

BOARD OF PROFESSIONAL ENGINEERS
AND PROFESSIONAL LAND SURVEYORS

Minutes of Meeting

The Board of Professional Engineers and Professional Land Surveyors held a regular meeting on November 16 - 18, 2009 at the Hilton Homewood Suites, 7957 Spectrum Way, Boise, Idaho, to conduct Board business. The meeting convened at 8:00 a.m. on Monday, November 16, 2009 with the following Board members present: Gary Young, James H. Milligan, John W. Howe and David Bennion. Also present was David L. Curtis, Executive Director, and Jim Szatkowski, Deputy Director. Mr. Young chaired the meeting in Mr. Ancell's absence.

i. AGENDA REVIEW - Are there any new agenda items?

Mr. Howe suggested that a PLS from Idaho State University be chosen to represent the Geomatics program at the meeting with the University Deans next year.

IV. NEW BUSINESS

14. Representatives from the Colleges of Engineering at Boise State University, Idaho State University, the University of Idaho, BYU-Idaho and Northwest Nazarene University met with the Board to discuss the engineering programs at each school. University of Idaho College of Engineering Dean Blackketter; Boise State University College of Engineering Dean Schrader; Idaho State University Associate Dean Subbaram Naidu; BYU-Idaho Associate Dean Alan Dutson; and Dr. Dan Lawrence from Northwest Nazarene University joined the meeting. Representatives each made a separate report to the Board on the status of their respective programs. Some of the items discussed included: enrollment, ABET accreditation status, licensing of faculty and curricula.

V. CONSIDERATION OF APPLICATIONS

NON-STANDARD - COMITY

Board Attorney Michael Kane and Administrative Assistant, Jennifer Rowe joined the meeting. Gary Wagner joined the meeting to discuss his application for PLS by comity.

Moved by Mr. Howe, seconded by Mr. Milligan to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, absent. The Chairman directed the Board to return to regular session.

Moved by Mr. Bennion, seconded by Mr. Howe to approve the application of Gary Wagner for licensure as a professional land surveyor on the basis of comity with his

license in Washington. Motion passed with Mr. Milligan voting against the motion and Mr. Ancell absent. Mr. Wagner left the meeting.

VI. DISCIPLINARY ACTIONS

FY09.14 Curren, Ronald L., violations of the standards of care in Washington. A Consent Order and Stipulation was signed in April, 2009 and forwarded to the Board Office on May 18, 2009. His license was reinstated by Washington on March 13, 2009. Since then he failed to complete the terms of the original order and on September 2, 2009, the Washington Board revoked his license. An Administrative Hearing was scheduled for November 16th.

Moved by Mr. Milligan, seconded by Mr. Bennion to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, absent. The Chairman directed the Board to exit executive session.

Moved by Mr. Howe, seconded by Mr. Bennion to revoke the license of Mr. Curren based on Washington revocation. Motion passed unanimously with Mr. Ancell absent.

FY09.27 Harrison, Rex L., A Lincoln County Building Official requested that the Board look into this possible case of plan stamping. An Administrative Hearing was to be held on November 16th. Mr. Harrison joined the meeting.

Moved by Mr. Milligan, seconded by Mr. Bennion to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, absent. The Chairman directed the Board to exit executive session. Mr. Harrison left the meeting.

Moved by Mr. Milligan, seconded by Mr. Bennion that the Board finds that Mr. Harrison inappropriately stamped, signed and dated plans not under his direct supervision. Motion passed unanimously with Mr. Ancell absent.

Moved by Mr. Howe, seconded by Mr. Milligan to admonish Mr. Harrison. Moved by Mr. Bennion to amend the motion to assess an administrative penalty of \$1,000. Amendment failed for lack of second. Moved by Mr. Bennion, seconded by Mr. Howe to amend the motion to assess an administrative penalty of \$500. Motion to amend failed with Mr. Howe and Mr. Milligan voting against the amendment and Mr. Ancell absent. Original motion to admonish Mr. Harrison passed unanimously with Mr. Ancell absent.

III. UNFINISHED BUSINESS

Mr. Ancell joined the meeting, Mr. Young continued as acting Chair for the remainder of the meeting.

3. Mr. Howe and Mr. Young, in conjunction with ISPLS, worked to draft amendments to surveying laws which the Board edited & approved at the retreat. Mr. Kane met with Mr. Young and Mr. Howe before the meeting to discuss his notes on the surveying law changes.

Moved by Mr. Milligan, seconded by Mr. Bennion to authorize a subcommittee of Mr. Howe and Mr. Young to meet with an ISPLS Committee to review draft proposals and report any progress to Board at the February meeting.

