

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)

April 18, 2023

**MINUTES – APRIL 12, 2023 COUNCIL MEETING**

A meeting of the Council of the Delaware Association of Professional Engineers was held on Wednesday April 12, 2023 in hybrid format (at DAPE office and via Zoom).

The Roll call was taken and a quorum was declared.

Council Members Present:	V. Fazio, P.E.	W. Gamgort, Esq.
	J. Hastings, P.E.	J. Jakubowski, P.E.
	J. Kalmbacher, P.E.	C. Lingenfelder, Esq.
	K. Maxson, P.E.	C. McAllister, P.E.
	D. Reinhold, P.E.	R. Smith, Esq.
	K. Tadler, P.E.	

Council Members Absent:	D. Barbato, P.E.	M. Clendaniel, P.E.
	N. Dean, P.E.	M. Lennon, P.E.

DAG present: E. Kelly, Esq.

Staff present: J. Wootten

DAPE lobbyist present: M. Davis

Meeting was called to order at 3:03 PM.

**Open Forum**

**Minutes of the March 8, 2023 Council Meetings**

Council reviewed the Minutes of the March 8, 2023 Council meeting.

*Motion by C. McAllister, seconded by K. Tadler, to approve the minutes of the March 8, 2023 meeting. Approved unanimously.*

**D.A.G. Report**

DAG Kelly reported that she worked with DAG Mulveny on legislative amendment (to be discussed in LEE Committee report), and with the Government Affairs/Bylaws Committee to draft an updated agreement with DAPE's lobbyist.

**Financial Reports**

K. Maxson summarized DAPE's finances for the eleven months (91.7%) of fiscal year ending April 30, 2023, which reflect income has reached 98.3% of projections and expenses 82.7%.

*Motion by C. McAllister, seconded by K. Tadler, 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**

K. Maxson reported that the committee met on April 5, 2023 and discussed the following:

- FY2024 Budget recommendation
- Committee charges

*Motion by C. McAllister, seconded by J. Hastings, Council approve the May 1, 2023-April 20, 2024 budget. Approved unanimously.*

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

C. McAllister reported that the committee met on April 5, 2023 and discussed the following:

- Legislative amendment: the committee discussed feedback and made some slight modifications to the legislative amendment for Council approval.
- Next steps related to successor engineers – creating policies and procedures for the committee to follow when these cases arise.
- Committee charges (requested clarification from Council President on charge #10).
- DAG Mulveny leaving Department of Justice.

*Motion by C. McAllister, seconded by J. Hastings, Council approve the proposed language for a legislative amendment. Approved unanimously.*

*Motion by C. McAllister, seconded by K. Tadler, Council approve the closure of 22 cases listed on Exhibit A1 of the committee report. Approved unanimously.*

### **Examining Committee**

K. Tadler reported that the Committee met on March 29, 2023 and discussed the following:

- CPC Guidelines review
- Three new Committee members: Monroe Hite, Nicholas Donlon, Payal Thakrul

*Motion by K. Tadler, seconded by C. McAllister, Council approve three new Committee members (M. Hite, N. Donlon, P. Thukral). Approved unanimously.*

All recommendations for licensure or approval to take the P&PE exam are shown on Exhibits A1 and A2 which are now ready for Council action. The recommendations are summarized below:

<b>Application Type</b>	<b>Total applications</b>	<b>Recommendation</b>	<b>Exhibit Reference</b>
Comity	7	License	A1
Exam	8	Approval to take P&PE	A1
Exam	1	Backlog pending further experience	B
Initial	4	License	A1
Exam (passed PE)	6	License	A2
Total Individual applications reviewed	26		

*Motion by K. Tadler, seconded by C. McAllister, 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.*

Committee recommendations for firm licensure are noted on Exhibit A3. The recommendations are summarized below:

<b>Application Type</b>	<b>Total applications</b>	<b>Recommendation</b>	<b>Exhibit Reference</b>
Certificate of Authorization	14	License	A3
Certificate of Authorization Reinstatement	4	License	A3
Certificate of Authorization	2	Refer to LEE (recommended for approval with warning letter)	A3
Total Firm Applications	20		

*Motion by K. Tadler, seconded by C. McAllister, 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.

Additional Committee Recommendations:

<b>Application Type</b>	<b>Total applications</b>	<b>Recommendation</b>	<b>Exhibit Reference</b>
Model Law Engineer Comity License	35	License	D
Approval for FE Exam	1	Approve	C
Approval for FE Exam & PE decoupling	2	Approve	C

**External Affairs Committee** – No Report

**Public Information Committee** – No Report

**Government Affairs/By-Laws Committee**

R. Smith reported that the committee met on March 31 to discuss plan for legislative amendment and Council composition. Once the legislative amendment is finalized, M. Davis will seek legislative sponsors.

*Motion by R. Smith, seconded by C. Lingenfelder, Council approves the updated professional services agreement between DAPE and M. Davis dated April 12, 2023. Approved unanimously.*

**Nominating Committee**

J. Wootten reported that the committee met on March 13 to discuss 2023 open seats and candidates. V. Fazio has announced his intention to run again for the electrical seat, and we also have a candidate for the Chemical engineering seat after direct outreach to eligible members (M. Smith). J. Puddicombe will be running for the Kent County seat. N. Dean has indicated that he will not run if we have a new candidate. T. Thomson will be running for the Private Consulting seat.

**Correspondence** – None.

**NCEES**

- April 27-29 Zone meeting Houston.
- Annual meeting August 15-18 in Boston. DAPE will need to finalize funded delegates at April Council meeting (3 funded delegates plus eligible first-time attendee; J. Wootten will follow up with C. Lingenfelder to provide additional information about the annual meeting).

**Old Business**

- Legislative amendment update (see LEE report).
- MathCounts – J. Wootten attended. DAPE sponsored lunch.
- DeIDOT Bridge Design event. DAPE sponsored this event and M. Clendaniel will attend.
- Random CPC audit: J. Wootten will follow up with DAG Kelly to begin the process of scheduling hearings related to incomplete CPC audits. We will need 3 Council members to serve on a hearing panel.

**New Business**

Website update:

This front- facing portion of the website is almost ready to launch:

<https://dape.app.ddsystems.net/>

J. Wootten is continuing to work with inLumon (with help from DDS, our IT firm), on the licensing portion of the site. They provided a demo of their newest platform recently.

Meeting adjourned at 3:46 PM.

**Upcoming Meeting: May 10, 2023 at 3:00 PM**, in hybrid format.

Blue Rocks game after - \$10 tickets, family members welcome. Dinner included.