

STATE OF DELAWARE



DELAWARE ASSOCIATION OF PROFESSIONAL ENGINEERS

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MAY 3, 2022

MINUTES – APRIL 13, 2022 COUNCIL MEETING

A meeting of the Council of the Delaware Association of Professional Engineers was held on Wednesday April 13, 2022 via teleconference.

The Roll call was taken and a quorum was declared.

Council Members Present:	M. Clendaniel, P.E.	V. Fazio
	W. Gamgort, Esq.	J. Hastings, P.E.
	J. Jakubowski, P.E.	K. Maxson, P.E.
	C. McAllister, P.E.	D. Reinhold, P.E.
	K. Tadler, P.E.	

Council Members Excused:	D. Barbato, P.E.	N. Batta, P.E.
	N. Dean, P.E.	J. Kalmbacher, P.E.
	R. Smith, Esq.	R. Wheatley

Exec Committee Member Present: C. Balascio

Staff present: J. Wootten

Meeting was called to order at 3:19 PM.

Open Forum

T. King joined at 4:06 PM.

Minutes of the March 9, 2022 Council Meeting

Council reviewed the Minutes of the March 9, 2022 Council meeting.

Motion by C. McAllister, seconded by M. Clendaniel, to approve the minutes of the March 9, 2022 meeting as amended. Approved unanimously.

D.A.G. Report – None.

Financial Reports

M. Clendaniel summarized DAPE's finances for the eleven months (91.7%) of fiscal year ending April 30, 2022, which reflect income has reached 97.0% of projections and expenses 76.6%.

Motion K. Maxson, seconded by C. McAllister, Council accepts 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.

Finance/Employee Compensation & Benefits Committee/Facilities Committee

M. Clendaniel reported that the committee met on March 30, 2022 and discussed the following:

- FY2022 Auditor
- FY2023 Budget

Motion by M. Clendaniel, seconded by C. McAllister, Council approves the budget for FY2023. Approved unanimously.

Law Enforcement/Ethics Committee

C. McAllister reported that the committee met on April 6, 2022 and discussed the following:

- DAG Mulveny's final memo related to proposed legislation for successor professional engineer responsibilities, which is now ready for Council review in conjunction with a prior memo (dated October 11, 2021) related to the definition of negligence, incompetence and misconduct). Council members are asked to review for further discussion at the May 11 meeting.
- DAG Kelly and DAG Mulveny worked together to draft a proposed revision to Canon 6.C of the Code of Ethics: C. The engineer, upon conviction for any felony crime not specifically listed in Canon 6.A, shall provide within ninety (90) days of conviction, information to the Council in sufficient specificity to enable Council to make a determination of whether the crime constitutes dishonorable or unethical conduct reasonably likely to deceive, defraud, or harm the public. Council members are asked to review for further discussion at the May 11 meeting.
- Feedback related to March 31 Ethics Training. Note: Recording is now available for members that could not attend that day.
- Will recommend closure of 1 file

Motion by C. McAllister, seconded by K. Maxson, Council approves the closure of 1 file as listed on Exhibit A of the Committee's report. Approved unanimously.

Examining Committee

K. Tadler reported that the Committee met on April 6, 2022 and discussed the following:

- Job Aid (an internal document used by the Examining Committee to help with application review) was finalized (see Council docs).

Motion by K. Tadler, seconded by K. Maxson, Council approves the nomination of G. Pawlowski to the Examining Committee. Approved unanimously.

The committee reviewed 30 individual applications for licensure and confidential recommendations were made for Council action at their meeting April 13, 2022 consisting of 14 applications for comity (13 recommended for license approval, 1 backlogged pending further information), 12 applications for examination (7 recommended for approval to take the PE exam, 5 backlogged pending further information), 1 application for new licensure (recommended for approval), and 3 applications for initial licensure (all recommended for license approval). All recommendations for licensure or approval to take the P&PE exam are shown on Exhibit A1 which is now ready for Council action.

Six applicants met all requirements for licensure after successful passage of a computer-based P&PE exam. Exhibit A2 was updated with additional exam results prior this meeting.

Motion by K. Tadler, seconded by M. Clendaniel, Council approves the Committee's recommendations for applications for licensure as noted on Exhibits A1 and A2 of the committee's report as amended just prior to the Council meeting. Approved unanimously.

The Committee reviewed 12 applications for Certificate of Authorization and 2 applications for Reinstatement of Certificate of Authorization (all recommended for approval, including application that was referred to LEE Committee). Committee recommendations are noted on Exhibit A3.

Motion by K. Tadler, seconded by M. Clendaniel, Council approves the Committee's recommendations for Certificates of Authorization as noted on Exhibit A3 of the committee's report. Approved unanimously.

The backlog of applications (which the Committee has reviewed but are not ready for Council action) is shown on Exhibit B.

The Committee reviewed 1 application for approval to take the FE exam, which was approved. Recommendations are shown on Exhibit C.

The Committee reviewed 36 Comity applications with the Model Law Engineer designation since February 23, 2022. All have been approved for licensure. Recommendations are shown on Exhibit D.

Committee will discuss ideas for meeting in person/improving participation at the April 27 meeting.

External Affairs Committee – No Report.

Public Information Committee

Chair J. Hastings reported that the Committee met on Friday March 25 and discussed the following:

- New DAPE Website feedback <https://dape.app.ddsystems.net/>
- Student Outreach on March 9
- Committee Goals for Video Production

Government Affairs/By-Laws Committee

J. Wootten reported that the Committee met on Friday March 25 and discussed the following:

- Bylaws Amendment Status update
- Concurrent Resolution/DAPE Event May 12
- Committee Goals for Video Production

Council members J. Jakubowski, K. Maxson, C. McAllister and R. Smith, DAPE lobbyist M. Davis and staff member J. Wootten attended Legislative Hall for the passage in the House of the Concurrent Resolution honoring DAPE's 50th Anniversary.

Nominating Committee – No Report.

50th Anniversary Ad Hoc

Chair M. Clendaniel reported that the Committee met on Wednesday April 6 and discussed the following:

- Committee Goals for Video Production
- Legislative Hall Event May 12
- 50th Anniversary Events:
 - Blue Rocks (checking on availability, need to finalize how tickets will be distributed)
 - October 6th (preferred) or October 4th: semi-formal event (checking on venue availability)
- Committee to move forward with video production – need to finalize and schedule a meeting

Correspondence -- None

NCEES

- Northeast Zone Meeting April 28-30.
- Annual Meeting: August 23-26 in Carlsbad, CA. NCEES will fund 3 delegates, the member board administrator, and first-time attendees (anyone appointed to board since Aug 26, 2018); DAPE's named delegates are due May 2.

Old Business – None.

New Business

University of Delaware CEM Program: several organizations have expressed their support to University of Delaware related to the Construction Engineering and Management (CEM) program.

J. Jakubowski appointed N. Batta as Nominating Committee chair. J. Wootten will schedule a meeting.

Congratulations to Council member N. Dean who will be honored as Delaware's Young Engineer of the Year at the Delaware Engineering Society Banquet on June 15. J. Wootten will invite new PEs and Council members to attend.

Meeting adjourned at 4:22 PM.

Upcoming Meeting: May 11, 2022 at 3:00 PM, in hybrid format.

Zoom: +1 929 436 2866 Meeting ID: 968 485 585 Password: 851686 Browser link:

<https://us02web.zoom.us/j/968485585?pwd=RkxVZmxzemRPR2NFRytGS1VPeDlrUT09>