6. Mr. Kane was directed to research a possible amendment to IDAPA 10.01.02.009.05 relating to the "Selection on the Basis of Qualifications". An Amendment may be needed to allow disciplinary action to apply to individuals in violation of the Brooks Act. In addition, Mr. Canning submitted a question relating to QBS selection and consulting for the military. Mr. Kane stated that licensing Rules of Professional Responsibility do apply to licensed individuals in these situations. However, those that are not license holders are not bound by the Rules, only the Brooks Act.

The Board noted that Mr. Canning withdrew his request for them to consider his inquiry.

9. Staff was directed to draft possible amendments to the Administrative Rules. (1) Allow initial licensing through use of the new 16 hour NCEES Structural exam without having to pass a base discipline and with no more than 4 years of experience; (2) exempt licensees from the requirement to notify another licensee of the discovery of error if the discoverer is retained by an attorney, in which case the Idaho Court Rules would apply; (3) allow disclosure of the details of an investigation to a law enforcement agency or another Board; (4) provide that Administrative Hearings are open to the public. Staff had not yet developed suggested language regarding a requirement to timely respond to inquiries from the Board. Mr. Curtis presented the draft changes to the Board for the review and amendments. Mr. Bennion did not see a need to remove structural engineer references from the Administrative Rules. The Board discussed the Structural Engineer designation and whether to strike exam hours.

Moved by Mr. Milligan, seconded by Mr. Bennion to strike all of IDAPA 10.01.01.017(d) as proposed. Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Ancell to amend IDAPA 10.01.01.017.13 as proposed. Motion passed with Mr. Bennion voting against the motion.

Moved by Mr. Milligan, seconded by Mr. Ancell to amend IDAPA 10.01.01.017.06 as proposed conditional upon approval of upcoming legislation. Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Howe to amend IDAPA 10.01.01.017.09 as proposed conditional upon approval of upcoming legislation. Motion passed unanimously.

Moved by Mr. Bennion, seconded by Mr. Ancell to amend in IDAPA 10.01.01.021 as proposed. Motion passed unanimously.

Moved by Mr. Bennion, seconded by Mr. Milligan to reject proposed changes to IDAPA 10.01.01.997. Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Bennion to amend chapter reference in IDAPA 10.01.01.997. Motion passed unanimously.

IV. NEW BUSINESS

2. William Merritt, PLS was recently the subject of an audit of his CPD's. He sent a response to the Board requesting that he be allowed to drop his PLS. On his most recent renewal he states that he is retired but he never requested retired status.

Moved by Mr. Milligan, seconded by Mr. Howe to accept the surrender of Mr. Merritt's PLS license and publish action in NEWS BULLETIN. Chair is authorized to sign a letter to Mr. Merritt notifying him of the decision and requesting that he surrender his wall certificate. A new certificate for "PE only" will be issued. Motion passed unanimously.

8. Jim Markley, PLS was recently selected for an audit of CPDs. He requested that his surveyor's license be discontinued.

Moved by Mr. Bennion, seconded by Mr. Milligan to accept the surrender of Mr. Markley's PLS license and publish action in NEWS BULLETIN. Chair is authorized to sign a letter to Mr. Merritt notifying him of the decision and requesting that he surrender his wall certificate. A new certificate for "PE only" will be issued. Motion passed unanimously.

6. Dale Reese requested permission to use the term "engineering" in his business name.

Moved by Mr. Milligan, seconded by Mr. Howe authorize the Chair to send a letter to Mr. Reese denying the request to use the term "Engineering" in the business name. Motion passed unanimously.

9. Joe Canning found a plat that needs a correction but the individual that completed it no longer holds an active license.

Moved by Mr. Bennion, seconded by Mr. Milligan to direct staff to send a letter to Mr. Canning suggesting that he should notify the individual of the discrepancy, note the error on any work that he does and record the plat. Motion passed unanimously.

14. The Idaho Board of Drinking Water and Wastewater Professionals requested that the Board determine whether an engineering license includes the ability to operate a drinking water or wastewater facility.

Moved by Mr. Ancell, seconded by Mr. Milligan to authorize the Chair to respond in writing that the definition of the practice of engineering includes the operation of such facilities because “services requiring the application of engineering principles and data”. Some engineers possess the skills necessary to do so, but all engineers must comply with the requirements of the Rules of Professional Responsibility, specifically, 10.01.02.006.01. If you have concerns with the competency of an individual PE, see information regarding filing of complaint or requesting an inquiry. Motion passed unanimously.

VI. CONSIDERATION OF DISCIPLINARY MATTERS

FY09.04 Weigle, Weldon, responsible charge. Mr. Weigle completed the final requirements of the Consent and Stipulation Agreement.

Moved by Mr. Howe, seconded by Mr. Bennion to close this docket. Motion passed unanimously.

FY09.05 Thomas Pestotnik, P.E. Mr. Pestotnik completed all of the requirements of the Consent and Stipulation Agreement including the ethics course.

