

STATE OF DELAWARE



DELAWARE ASSOCIATION OF PROFESSIONAL ENGINEERS

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July 14, 2023

MINUTES – JULY 12, 2023 COUNCIL MEETING

A meeting of the Council of the Delaware Association of Professional Engineers was held on Wednesday July 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. J. Jakubowski, P.E. K. Maxson, P.E. D. Reinhold, P.E. K. Tadler, P.E. | J. Hastings, P.E. M. Lennon, P.E. C. McAllister, P.E. R. Smith, Esq. |
| Council Members Absent: | D. Barbato, P.E. N. Dean, P.E. J. Kalmbacher, P.E. | M. Clendaniel, P.E. W. Gamgort, Esq. C. Lingenfelder, Esq. |
| DAG present: | E. Kelly, Esq. | |
| DAPE lobbyist present: | M. Davis | |
| Staff present: | J. Wootten | |

Meeting was called to order at 3:20 PM.

Open Forum – M. Smith and J. Puddicombe (who are both expected to join the Council in September). M. Davis provided an update on the legislative amendment, which was approved by both the House and the Senate, and is awaiting the Governor's signature. M. Davis will notify J. Wootten when this amendment goes into effect.

Minutes of the June 14, 2023 Council Meetings

Council reviewed the Minutes of the June 14, 2023 Council meeting.

Motion by M. Lennon, seconded by C. McAllister, to approve the minutes of the June 14, 2023 meeting. Approved unanimously.

D.A.G. Report – None.

Financial Reports

K. Maxson reported that finances for the 2 months (16.7%) of fiscal year ending April 30, 2024 reflect income has reached 5.1% of projections (37.9% with estimated deferred income included) and expenses 15.0%. The \$820.50 in Miscellaneous income account was from PE night at the Wilmington Blue Rocks.

Motion by K. Maxson, seconded by K. Tadler, Council accepts the Finance Report subject to audit. Approved unanimously.

Committee Reports

Executive Committee

The Executive Committee did not meet this month, due to a lack of a quorum.

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

Law Enforcement/Ethics Committee – No Report

Examining Committee

K. Tadler reported that the Committee met on June 28, 2023 and 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:

| Application Type | Total applications | Recommendation | Exhibit Reference |
|----------------------------------------|---------------------------|-----------------------|--------------------------|
| Comity | 14 | License | A1 |
| Exam | 5 | Approval to take P&PE | A1 |
| Initial | 3 | License | A1 |
| Exam (passed PE) | 3 | License | A2 |
| Total Individual applications reviewed | 25 | | |

Motion by K. Tadler, seconded by M. Lennon, 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:

| Application Type | Total applications | Recommendation | Exhibit Reference |
|------------------------------|---------------------------|-----------------------|--------------------------|
| Certificate of Authorization | 10 | License | A3 |
| Total Firm Applications | 10 | | |

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:

| Application Type | Total applications | Recommendation | Exhibit Reference |
|--------------------------------------|--------------------|----------------|-------------------|
| Model Law Engineer Comity License | 18 | License | D |
| Approval for FE Exam & PE decoupling | 2 | Approve | C |

- Finalized recommendations for revisions to CPC Guidelines

K. Tadler reviewed the Committee's recommendations for Council to amend DAPE's CPC Guidelines, providing justification for the changes that are (and are not) recommended.

Motion by K. Tadler, seconded by C. McAllister, Council amend the CPC Guidelines as recommended by the Examining Committee. Approved unanimously.

External Affairs Committee – No Report

Public Information Committee – No Report

Government Affairs/By-Laws Committee – No Report

Nominating Committee – No Report

Correspondence – None

NCEES

- Annual meeting August 15-18 in Boston. Funded delegates: C. Lingenfelder, C. McAllister, D. Reinhold, K. Tadler. M. Clendaniel and C. Balascio also plan to attend. J. Wooten will summary committee reports and motions so Council can discuss DAPE voting on motions at the August Council meeting.

Old Business

- Legislative amendment update: Legislation is awaiting Governor's signature.
- Successor Engineer Ad Hoc Committee scheduled to meet on July 24.
- Council election ends July 15.
- Amendment to CPC Guidelines was included with Examining Committee report.

New Business

CPC Hearing summaries with panel recommendations (5). DAG Kelly drafted 5 Decision and Order documents, which have been reviewed and approved by the 3-member hearing panel. Council members have been asked to review prior to the August 9, 2023 meeting for Council action.

Meeting adjourned at 3:55 PM.

Upcoming Meetings: August 9, 2023 at 3:00 PM, in hybrid format.

October 11, 2023, Council meeting to be followed by Volunteer Appreciation event

November 8, 2023, Sussex County location TBD, and this meeting may be combined with LEE Committee/Council member training related to serving on a hearing panel.