

STATE OF DELAWARE



DELAWARE ASSOCIATION OF PROFESSIONAL ENGINEERS

92 Read's Way, Suite 208, New Castle, DE 19720

PHONE: 302-323-4588

E-mail: [office@dape.org](mailto:office@dape.org)

October 28, 2019

**MINUTES – OCTOBER 9, 2019 COUNCIL MEETING**

A meeting of the Council of the Delaware Association of Professional Engineers was held on Wednesday October 9, 2019, at The Greene Turtle in Dover, Delaware at 3:00 p.m.

The Roll call was taken and a quorum was declared.

Council Members present:	C. Balascio, P.E.	M. Clendaniel, P.E.
	R. Hayden, P.E.	J. Jakubowski, P.E.
	J. Kalmbacher, P.E.	K. Maxson, P.E.
	C. McAllister, P.E.	N. Dean, P.E.
	E. Retzlaff, P.E.	M. Siwek, P.E.
	R. Smith, Esq.	R. Wheatley

Exec Committee Member Present:	S. Gharebaghi
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Council Members absent:	D. Barbato, P.E.	W. Gamgort, Esq.
	M. Lennon, P.E.	

Staff present:	J. Wootten
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DAG present:	E. Kelly, Esq.
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Called to order at 3:00 PM.

**Open Forum**

No members of the public attended.

**Minutes of the September 11, 2019 Council Meeting**

Council reviewed the Minutes of the September 11, 2019 Council meeting.

*Motion by C. McAllister, seconded by M. Clendaniel, to approve the minutes of the September 11, 2019 meeting. Approved unanimously.*

**D.A.G. Report** -- None.

**Financial Reports**

M. Clendaniel summarized DAPE's finances for the five months (41.7%) of fiscal year ending April 30, 2020, which reflect income has reached 52.7% of projections and expenses 32.9%. CA renewal numbers are 8.4% higher than projected, with more on-time renewals vs. last year.

*Motion by M. Clendaniel, seconded by R. Smith, Council accept the Finance Report subject to audit. Approved unanimously.*

## 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.

C. Balascio reminder committee chairs that their reports should include proposed membership of the committee for 2019-2020. J. Wootten will send out copies of charges to Committee chairs for feedback. Committee chairs will present a list of their committee's charges at the November meeting.

### Finance/Employee Compensation & Benefits Committee/Facilities Committee – No Report.

The Finance Committee will schedule a meeting to review the audit.

Proposed Committee Members for 2019-2020: J. Jakubowski (chair), P. Canzano, M. Clendaniel, A. Diaz, S. Gharebaghi and C. McAllister (co-chair).

*Motion by J. Jakubowski, seconded by M. Clendaniel, to approve membership of the Finance/Employee Compensation & Benefits/Facilities Committee. Approved unanimously.*

### Law Enforcement/Ethics Committee

DAG Mulveny and J. Wootten will draft recommendations for lapsed Certificates of Authorization. Chair McAllister asked committee members to review charges and give feedback to J. Wootten.

Committee is recommending closure of 9 cases as listed in its report.

*Motion C. McAllister, seconded by M. Clendaniel, Council approve the closure of 9 cases as listed on Exhibit A of the Committee's report. Approved unanimously.*

Proposed Committee members for 2019-2020: C. McAllister (chair), J. Davidson, B. Diener, A. Diaz, J. Jakubowski (co-chair), T. Kiefer, R. Leitsch, J. Mayan, D. Reinhold, K. Rudy, A. Say, A. Steinle.

*Motion by C. McAllister, seconded by J. Jakubowski, to approve membership of the Law Enforcement & Ethics Committee. Approved unanimously.*

### Examining Committee

M. Siwek reported that the Committee met on September 25, 2019, and reviewed 44 individual applications for licensure, consisting of **7 applications for examination, and 37 applications for comity**. All recommendations are shown on **Exhibit A1** which is now ready for Council action.