Moved by Mr. Howe, seconded by Mr. Milligan to close this docket. Motion passed unanimously.

FY09.06 Petty, Joel, violations of ROPR. A preliminary investigation was completed and an Administrative Hearing has been scheduled.

Moved by Mr. Bennion, seconded by Mr. Ancell to table this docket until the Board can consult with Mr. Naylor. Motion passed unanimously.

FY09.14 Curren, Ronald L., violations of the standards of care in Washington.

Moved by Mr. Milligan, seconded by Mr. Bennion to close this docket. Motion passed unanimously.

FY09.27 Harrison, Rex L., A Lincoln County Building Official requested that the Board look into this possible case of plan stamping.

Moved by Mr. Howe, seconded by Mr. Bennion to close this docket. Motion passed unanimously.

FY09.28 Brown, Dean. Boise City Building Dept complained about Mr. Brown's work on a care facility that required five full reviews by their contracted structural plan reviewers. A preliminary investigation was completed. The Board authorized staff to negotiate a Stipulation and Consent Order in the matter, failing that, schedule a hearing.

Moved by Mr. Milligan, seconded by Mr. Bennion to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, yes. The Chairman directed the Board to exit executive session.

Moved by Mr. Milligan, seconded by Mr. Howe to authorize the Executive Director to file a formal complaint in this matter and schedule a hearing. Motion passed unanimously.

FY10.02 Jamar, R. Scott, standard of care. This docket was continued for additional documentation from Mr. Jamar.

Moved by Mr. Milligan, seconded by Mr. Bennion to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, yes. The Chairman directed the Board to exit executive session.

Moved by Mr. Milligan, seconded by Mr. Ancell to dismiss this docket as unfounded as this is a contractual matter outside the Board's jurisdiction. Authorize Mr. Kane to notify Mr. Moore that the project was located out of state and out of the Board's jurisdiction. Motion passed unanimously.

Moved by Mr. Howe, seconded by Mr. Ancell to direct staff to return check with cover letter of explanation by Mr. Kane. Motion passed unanimously.

FY10.03 Williams, Jeff and Van Der Meulen, Pete, Staff completed a preliminary investigation.

Moved by Mr. Milligan, seconded by Mr. Bennion to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, yes. The Chairman directed the Board to exit executive session.

Moved by Mr. Milligan, seconded by Mr. Ancell to authorize staff to negotiate a

Stipulation and Consent Order with Mr. Williams and Mr. Van Der Meulen. Motion passed unanimously.

FY10.05 Forsgren Associates, Inc., contingency contracting

Moved by Mr. Bennion, seconded by Mr. Milligan to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, yes. The Chairman directed the Board to exit executive session.

Moved by Mr. Howe, seconded by Mr. Milligan to dismiss this matter as unfounded and close the docket. Motion passed unanimously.

FY10.06 Barnes, Jose U., reciprocal revocation for felony mail fraud. A signed Consent and Stipulation agreement was received.

Moved by Mr. Bennion, seconded by Mr. Milligan to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, yes. The Chairman directed the Board to exit executive session.

Moved by Mr. Milligan, seconded by Mr. Howe to accept the Stipulation and Consent Order for revocation, authorize the Chair to sign the order, and close the docket. Motion passed unanimously.

FY10.07 Holladay Engineering Co.

Moved by Mr. Young, seconded by Mr. Howe to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, yes. The Chairman directed the Board to exit executive session.

Moved by Mr. Milligan, seconded by Mr. Howe to authorize Mr. Kane to send a letter to complainant indicating that the Board does not have authority to mediate this matter. Staff directed to close this docket. Motion passed unanimously.

FY10.08 Spaulding, Scott, standard of care

Moved by Mr. Bennion, seconded by Mr. Milligan to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, yes. The Chairman directed the Board to exit executive session.

Moved by Mr. Milligan, seconded by Mr. Howe to authorize the Executive Director to file a formal complaint and schedule a hearing. Motion passed unanimously.

FY10.09 Lund, Michael, Rules of Professional Responsibility

Moved by Mr. Bennion, seconded by Mr. Milligan to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, yes. The Chairman directed the Board to exit executive session.

Moved by Mr. Ancell, seconded by Mr. Bennion to authorize staff to conduct a preliminary investigation in this matter. Motion passed unanimously.

I. READING OF MINUTES

1. Approval of minutes of the August 27-29, 2009 Board meeting as distributed.

Moved by Mr. Milligan, seconded by Mr. Bennion to approve minutes as amended. Motion passed unanimously.

II. REVIEW AND APPROVAL OF CONSENT AGENDA

1. The following items have been continued at previous meetings and staff is unaware of any activity relating to these matters:
 - a. FY08.23a: Munio, Albert, unlicensed practice
 - FY08.23b: Bessaw, John W., P.E., violations of statutes and Rules of Professional Responsibility
 - FY08.23c: Washington Group International, violations of statutes and Rules of Professional Responsibility. An ORDER extending the time until 6 months after the end of litigation has been signed.
 - b. FY09.25 Tikker, Robert, rules of professional responsibility. This matter is pending completion of civil litigation.

