

**STATE BOARD OF PROFESSIONAL ENGINEERS
AND LAND SURVEYORS
Minutes of July 20, 2006
Public Session**

CALL TO ORDER

The meeting of the State Board of Professional Engineers and Land Surveyors was called to order by President Edward Vernick at 9:00 a.m. at 124 Halsey Street, 3rd Floor, Union Conference Room, Newark, New Jersey. All parties were duly notified of the time, date and place, with all pertinent material being provided.

SUNSHINE LAW ANNOUNCEMENT

President Vernick read the statement required by Chapter 231, Laws of 1975 known as the Open Public Meetings Act, and announced that notice of this meeting was prepared in the office of the Board and mailed to the Secretary of State, the Star Ledger, the Camden Press, and the Courier Post.

Present:

Edward Vernick
James Kelly
James Purcell
Lawrence Koo
James Valenti
Robert Marshall
Richard Frantz
James Cleary
Louis Raimondi

Absent: Michael Angeline

Others: Arthur Russo, Executive Director, Michelle Albertson, Deputy Attorney General, and staff members Ernest Gonzalez and Yolanda Winston, and one member of the public.

REPORT OF THE EXECUTIVE DIRECTOR

General Report

Executive Director Russo presented an invoice from the Office of Administrative Law for services rendered. The Board, on a motion by BM Raimondi, second by BM Purcell, unanimously voted to approve payment of this bill.

He also informed the Board that there will be an ABET accreditation taking place on October 15-17, 2006 at Fairleigh Dickinson University and ABET has requested that a Board member attend. This item will be carried over to its next meeting.

The Board, on a motion by BM Frantz, second by BM Marshall, unanimously approved the release of the April 2006 examination results.

Executive Director Russo informed the Board that the Certificate of Authorization renewals for the term 2006 - 2008 have been mailed out.

Staff member Ernest Gonzalez informed the Board that a request for additional details was sent to approximately 190 licensees in connection with their answers to the crime question, actions taken against their license in other states and continuing education questions on their 2006-2008 biennial renewal forms.

Incoming Correspondence

Thomas G. Mottackal, President, Tomar Construction, LLC
RE: Licensing Requirements
(June 19, 2006)

Mr. Mottackal writes to determine if licensure is required for a proposed internal position of Construction Inspector at his firm. Mr. Mottackal outlined the various duties of the position.

The Board will advise him that based on what he has described in his correspondence, licensure as a professional engineer is not required. It will further advise him that if plans, designs, etc., are part of that or any other position, licensure as a professional engineer is required. Also, an individual with a position utilizing the term "engineer," or any derivative thereof, must be licensed as a professional engineer.

Muriel M. Zhou, ECEI Director, ABET Inc.
RE: New Internet Based Testing (IBT)
(June 16, 2006)

Ms. Zhou provides the Board with information pertaining to possible raw score conversions between the old paper based TOEFL and TSE examinations and the new Internet Based Testing (IBT) examination for foreign applicants.

Based on the information provided, the Board would like to be provided with alternatives in determining an appropriate pass rate. This matter will be tabled until the next meeting.

J. Mark Pohl, Pharmaceutical Patent Attorneys, LLC
RE: Land Survey Drawing Standards
(June 26, 2006)

Mr. Pohl wants to prepare a survey for his property and asks the Board how to properly prepare the survey.

The Board will advise Mr. Pohl to consult with a licensed professional land surveyor.

Mark L. Husik, Executive Director/ NJSPLS
RE: Shortage of land surveyors
(June 15, 2006)

Mr. Husik requests an appearance for himself and the president of NJSPLS, Jay Pierson, to discuss an independent study conducted by Dr. Arthur J. O'Neal on the labor trends and employment outlook for land surveyors. This has been prompted by the Board's previous discussions on a possible shortage of land surveyors.

The Board shall ask him to appear at one of its September meetings. Additionally, it will contact NJIT again to acquire the names or initials of the students currently enrolled in its land surveying curriculum.

Nancy Waltke
RE: Practice of Structural Engineering
(June 19, 2006)

Ms. Waltke asks the Board which, if any, examination does an individual need to take and pass in order to provide structural engineering work.

The Board will advise Ms. Waltke that it does not issue discipline specific licenses in this state.

REVIEW OF A3397

The Board reviewed A3397 which creates the Construction Trades Licensing Board for licensing and

regulation of several construction professions and creates a new division for homeowner protection in the Department of Law & Public Safety. After a review of this, the Board, on a motion by BM Kelly, second by BM Purcell, unanimously voted to take no position on this Bill since it does not appear to affect this Board.

