

## STATE OF DELAWARE



### DELAWARE ASSOCIATION OF PROFESSIONAL ENGINEERS

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August 25, 2025

### **MINUTES – AUGUST 13, 2025 COUNCIL MEETING**

A meeting of the Council of the Delaware Association of Professional Engineers was held on Wednesday August 13, 2025 in hybrid format (at DAPE office, New Castle, DE and via Zoom).

The Roll call was taken and a quorum was declared.

Council Members Present:	D. Barbato, P.E.	M. Clendaniel, P.E.
	V. Fazio, P.E.	A. Ingram
	J. Jakubowski, P.E.	J. Kalmbacher, P.E.
	C. Lingenfelder, Esq.	J. Puddicombe, P.E.
	M. Scarborough, P.E.	M. Smith, P.E.
	K. Tadler, P.E.	T. Thomson, P.E.

Council Members Absent:	D. Calloway, P.E.	M. Rasmussen
	D. Reinhold, P.E.	

DAG present: Z. Naylor, Esq.

Staff present: J. Wootten

Meeting was called to order at 3:04 PM.

**Open Forum/Introductions** – A. Kline and M. Cannata were present.

### **Minutes of the July 9, 2025 Council Meetings**

Council reviewed the Minutes of the July 9, 2025 Council meeting.

*Motion by M. Clendaniel, seconded by K. Tadler, to approve the minutes of the July 9, 2025 Council meeting. Approved unanimously.*

### **D.A.G. Report**

- HB 81 is awaiting the Governor's signature.
- DAG Naylor prepared a recommendation from the May 20 hearing; the Hearing Committee members suggested one edit related to the NCEES Enforcement Exchange. J. Wootten will send the final recommendation to the respondent and Council will be asked to vote to approve the recommendation at the September meeting.

### **Financial Reports**

Finances for the 3 months (25%) of fiscal year ending April 30, 2026 reflect income has reached 8.7% of projections and expenses 22%. Once the audit is complete, income will include deferred income related to last year's PE's renewal. With that estimated number, income has reached 40.6% of projections. COA renewals began on August 4, so there will be a significant increase in income next month.

*Motion by T. Tadler, seconded by M. Clendaniel, 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/Facilities Committee** – No Report

### **Law Enforcement Committee**

T. Thomson reported that the Committee met on August 6 and discussed the following:

*Motion by T. Thomson, seconded by M. Clendaniel, Council approves the closure of 17 cases listed on Exhibit A of committee report. Approved unanimously.*

*Motion by T. Thomson, seconded by D. Barbato, Council proceed with complaint related to File 24-099. Approved unanimously.*

The following Council members were appointed to a hearing committee related to File 24-099: M. Smith, A. Kline, M. Scarborough. J. Wootten will email the hearing committee, DAG Naylor, and DAG Lydia-Moore in order to get a hearing scheduled.

### **Examining Committee**

K. Tadler reported that the Committee met on July 30, 2025 and discussed the following:

*Motion by K. Tadler, seconded by M. Clendaniel, Council approve Canada and the United Kingdom as Council-approved foreign jurisdictions, as referenced in Section 2817 of HB 81 to amend the Delaware Professional Engineers Act, to be effective upon enactment of HB81. 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	11	License	A1
Comity	1	Backlog	B
Exam	5	Approval to take P&PE	A1
Initial	5	License	A1
Exam (passed PE)	7	License	A2
Total	29		

*Motion by K. Tadler, seconded by T. Thomson, 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	17	License	A3
Certificate of Authorization Reinstatement	1	License	A3

*Motion by K. Tadler, seconded by A. Ingram, 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	39	License	D
FE Exam/P&PE Exam Decoupling	1	Approve for FE & decoupling P&PE	C

**External Affairs/Public Information Committee** – No Report

**Government Affairs/By-Laws Committee** – No Report

**Nominating Committee** – No Report

**Ad Hoc Website Committee** -- No Report.

### **Correspondence**

Two emails related to the proposed Delaware City data center, which proposes a new specialization for PEs. Council discussed, but does not believe the suggestions are within our purview. NCEES has an AI working group, so DAPE will be following this topic, and may present future ethics training on AI ethics.

### **NCEES**

Annual Meeting is August 19-22. J. Wootten prepared a recap of motions that will not be on the consent agenda. There is a State of the Council meeting scheduled for August 27.

### **Old Business**

- HB 81 Status (see DAG Report)
- Council election results and ratification:

The 2025 Council election ended July 15. Results (443 eligible voters):

- A. Kline, Other Engineering Seat: 413 yes votes
- M. Scarborough, Industry Seat: 416 yes votes
- S. McNatt, Government Seat, 396 yes votes
- M. Smith, Chemical Engineering Seat: 398 yes votes

Motion by D. Barbato, seconded by M. Clendaniel, to ratify election results. Approved unanimously.

The Council expressed thanks to M. Clendaniel and J. Kalmbacher, who will be ending their terms on August 31.

**New Business** -

Motion by T. Thomson, seconded by A. Ingram, M. Clendaniel be nominated for NCEES Emeritus status. Approved unanimously.

The Executive Committee plans to present the following slate of officers to the Council. Additional nominations are accepted from the floor at the September Council meeting, when officers are elected:

- President: V. Fazio
- Vice President: T. Thomson
- Secretary: K. Tadler
- Treasurer: J. Puddicombe

**Next Council Meeting**

September 10, 2025 Hybrid format (Zoom or DAPE).

**Upcoming Events**

- October 8 Volunteer Appreciation Event
- November 5 Council/LEE Committee Hearing Training

Meeting adjourned at 3:57 PM.