Moved by Mr. Milligan, seconded by Mr. Howe to note items on the consent agenda with no further action. Motion passed unanimously.

III. UNFINISHED BUSINESS

1. Review Strategic Plan Objectives. The Board discussed changes to Goal 1, Objective B to reflect current publishing of NEWS BULLETIN on the website. The Board discussed the results of the Application Satisfaction Survey and noted that revised forms would be on the website shortly. Staff directed to include Satisfaction Survey results in Annual Report.

Moved by Mr. Milligan, seconded by Mr. Ancell to approve amendments to Goal 1, Objective B. Motion passed unanimously.

2. The subcommittee consisting of Mr. Bennion, Mr. Young, and Mr. Szatkowski are working with the Board of Architectural Examiners to clarify the definitions of engineering and architecture. The Board approved proposed legislation on this topic which was in order to allow the subcommittee additional time to work out the details with stakeholders. The Architects have found support for the idea in their community. ACEC-Idaho is ready to continue support of the subcommittee meetings.

Moved by Mr. Bennion, seconded by Mr. Milligan to note the update on the position of the Architects and direct the subcommittee to continue contact with ACEC-Idaho and ISPE to gather their input. Subcommittee directed to seek input from SEAI as well. Motion passed unanimously.

5. A subcommittee of Mr. Bennion, Mr. Milligan and Mr. Szatkowski met with representatives of ITD to review whether Storm Water Prevention Plans need to be stamped. The subcommittee concluded when engineering work is involved in this process, it must be signed and sealed by an engineer. Staff directed to send a note to Francis Hood reminding her of the next meeting date and requesting that she provide something by that date for the Board to review.
4. Mr. Curtis provided an update on the status of the proposed Administrative Rules. Mr. Curtis informed the Board that there were no changes to proposed rules. The proposed rules were published on November 4th and will go on to the legislature. The Board noted the information.
7. ISPE sent comments on the Discussion Paper on Board Composition. ISPE supports continuation of the single Board which currently supports both professions well.

Moved by Mr. Howe, seconded by Mr. Bennion to send a letter from the Chair to ISPE thanking them for their input, note that the Board is not currently proposing changes but will keep ISPE's comments in mind if the issue arises. Motion passed unanimously.

8. Mr. Howe received a question from Mr. Thompson about the CPD equivalent for the CFed program. Staff was directed to contact OIT for information on course descriptions and credits offered. Information was provided by OIT.

Moved by Mr. Bennion, seconded by Mr. Milligan to accept the CFeds program as qualifying for up to 120PDH's with 10 PDH's allowed after each Course (1-7), then an additional 50 PDH's for successful completion of the Final Exam. Motion passed unanimously.

IV. NEW BUSINESS

1. Reports by Board Members and Staff of activities since the August Board meeting. Mr. Milligan attended an EPE Committee Meeting September 24-26, 2009 in Salt Lake City, Utah; participated in 2 hour telephone conference call for EPP Calculator Subcommittee on October 1, 2009; attended subcommittee meeting with ITD regarding Storm Water Prevention Plans on October 2, 2009 in Boise; attended Civil PE Exam Committee meeting October 9, 2009 in Clemson, SC. Mr. Bennion attended subcommittee meeting with ITD regarding Storm Water Prevention Plans on October 2, 2009 in Boise; participated in a conference call for the UP&LG Committee October 27, 2009 and attended an ACEC-Idaho meeting November 9, 2009 to present update on Board Activities. Mr. Howe attended an EPS Committee Meeting September 10, 2009 in Atlanta, GA. Mr. Ancell attended an ISPE membership meeting in Boise. Mr. Curtis attended a CBT Task Force subcommittee meeting September 17, 2009; met with Representative Ringo regarding possible legislation on September 30, 2009; attended APEGBC meeting October 15-17, 2009 in British Columbia, Canada; participated in conference call for Faculty Licensing Task Force on October 19, 2009; participated in a conference call for the UP&LG Committee October 27, 2009; made a presentation to University of Idaho electrical engineering students on November 6, 2009 and attended an ACEC-Idaho meeting November 9, 2009 to present update on Board Activities. Mr. Szatkowski attended the NCIT Advanced Investigator Training in Denver, Colorado; made a presentation on the Rules of Professional Responsibility to the SW Chapter of ISPE and attended subcommittee meeting with ITD regarding Storm Water Prevention Plans on October 2, 2009.
3. NCEES submitted a request for National Awards nominations. The Board noted this item.
4. DEQ implemented a QLPE (Qualified Licensed Professional Engineer) process to assist in the processing of review and approval of engineering plans prepared by others.

