

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF BUSINESS REGULATION
DIVISION OF DESIGN PROFESSIONALS
1511 PONTIAC AVENUE, BLDG. 68-2
CRANSTON, RI 02920
(401) 462-9592 Fax: (401) 462-9532 www.bdp.state.ri.us**

MINUTES OF THE MEETING OF THE BOARD

DATE: 15 July 2009

**PLACE: Department of Business Regulation
1511 Pontiac Avenue, Building 69, Conference Room
69-2 Cranston, RI 02920**

**MEMBERS PRESENT: Messieurs: Smith, Capezza Jr., Bernardo,
Fairbanks, Jr., and Duhamel**

**OTHERS PRESENT: Richard W. Berstein, Esq.
Brian Riggs, Department Budget Administrator
Lois Marshall, Administrative Assistant**

**CALLED TO ORDER: Chairman Smith called the meeting to order
at 12:05 PM to commence Board business.**

(1) NEW BUSINESS:

Secretary Bernardo made a motion to accept the minutes of the 17 June 2009 Board meeting. Mr. Duhamel seconded the motion. Motion carried. Secretary Bernardo made a motion to approve and seal the minutes of the Executive Session of 17 June 2009. Mr. Duhamel seconded the motion. Motion carried.

EXECUTIVE SESSION

A motion was made by Secretary Bernardo at 12:07 PM to move into Executive Session pursuant to RI General Laws, Section §42-46(5)(a)(2) for sessions pertaining to collective bargaining or litigation. Mr. Fairbanks, Jr. seconded the motion. Motion carried.

Secretary Bernardo moved to adjourn from executive session and reconvene to open meeting at 12:35 PM pursuant to R.I.G.L. §42-46(5) (a) (2) and §42-46-5 (a) (4) and seal the Minutes of the Executive Session. Mr. Duhamel seconded the motion. Motion carried.

Secretary Bernardo made a motion to move into executive session at 1:10 PM pursuant to R.I.G.L. §42- §42-46-5 (a) (2) as previously stated. Mr. Fairbanks, Jr. seconded the motion. Motion carried.

Mr. Fairbanks, Jr. moved to adjourn from executive session and reconvene to open meeting at 1:12 PM pursuant to R.I.G.L. §42-46(5) (a) (2) and §42-46-5 (a) (4) and seal the Minutes of the Executive Session. Mr. Duhamel seconded the motion. Motion carried.

Secretary Bernardo made a motion to move into executive session at 1:21 PM pursuant to R.I.G.L. §42- §42-46-5 (a) (2) as previously stated. Mr. Fairbanks, Jr. seconded the motion. Motion carried.

Mr. Fairbanks, Jr. moved to adjourn from executive session and reconvene to open meeting at 1:30 PM pursuant to R.I.G.L. §42-46(5) (a) (2) and §42-46-5 (a) (4) and seal the Minutes of the Executive Session. Mr. Duhamel seconded the motion. Motion carried.

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Mr. Fairbanks, Jr. made to motion to reaffirm the vote to send Mr. Tahmassian a letter stating that based on a review of the Board's records and information received from the National Council of Examiners for Engineers and Surveyors (NCEES) the Board voted that their decision to deny Mr. Tahmassian registration by comity in Rhode Island remains unchanged. Mr. Duhamel seconded the motion. Motion carried.

(3) Discussion of the Task List

Mr. Duhamel presented the Board with a current draft of the Task List prepared by him and the Land Surveyor Board. The Board members reviewed the draft. The Board did not agree on several of the changes. Mr. Duhamel and Mr. Fairbanks, Jr. will meet with members of the Land Surveyor Board to discuss these changes.

(4) Budget Article Fee Changes

Attorney Bernstein informed the Board that the legislature amended budget articles and put in fee changes. Article 12 Section 10 impacts the engineers by way of the following: Section 5-8-15 (b) changed the renewal fee and renewal of expired certificates from not less than \$150 but not to exceed \$180. Section 5-8-24 (b) (1) Certificate of Authorization from \$125 not to exceed \$150. Chairman Smith asked Mr. Fairbanks to gather the fees from the other New England states for comparison and discussion at the next Board meeting.

(5) Actions by NCEES Board of Directors

The National Council of Examiners for Engineering and Surveying (NCEES) Board of Directors voted, and it is now policy, that effective with October 2010 exam administration, NCEES will no longer recognize proctored candidates, with the exception of members of the U.S. military. The current NCEES Treasurer put together a coalition that voted to cap the ELSE fees. All states will now charge the same fee for the FE or PE exams.

