Awaiting the governor's signature.

Public Information

- Summer newsletter being drafted.

Ad-Hoc/Law Revision Committee

- Decoupling PE experience from exam -- This discussion was tabled.
- Progressive engineering experience – Discussion to follow.

Correspondence -- None

NCEES

- Annual meeting in Williamsburg, VA on 8/19 – 8/22/15. Representatives: C. Balascio, W. Balascio, T. Thomson, C. McAllister, P. Abshagen.

Old Business -- None

New Business

- President Medlarz has resigned his position in government and therefore in the Government Employment Council seat. If supported by Council, he would be eligible to remain in the seat until the next Council election in 2016.

Motion by Gharebaghi, seconded by Thomson, President Medlarz continue in the Government Employment seat until the next election in accordance with the Delaware Code Title 24 Chapter 28 §2811 (d). Approved unanimously (Medlarz abstained).

- DAPE Blog/Newsletters – it was suggested we may wish to investigate starting a blog for DAPE; however, we would need to look at both the advantages and disadvantages of starting one, as they do require constant monitoring.

Motion by C. Balascio, seconded by Lester, Council meeting adjourn. Meeting adjourned at 3:50 p.m.

Next meeting is scheduled on **Wednesday, August 12, 2015**, in Sussex County.

/pa