Moved by Mr. Milligan, seconded by Mr. Ancell to authorize the Chair to respond to DEQ indicating that the work done by a QLPE is engineering and the final report with the checklist must be signed sealed and dated. Motion passed with Mr. Bennion voting against the motion.

V. CONSIDERATION OF APPLICATIONS

Moved by Mr. Howe, seconded by Mr. Milligan to enter into executive session to consider records that are exempt from disclosure as provided for by Idaho Code 67-2345(1)(d). Roll call vote results; Mr. Milligan, yes; Mr. Young, yes; Mr. Bennion, yes; Mr. Howe, yes and Mr. Ancell, absent. The Chairman directed the Board to return to regular session.

NON-STANDARD – COMITY

Moved by Mr. Milligan, seconded by Mr. Ancell to approve the following applications for comity licensure:

- Adam Carter Brown for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Colorado.
- John Irving for licensure as a professional engineer especially qualified in mechanical engineering on the basis of comity with his licensure in Louisiana.
- Syam Sundar Mannava for licensure as a professional engineer especially qualified in civil and structural engineering on the basis of comity with his licensure in Oklahoma.
- George Murphy for licensure as a professional engineer especially qualified in electrical engineering on the basis of comity with his licensure in Pennsylvania.
- Todd S. Parkington for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Washington.
- Michael Quinn for licensure as a professional land surveyor on the basis of comity with his licensure in Wyoming.
- Joseph T. Souther for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Washington.

Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Bennion to deny the application of Wayne C. Brown for licensure as a professional engineer especially qualified in geological engineering on the basis of comity with his licensure in British Columbia. Motion passed with Mr. Howe and Mr. Young voting against the motion.

Moved by Mr. Milligan, seconded by Mr. Ancell to deny the application of Daniel Jeffrey Atha for licensure as a professional land surveyor on the basis of comity with his licensure in Washington. Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Howe to deny the application of Daniel D. Campbell for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Georgia. Motion passed with Mr. Howe and Mr. Bennion voting against the motion.

Moved by Mr. Milligan, seconded by Mr. Bennion to deny the application of Darrel W. Carsten Atha for licensure as a professional land surveyor on the basis of comity with his licensure in Washington. Motion passed unanimously.

Moved by Mr. Bennion to deny the application of Chad Lee Feuerstein for licensure as a professional engineer especially qualified in mechanical engineering on the basis of comity with his licensure in Colorado. Motion died for lack of a second.

Moved by Mr. Milligan, seconded by Mr. Howe to approve the application of Chad Lee Feuerstein for licensure as a professional engineer especially qualified in mechanical engineering on the basis of comity with his licensure in Colorado. Motion passed with Mr. Bennion voting against the motion.

Moved by Mr. Milligan, seconded by Mr. Bennion to approve the application of Ashish Ghosh for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Missouri. Motion passed unanimously.

Moved by Mr. Howe, seconded by Mr. Bennion to approve the application of Matthew Hebdon for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Utah. Motion failed with Mr. Ancell and Mr. Bennion voting in favor of the motion.

Moved by Mr. Milligan, seconded by Mr. Howe to continue the application of Matthew Hebdon for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Utah for additional documentation. Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Bennion to deny the application of Joseph Hans Kast for licensure as a professional engineer especially qualified in mechanical engineering on the basis of comity with his licensure in Texas. Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Ancell to deny the application of Trevor Stanley Lanktree for licensure as a professional land surveyor on the basis of comity with his licensure in Washington. Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Ancell to continue the application of Daniel Y. Macfarlane for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Utah for additional documentation. Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Bennion to deny the application of Jeffrey W. McInnis for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Washington. Motion passed unanimously.

Moved by Mr. Bennion, seconded by Mr. Howe to approve the application of Jeffery Moog for licensure as a professional land surveyor on the basis of comity with his licensure in New Jersey and Washington. Motion failed with Mr. Bennion voting in favor of the motion.

Moved by Mr. Milligan, seconded by Mr. Ancell to deny the application of Jeffery Moog for licensure as a professional land surveyor on the basis of comity with his licensure in New Jersey and Washington. Motion passed unanimously.

Moved by Mr. Bennion to approve the application of Eric J. Schultz for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Colorado. Motion died for lack of a second.

Moved by Mr. Milligan, seconded by Mr. Ancell to deny the application of Eric J. Schultz for licensure as a professional engineer especially qualified in civil engineering on the basis of comity with his licensure in Colorado. Motion passed unanimously.

Moved by Mr. Bennion, seconded by Mr. Howe to deny the addition of structural engineering to Timothy Thomas Terich's current Idaho license. Motion passed unanimously.

