

PROFESSIONAL ENGINEERS SECTION MEETING

MINUTES

The Professional Engineers Section of the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects (APELSCIDLA Board) met on February 10, 2009, at the Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia, with the following members present:

Nico De León
Stanley C. Harris
Wiley V. Johnson, III

Staff present for all or part of the meeting were:

Jay W. DeBoer, Director
Mark N. Courtney, Deputy Director of Licensing and Regulation
Kathleen "Kate" R. Nosbisch, Executive Director
Marian H. Brooks, Program Administrator
Michelle Gowen, Administrative Assistant
Earlyne Perkins, Legal Analyst

No representative was present from the Office of the Attorney General.

Mr. Harris, Chair, called the meeting to order at 9:05 a.m.

Call to Order

Mr. Johnson moved to approve the agenda. Mr. De León seconded the motion which was unanimously approved by members: De León, Harris, and Johnson.

Approval of
Agenda

There were no comments made to the Section members.

Public Comment
Period

Mr. Harris turned the position of Chair over to Mr. Johnson and recused himself from the meeting.

Transfer of Chair

Mr. Echols was present and addressed the Section regarding his ISAT degree and why it should be accepted by the APELSCIDLA Board. Mr. Echols also gave a brief background on his career.

File Number 2009-
02353, Alexander
Echols

Regarding File Number 2009-02353, Alexander Echols, the Section members reviewed the record of the Informal Fact-Finding Conference,

which consisted of the application file, transcripts and exhibits and the summary and recommendation of the presiding Board member. Mr. De León moved to accept the recommendation of the presiding Board member and approve Mr. Echols to sit for the FE examination under 18 VAC 10-20-190.5 and also to allow Mr. Echols to reapply under 18 VAC 10-20-20.D for the FE examination when he has obtained the required engineering experience and meets the applicable Board regulations enforced as of that date. Mr. Johnson seconded the motion which was unanimously approved by members: De León and Johnson

As the presiding Board member, Mr. Harris was not present during the presentation, discussion, or vote.

Mr. Singh was present to address the Section regarding the terms of the contract he entered into for the matter in question. Mr. Singh stated that the problems occurred due to a lack of communication on the Architect's part who was also involved in this project. Mr. Singh stated that he no longer agreed with the Consent Order he was offered and requested that the Section send this matter for an Informal Fact-Finding Conference.

File Number 2009-00527, Harkirat Singh

After discussion, Mr. De León moved that File Number 2009-00527 be sent to an Informal Fact-Finding Conference at the request of the respondent. Mr. Johnson seconded the motion which was unanimously approved by members: De León and Johnson.

As the reviewing Board member Mr. Harris was not present during the discussion or vote.

Mr. Harris returned to the meeting and resumed the position of Chair.

Transfer of Chair

Mr. Koerner was present to address the Section regarding his case. Ms. Nosbisch provided Mr. Koerner and the Section members with an e-mail written by Dirk Taylor, complainant. Mr. Koerner was also afforded the opportunity to respond to Mr. Taylor's letter.

File Number 2008-04181, Brian David Koerner

Regarding File Number 2008-04181, Brian David Koerner, the Section members reviewed the record of the Informal Fact-Finding Conference, which consisted of the investigative file, transcripts and exhibits and the Summary of the Informal Fact-Finding Conference. After review and discussion, Mr. Johnson moved to recommend that the Board reject the recommendation of the presiding Board members and close the file with a finding of no violation. Mr. Harris seconded the motion which was unanimously approved by members: Harris and Johnson

As the reviewing Board member, Mr. De León was not present during the discussion or vote.

Regarding File Number 2009-00978, Robert Chi, the Section members reviewed the Consent Order as seen and agreed to by Mr. Chi. Mr. De León moved to recommend that the Board accept the Consent Order which cites the following violations of the Board's regulations: 18 VAC 10-20-750.A (Count 1) and 18 VAC 10-20-750.C (Count 2). For these violations Mr. Chi agrees to pay \$150.00 in Board costs. Mr. Harris seconded the motion which was unanimously approved by members: De León and Harris.