CERTIFICATES OF AUTHORIZATION

The Board, on a motion by BM Frantz, second by BM Kelly, unanimously voted to approve the following Certificates of Authorization:

PURESERVICE, INC. dba PURESERVICE - OPENAKA, INC.
1250 State Route 28, Ste. 202
Branchburg, NJ 08876
Application # 1205874

OLIVER-RHOADS & ASSOCIATES, INC.
225 Research Park Drive
Tullahoma, TN 37388
Application # 1206686

VELOCITEL INC.
18071 Fitch Ave., Ste. 200
Irvine, CA 92614
Application # 1203249

COLE AND ASSOCIATES, LLC
3986 Princeton Pike
Lawrenceville, NJ 08648
Application # 1204121

STEWART ENGINEERING, INC.
260 Town Hall Dr., Ste. C
Morrisville, NC 27560
Application # 1078684

SILVER CREEK ENGINEERING, INC.
7108 Waldemar Drive
Indianapolis, IN 46268
Application # 1207039

HUGHES ASSOCIATES, INC.
3610 Commerce Dr., #817
Baltimore, MD 21227
Application # 1207036

EDGEWOOD PROPERTIES, INC.
1260 Stilton Road
Piscataway, NJ 08854
Application # 1208217

GREENSTAR ENVIRONMENTAL SOLUTIONS, LLC
6 Gellatly Drive
Wappingers Falls, NY
Application # 1205864

CUMMINGS/RITER CONSULTANTS, INC.
10 Duff Road, Ste. 500
Pittsburgh, PA 15235
Application # 1208287

JOHNSON, MIRMIRAN & THOMPSON
1300 Route 73, Ste. 313
Mount Laurel, NJ 21152
Application # 1208381

PRECIS ENGINEERING, INC.
31 E. Butler Avenue
Ambler, PA 19002
Application # 1208398

CARL J. LONG AND ASSOCIATES
1550 Coraopolis Heights Road, Ste. 340
Moon Township, PA 15108
Application # 1208636

ENERCON, LTD dba GRUMMAN/BUTKUS ASSOCIATES, LTD
820 Davis Street, Ste 300
Evanston, IL 60201
Application # 1208647

HT ENGINEERING, LLC
53 Stickle Avenue, Ste. 4
Rockaway, NJ 07866
Application # 1211014

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REINSTATEMENT APPLICATIONS

The Board reviewed the following applications for reinstatement and, on a motion by BM Purcell, second by BM Kelly, unanimously determined the following:

Anjan V. Bhavsar, PE - Approved reinstatement application.

Raymond B. Dawber, PLS - Approved reinstatement application, but requests proof of completion of the required continuing education requirements within 6 months to be re-reviewed by the Land Surveyor Committee.

Geoffrey L. Mahon, PE - Provide a more extensive description of his last 8 years of experience and his present employer

Vincent L. Perna, PE - Provide more demonstration of his proficiency during his period without a license.

Russell C. Shiveler, Jr. PE - Approved reinstatement application. As previously approved in Executive Session, issuance of a Uniform Penalty Letter for practicing engineering without a license and providing for a \$500.00 penalty.

Douglas Blair Smith, PLS - Approved reinstatement application. As previously approved in Executive Session, issuance of a Uniform Penalty Letter for practicing land surveying without a license and providing for a \$500.00 penalty.

William S. Smith, PE - Provide more demonstration of his proficiency during his period of lapsed licensure and request 5 references.

Phillip Wolstenholme, PE - Provide more detailed description of the last 12 years of his experience.

Joseph Matt, Jr., PE - Provide more information as to his proficiency.

INFORMATIONAL ITEMS

The Board reviewed the following items and noted them for the record:

* "JPEC Ready for October 2006 Exam Administration," by Jerry Carter - National Counsel of Examiners for Engineering and Surveying - June 5, 2006

* "Though the Statistics are Treated as Gospel, the U.S. isn't Falling Behind in Producing Engineers," by Gerald W. Bracey

* Pending Legislation, S1824, S1825 and S1826 from Michael Del Greco, June 5, 2006

* NCEES Link to NJ Board Website, from Muriel M. Zhou, ABET

APPEARANCES

Howard Colm, PE

Mr. Colm appeared, along with his counsel Joel B. Korin, before the Board for reinstatement of his license in connection with a Consent Order. He provided proof of his compliance with the terms of the Consent Order.

The Board, on a motion by BM Purcell, second by BM Valenti, unanimously voted to reinstate Mr. Colm's license.

Edward Angster, PE, PLS

Mr. Angster appeared before the Board for reinstatement of his license. His license in connection with a Consent Order. Mr. Angster provided proof of his compliance with the terms of the Consent Order.

The Board, on a motion by BM Raimondi, second by BM Marshall, unanimously voted to reinstate Mr. Angster's license.

MOVE TO EXECUTIVE SESSION

On a motion by BM Valenti, second by BM Koo, the Board unanimously voted to enter into Executive Session to review disciplinary matters.

RETURN TO PUBLIC

On a motion contained within the Executive Session minutes, the Board re-entered into Public Session to adjourn.

ADJOURNMENT

On motion by BM Frantz, second by BM Marshall, the Board unanimously voted to adjourn the meeting at 1:00pm.

APPROVED BY:

Edward Vernick, PE
President

Arthur Russo
Executive Director