NON-STANDARD – EXAMINATION

Moved by Mr. Ancell, seconded by Mr. Howe to continue the application of Lance King for assignment to the Principles and Practice of Surveying examination pending additional documentation. Mr. Kane will review Motion for Reconsideration submitted by Mr. Gillespie on behalf of Mr. King. Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Bennion to continue the application of Benjamin Waldemarson for assignment to the Fundamentals of Surveying examination pending additional documentation. Motion passed unanimously.

TERMINATIONS

The following applicants were scheduled to sit for the October 2008 FE exam and did not show up. No correspondence has been received from them since that time.

- Cook, Curtis L.
- Korotkih, Eduardo
- Moon, Brandon L.
- Orr, Benjamin

Moved by Mr. Milligan, seconded by Mr. Ancell to terminate the above referenced applications. Motion passed unanimously.

IV. NEW BUSINESS

5. Chris Bernards, SE is licensed in Washington based on passage of the NCEES SEII and the Washington state SEIII. Would these exams fulfill the 16 hour exam requirement in Idaho?

Moved by Mr. Bennion, seconded by Mr. Milligan to send a letter to Mr. Bernards indicating that the SEII and SEIII does qualify for 16 hours of structural exams. Board directed staff to add this information to the NEWS BULLETIN. Motion passed unanimously.

7. Northwest Nazarene University to begin offering a B.S. degree in engineering. The Board noted the information.
10. Staff prepared a draft Annual Report for the Board's review. The Board directed staff to chart historic expenditures and revenues in "today's" dollars and number of licenses for review at the February Board meeting.

Moved by Mr. Milligan, seconded by Mr. Bennion to approve and distribute the Annual Report as required. Motion passed unanimously.

11. Staff would like to discuss the process involved with beginning to offer license renewals over the internet. Specific questions relate to who pays the "convenience fee" for each renewal and whether or not electronic certifications are acceptable in lieu of a signature.

Moved by Mr. Bennion, seconded by Mr. Milligan to include an item in the next NEWS BULLETIN as a progress update. Staff directed to add this to Strategic Plan. Motion passed unanimously.

12. CPD Audit findings.

Mr. Szatkowski discussed the audit findings and asked about how to resolve findings for Ms. Pearsons, Mr. Edwards, and those that did not respond.

Moved by Mr. Milligan, seconded by Mr. Ancell to authorize staff to negotiate a Stipulation and Consent Agreement with Mr. Edwards, failing that schedule a hearing. Motion passed unanimously.

Moved by Mr. Milligan, seconded by Mr. Howe to authorize staff to negotiate a Stipulation and Consent Agreement with Ms. Pearsons, failing that schedule a hearing. Motion passed unanimously.

Moved by Mr. Ancell, seconded by Mr. Milligan to authorize Mr. Kane to send a letter to those that did not respond requesting immediate response or a formal complaint will be filed. A copy of draft complainant to be sent with letter. Motion passed unanimously.

13. Staff drafted a News Bulletin for the Board's review.

Moved by Mr. Milligan, seconded by Mr. Ancell to approve publishing of the NEWS BULLETIN as amended. Motion passed unanimously.

The Board noted the issuance of professional engineer licenses to the following individuals since the last meeting of the Board. They are listed by name, discipline and the comity state as indicated:

Jason T. Abel (Environmental) 3987 E. Chaffe Avenue Pahrump, NV 89061	Utah
Ted Alan Abrams (Chemical) 117 Kelekent Lane Cary, NC 27518-8681	Oklahoma
J. David Addison (Electrical) Nelson - Nelco Arch. & Eng. 1349 W. Peachtree St., Ne Ste. 1300 Atlanta, GA 30309	Florida
Thomas D. Alexander (Mechanical) 4128 E. 42nd Pl. Tulsa, OK 74135	Oklahoma
Jon R. Brown (Civil) 47072 250th Street Baltic, SD 57104	South Dakota
J. Bryan Butler (Civil) Ballard CLC, Inc. 1001 Bayou Place Alexandria, LA 71303	Texas
Mike E. Carlton (Civil) Wilding Engineering 14721 S. Heritage Crest Way Bluffdale, UT 84065	Utah
Brian O. Christensen (Civil) 1438 N. 1800 W. Lehi, UT 84043	Utah
Robert John Clayton (Civil) 169 E. 1150 S. Farmington, UT 84025	Utah
Kevin Richard Collins (Civil) 14335 Simonds Rd. N.E. #C201 Bothell, WA 98011	Washington