*Motion by M. Siwek, seconded by C. McAllister, Council approve the Committee's recommendations for applications for licensure as noted on Exhibit A1 of the committee's report. Approved unanimously.*

The Committee reviewed 10 applications for **Certificate of Authorization**. Committee recommendations are noted on **Exhibit A2**.

*Motion by M. Siwek, seconded by C. McAllister, Council approve the Committee's recommendations for Certificates of Authorization as noted on Exhibit A2 of the committee's report. Approved unanimously.*

Proposed Committee members for 2019-2020: W. Balascio, C. Balascio, D. Barbato, N. Gallagher Burkhardt, N. Buttorff, M. Clendaniel, J. Davidson, N. Dean, C. Kraucunas, M. Lester, M. Siwek (chair), B. Song, J. Volk, A. Weiser.

*Motion by M. Siwek, seconded by C. McAllister, to approve membership of the Examining Committee. Approved unanimously.*

#### **External Affairs Committee – No Report**

Proposed Committee members for 2019-2020: R. Hayden (chair) and J. Kalmbacher (co-chair).

*Motion by R. Hayden, seconded by M. Clendaniel, to approve membership of the External Affairs Committee. Approved unanimously.*

#### **Public Information**

M. Clendaniel reported that the Public Information Committee met on September 18, 2019 and discussed:

- An agenda and potential panelists for the November 14, 2019 Forum for Engineering & Building Code officials.
- University of Delaware outreach, including: FE rally, Senior Design, Career Fair, meeting with Assistant Dean

Council members will encourage attendance at the November 14 forum.

Proposed Committee members for 2019-2020: M. Clendaniel (chair), J.D. Jakubowski and J. Hastings.

*Motion by M. Clendaniel, seconded by R. Wheatley, to approve membership of the Public Information Committee. Approved unanimously.*

#### **Government Affairs/By-laws Committee – No Report**

R. Smith (chair) will work on recruiting committee members.

#### **Nominating Committee** – No Report

Proposed Committee members for 2019-2020: K. Maxson (chair), J. Flowers, L. Szabo.

*Motion by K. Maxson, seconded by C. McAllister, to approve membership of the Nominating Committee. Approved unanimously.*

#### **Correspondence**—None.

#### **NCEES**

Nominations for NCEES National Service Awards are due by January 31, 2020.

#### **Old Business** – None.

#### **New Business** – None.

#### **Ad Hoc Legislation Committee**

C. McAllister reported that the Committee met on Monday October 7, 2019 and discussed pros and cons of creating a new path to licensure for PhDs that would include a waiver from taking the PE

exam. The Committee does not unanimously support this approach, and asked Council to discuss the idea further.

C. Balascio summarized the requirements which have been proposed for these candidates:

- Earned doctoral degree in engineering from an ABET-accredited or Washington Accord-signatory program.
- 4 years DAPE Council-approved engineering experience
- Pass Ethics & Law Exam
- 5 references, including 3 PEs

Council members continued to discuss the proposal, with consideration of how this will affect candidates from University of Delaware and those currently working in industry. One suggestion was to specify a time frame for the 4-years of engineering experience, such as requiring that the experience have been acquired within the last 10 years in order to get a waiver from taking the P&PE exam (candidates that don't meet this requirement would not receive the waiver). Another consideration is how this will affect the examining committee, as candidates' engineering experience/research may be in an area that committee members are not familiar with. The committee does occasionally interview candidates when they are not able to convey their experience satisfactorily in writing. This could become more frequent for PhD candidates. Some Council members would like to require an interview for these candidates, some believe interviews are too subjective.

Council members were asked to continue to think about this topic, send feedback/questions to J. Wootten. C. McAllister suggested that Council vote in November on the concept. If approved, DAPE can ask University of Delaware to sign the MOU, and the Ad Hoc legislation committee will fine-tune language to present to Council for approval.

*Motion to adjourn by R. Hayden, seconded by K. Maxson. Approved unanimously. Meeting adjourned at 4:20 p.m.*

**Next Meeting:** November 13, 2019 at DAPE office.