File Number 2009-00978, Robert Chi

As the reviewing Board member Mr. Johnson was not present during the discussion or vote.

The Section members were provided with a letter from Jerry Carter regarding the "official stamp" of the Association of Energy Engineers. After review and discussion, the Section members agreed by consensus that staff write a letter to Mr. Carter informing him that the Board has no jurisdiction over this but would monitor the situation and take action if necessary.

Discussion of Association of Energy Engineers "official stamp"

The Section members reviewed the requirements for degree programs where Masters programs which are not ABET accredited; however, the undergraduate programs are ABET accredited. The Section agreed by consensus to continue reviewing the applications as they have been; however, make some necessary changes to the internal worksheet for the review process.

Discussion of George Mason University Masters Degree in Engineering Requirements

Ms. Nosbisch provided the Section members with some of the forms and flyers created for the NCEES NE Zone meeting which Virginia will be hosting in Norfolk come April 2009. Ms. Nosbisch requested that the Section inform her of their plans for attendance to the meeting in the very near future.

Update on 2009 NCEES NE Zone Meeting

The Section members were provided with various memorandums and notices from NCEES and ABET.

Review of Information from NCEES and ABET

Mr. Courtney also informed the Section members that there are strict travel restrictions in place for state agencies and that travel may not be authorized for the upcoming NCEES NE Zone meeting in April.

The Section members were provided with various letters for information purposes.

Other Business

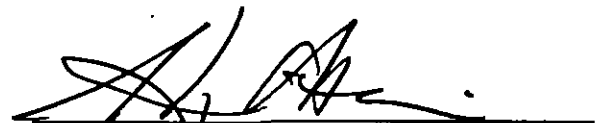
Ms. Nosbisch inquired if the Section members would like to continue with paper agendas for the Section meetings or have all future agendas put on CD. The Section members agreed by consensus to receive all future Section Agendas on CD.

Conflict of Interest forms were completed by all members present.

**Conflict of Interest
Forms**

There being no further business, the meeting was adjourned at 10:42 a.m.

Adjourn



Stanley C. Harris, Chair



(Jay W) DeBoer, Secretary

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Stanley C. Harris
2. Title: Board Member
3. Agency: Professional Engineers Section/APELSCIDLA Board
4. Meeting/IFF Date: Section Meeting February 10, 2009

5. I have a personal interest in the following transaction:

None

Nature of Personal Interest Affected by Transaction:

None

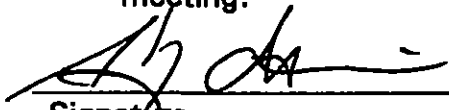
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.


Signature

2/10/09
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Nico De León
2. Title: Board Member
3. Agency: Professional Engineers Section/APELSCIDLA Board
4. Meeting/IFF Date: Section Meeting February 10, 2009

5. I have a personal interest in the following transaction:

None

Nature of Personal Interest Affected by Transaction:

None

I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

Engineering

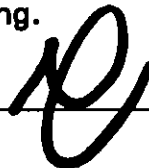
I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.

Signature



Date

2/19/09

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Wiley V. "Bif" Johnson, III
2. Title: Board Member
3. Agency: Professional Engineers Section/APELSCIDLA Board
4. Meeting/IFF Date: Section Meeting February 10, 2009

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

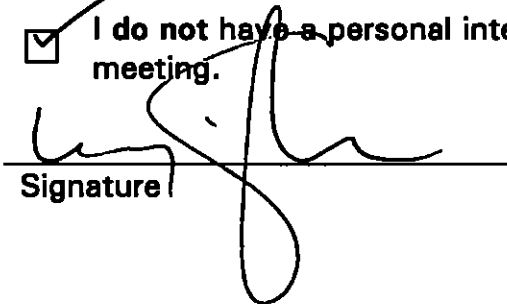
I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.

Signature



Date

2.10.09