<p>Scott Crumley (Electrical) MTF Engineering Inc 1437 Health Center Pkwy Yukon, OK 73099</p>	Oklahoma
<p>Richard R. Davidson (Civil) URS Corporation 8181 E. Tufts Ave. Denver, CO 80237</p>	Illinois
<p>Mark S. Erickson (Civil) Maul Foster & Alongi, Inc. 7223 N.E. Hazel Dell Ave. Ste. B Vancouver, WA 98675</p>	Oregon
<p>Mervin O. Eriksson (Civil) DJ&A, P.C. 3203 Russell Street Missoula, MT 59801</p>	Mt
<p>Drew A. Gangnes (Civil, Structural) Magnusson Klemencic Associates Inc. 1301 Fifth Ave. #3200 Seattle, WA 98101-2699</p>	Washington
<p>Linda V. Geranios (Civil) Lacy & Ebeling Engineering, Inc. 10 12th St. S. Great Falls, MT 59401</p>	Mt
<p>Sam M. Grossberg (Civil) Parsons Brinckerhoff 488 E. Winchester St. Ste. 400 Murray, UT 84107</p>	Oregon
<p>Tyler Gene Haney (Civil) 1841 S. Eagleson Rd. Boise, ID 83705</p>	Ca
<p>Jonathan M. Heller (Mechanical) Ecotope, Inc. 4056 9th Ave. N.E. Seattle, WA 98105</p>	Washington

Jared A. Hill (Fire Protection) 7741 SW 189th Ave Beaverton, OR 97007	Oregon
Kevin B. Hinkley (Civil, Structural) 2KS Consulting 564 225th Lane N.E. #A202 Sammamish, WA 98074	Washington
Dana L. Hoppe (Civil) 2164 W. Polo Green Avenue Post Falls, ID 83854	California
David Thomas Hunt (Civil) Eco:Logic Engineering, Inc. 10381 Double R Blvd. Reno, NV 89521	California
Brian S. Jenner (Civil) 10230 Willmington Dr. Summerset, SD 57718	South Dakota
John Edward Kalvelage (Civil) 2213 Tanager Ave., Nw Salem, OR 97304	Washington
Chad James Krofta (Civil) 1207 Stockton Ave. South Lake Tahoe, CA 96150	California
James W. Larsen (Civil) 600 E. Antigua Dr. Meridian, ID 83642	North Dakota
Edmund T. Lisi (Mechanical) Rimkus Consulting Group Inc. 7201 West Lake Mead Blvd., Ste. 204 Las Vegas, NV 89128	Pennsylvania
Dennis H. Lockwood (Electrical) Fagen Engineering, LLC 3509 Pelham Road Greenville, SC 29615	S. Carolina

Nicholas Luk (Civil) 7 Bemerton Court Scarborough, Ontario M1V 4P8 Canada	Colorado
Kevin Joseph Mara (Electrical) Hi-Line Engineering 1850 Parkway Pl. Ste. 800 Marietta, GA 30067	Georgia
Ronald James Mclaughlin (Civil) 11027 W. 76th Pl. Arvada, CO 80005	Colorado
Lynn R. Merrill (Mechanical) Monte R. Lee Company 100 N.W. 63rd St. Ste. 100 Oklahoma City, OK 73116	Oklahoma
Matthew Loren Miller (Civil) 12080 S.W. Fairfireld Street Beaverton, OR 97005	California
Guy M. Morris (Civil) 8940 Tumblewood Ave. Las Vegas, NV 89143	New Jersey
Benjamin Shawn Orr (Mechanical) 1804 Washington Boise, ID 83702	Utah
Lawrence E. Ott, Jr. (Electrical) 1029 Trillium Trail W. Chicago, IL 60185	Illinois
Robert Steven Parrish (Civil, Structural) Parrish Hansen Inc 401 Clovis Ave. Ste. 107 Clovis, CA 93612	California
G.E. Parsons (Mechanical) Suite 5259 1805 N 2nd St. Rogers, AR 72756-2423	Arkansas

Brian Francis Pavlovec (Civil, Structural)
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Oklahoma

Wesley Thomas Petty (Civil)
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Beaverton, OR 97008

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Zak Cory Sargent (Civil)
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Tabernacle, NJ 08088

New Jersey

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Moorestown, NJ 08057

Pennsylvania

Mark Skelskey (Civil)
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Arvada, CO 80004

Colorado

Aaron D. Smith (Civil, Structural)
JS Smith Consulting Engineers, P.C.
P.O. Box 8102
Joplin, MO 64802

Missouri, Oklahoma

Gerald William Spencer (Civil) 15445 N. 2nd Dr. Phoenix, AZ 85023	California
Michael Wayne Stoeber (Civil) 4668 Cedar Butte Road Rexburg, ID 83440	Montana
Michael R. Sylvain (Civil) 9837 E. Ingelwood St. Mesa, AZ 85207	Arizona
Theodore J. Wall (Civil) 7926 S.E. 31st Ave. Portland, OR 97202	Washington
Mark Warnock (Electrical) 2120 Beneventum Court Raleigh, NC 27606	Missouri
Benjamin E. Weaver (Civil) Wwc Engineering 1849 Terra Avenue Sheridan, WY 82801	Wyoming
Kevin A. Wentland (Civil) 1504 E. Bogey Drive Eagle, ID 83616	Wisconsin
Joshua L. Witt (Civil) 1444 North 600 East Shelley, ID 83274	California
Richard Neil Wuori (Civil) 506 Big View Rd. N. Jerome, ID 83338	Florida