(6) News Release from Doug McGuirt, NCEES Corporate Communications Editor

Chairman Smith informed the Board that the U.S. District court in Puerto Rico has ruled in favor of NCEES in a civil suit involving damages exceeding \$1 million regarding collusion on an NCEES exam.

(7) Engineer-In-Training examination results for April 25, 2009

Secretary Bernardo made a motion to accept the EIT scores from NCEES as required by the Board's signed agreement with NCEES. Mr. Fairbanks, Jr. seconded the motion. Motion carried.

(8) Professional Engineering examination results for April 24, 2009

Secretary Bernardo made a motion to accept the PE scores from NCEES as required by the Board's signed agreement with NCEES. Mr. Fairbanks, Jr. seconded the motion. Motion carried

APPLICATIONS:

(9) Andranik Tahmassian

Referred to Executive Session.

P.E. COMITY:

Secretary Bernardo made a motion to grant comity to the following individuals in the disciplines specified. Mr. Fairbanks, Jr. seconded the motion. Motion carried.

ALLEN, LINDA J. AZ CIVIL MORIN, KEVIN D. MO MECH.

ANTONIUK, WILSON CA CIVIL OJALA, EMERY S. WA CIVIL & STRUC.

BENOIT, DARREN M. NH CIVIL PICARD, MARK D. NY ELEC.

BROWN, MICHAEL LEE MD ELEC. RENDALL, KAREN LEE CA CIVIL

CUNNINGHIS, SHELDON NY ELEC. SULLIVAN, JR., THOMAS WI MECH.

**KNOX, DAVID P. MA CIVIL VALADE, MATTHEW T. NY CIVIL
MOBERG, JOHN E. KS CIVIL ZOKAIE, TOORAK CA CIVIL**

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PE EXAMINATION DENIED:

Secretary Bernardo made a motion to deny the following individual to sit for the October 2009 Professional Engineering examination. Ms. Lynch took the Engineer-In-Training more than four times and must therefore wait until she has twelve years of professional experience before she can sit for the PE examination in Rhode Island. Mr. Fairbanks, Jr. seconded the motion. Motion carried.

Lynch, Jessica

ENGINEER-IN-TRAINING EXAMINATION:

Secretary Bernardo made a motion to admit the following individual to the October 2009 Engineer-In-Training examination. Mr. Fairbanks, Jr. seconded the motion. Motion carried.

Lucia, Ryan D.

C.O.A. APPLICATIONS;

Motion was made by Secretary Bernardo to approve the applications for Certificates of Authorization listed on the 15 July 2009 lists for Corporations, COA'S renewing, and Soles as noted in the specific

disciplines mentioned with the exception of (0), which was denied. Mr. Fairbanks, Jr. seconded the motion. Motion carried.

ADJOURNED:

Chairman Smith informed the Board that the next Board meeting would be scheduled for 19 August 2009 at 12:00 noon. Mr. Fairbanks, Jr. made a motion to adjourn the meeting at 2:06 PM. Secretary Bernardo seconded the motion. Motion carried.

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C. O. A. APPLICATIONS

Board Meeting of 15 July 2009

SOLES PAID COMMENTS

JOHN A. TYLAWSKY 0 OK CIVIL

LIMITED LIABILITY PARTNERSHIP

HUDSON DESIGN GROUP, LLC \$125 OK CIVIL

NORFOLK RAM GROUP, LLC \$125 OK CIVIL

CORPORATIONS

COORDINATED POWER SYSTEMS INC. \$125 OK ELECTRICAL

RYAN ENGINEERING, INC. \$125 OK STRUCTURAL

S.M. HAW ASSOCIATES, INC. \$125 OK CIVIL

SCOTT MILLER CONSULTING ENG., INC. \$125 OK CIVIL

**COA #5699 CASALI & D'AMICO ENG. INC. 0 OK
REMOVE DAVID M. D'AMICO FROM RESP. CHARGE**

**COA #54753THORSON STAHLMAN GROUP 0 OK
ADD STEPHEN R. GILMAN IN RESP. CHARGE**

**COA #5960 CLIVE SAMUELS &ASSOC. 0 OK
ADD JOHN PULLEY IN RESP. CHARGE**

**BIOENGINEERING GROUP DENIED CERTIFICATE OF AUTHORITY BY
THE SECRETARY OF STATES OFFICE. EXPLANATION OF THEIR
SERVICES ATTACHED.**

**SENT A LETTER THAT THEIR NAME AND THEIR LETTERHEAD IS
INCONSISTENT.**

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