Comity licenses were granted to the following Professional Land Surveyors with the state as indicated:

Gary G. Christensen 2132 W. 1235 S. Lehi, UT 84043	Utah
Mark Jon Hokanson 1248 North 1100 East	Utah

Shelley, ID 83274

Thomas A. Judge
4826 North Leather Way
Boise, ID 83713

Utah

Kaid Edward McKay
17836 Nw Deerfield Dr.
Portland, OR 97229

California

Based on passage of the Fundamentals of Engineering examination, a certificate was issued to the following:

Matthew Green - Electric Power Systems Inc., 711 Capitol Way., S., Ste. 706, Olympia, WA 98501

Shannon M. Mitchell - 1580 NE Merman Dr., Apt. 306, Pullman, WA 99163

Logan Levi Negherbon - 217 Styner Avenue, Moscow, ID 83843

Mark Raebel - 926 Vandal Dr., Moscow, ID 83843

Based on passage of the Fundamentals of Surveying examination, a certificate was issued to the following:

Shane Francis Talbot - 9180 Anderson Lane, Pocatello, ID 83201

The following business entities were issued a Certificate of Authorization:

Business Entities offering Professional Engineering Services Only

Advanced Control Systems, LLC
10400 Overland Rd. #396
Boise, ID 83709

Armour Unsderfer Engineering Inc. P.S.
13456 S.E 27th Place #200
Bellevue, WA 98005

Avenue Consultants, Inc.
5204 S. Redmond Road, Suite A
Taylorsville, UT 84123

Compass Consulting Engineers Pllc
140 Thatchwood Lane
Bozeman, MT 59718

Contech Bridges Solutions, Inc.
9025 Centre Pointe Dr. #400
West Chester, OH 45069

DH Glabe & Associates, Inc.
8753 Yates Dr. Ste. 200
Westminster, CO 80031

Ecotope, Inc.
4056 9th Ave. N.E.
Seattle, WA 98105

Engineered Sustainable Solutions
1504 E. Bogey Dr.
Eagle, ID 83616

Giffels Webster Engineers, Inc,
2871 Bond Street
Rochester Hills, MI 48309

IPS Engineering LLC
dba IPS Engineering/EPC
2431 E. 61st St. Ste. 100
Tulsa, OK 74136

JS Smith Consulting Engineers P.C.
P.O. Box 8102
Joplin, MO 64802

LT Engineering, LLC
5620 Zuni Street
Denver, CO 80221

Maul Foster & Alongi Inc.
7223 Ne Hazel Dell Ave, Suite B
Vancouver, WA 98665

Mettemeyer Engineering, LLC
2101 W. Chesterfield Blvd. B105
Springfield, MO 65807

Monte R. Lee & Company
100 N.W. 63rd St. Ste. 100
Oklahoma City, OK 73116

Parrish Hansen Inc.
401 Clovis Ave. Ste. 107
Clovis, CA 93612

Performance Engineering Inc
12700 W. Dodge Road
Omaha, NE 68154

Rensch Engineering, LLC
701 Hillcrest Drive
Snohomish, WA 98290

Sage Engineers Inc.
3175 S. Meridian Rd., Ste. 100
Meridian, ID 83642

Smith-Goth Engineers, Inc.
3855 S. Jefferson Avenue
Springfield, MO 65807

Syman, LLC
1648 E. Plaza Loop
Nampa, ID 83687

Technistructures, Inc.
5220 McKinney Ave. Ste. 300
Dallas, TX 75205

Wolfe Engineering
410 S. Orchard, Suite 100
Boise, ID 83705

Business Entities offering Professional Land Surveying Services Only

4 Rivers Surveying Inc.
1310 Shady Lane
Emmett, ID 83617-9511

Eastside Consultants Inc.
1320 N.W. Mall Str. Ste. B
Issaquah, WA 98027

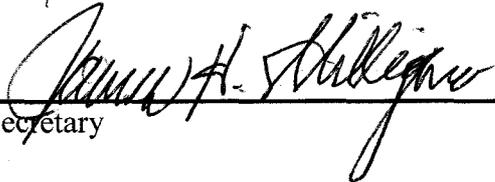
Business Entities offering Professional Engineering and Professional Land Surveying Services

Eagle Rock Engr. & Land Surveying P.C.
3811 Willow Ridge Dr.
Idaho Falls, ID 83406

The meeting adjourned at approximately 5:10 p.m. on November 18, 2009.



Chair



Secretary