

**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](http://www.bdp.state.ri.us)**

**MINUTES OF THE MEETING OF THE BOARD**

**DATE: 20 January 2010**

**PLACE: Department of Business Regulation  
1511 Pontiac Avenue, Building 69, Conference Room  
69-1 Cranston, RI 02920**

**TIME: 12:00 PM**

**MEMBERS PRESENT: Chairman L. Robert Smith, PE, Vice Chairman  
Nicholas W. Capezza, Jr., PE, Secretary Richard A. Bernardo, Robert  
W. Fairbanks, Jr., PE, Board Member**

**MEMBER LATE: Christopher Duhamel, PE, PLS, Board Member  
arrived at 12:15PM**

**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 12:10 PM to commence Board business.**

**(1) NEW BUSINESS:**

**Vice Chairman Capezza, Jr. made a motion to accept the minutes of the 9 December 2009 Board meeting. Mr. Fairbanks, Jr. seconded the motion. The motions passed unanimously, four in favor one absent. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Bernardo, and Mr. Fairbanks, Jr. Board Member. Absent was Mr. Duhamel, Board member who arrived late. Secretary Bernardo made a motion to approve and seal the minutes of the Executive Session of 9 December 2009. Mr. Fairbanks, Jr. seconded the motion. The motions passed unanimously, four in favor one absent. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Bernardo, Mr. Fairbanks Jr., Board member. Absent was Mr. Duhamel, Board member who arrived late.**

**EXECUTIVE SESSION**

**A motion was made by Secretary Bernardo at 12:11 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. The motion was passed unanimously, four in favor, one absent. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Mr. Fairbanks Jr., Board**

**members. Absent was Mr. Duhamel, Board Member who arrived late.**

**Mr. Fairbanks, Jr. moved to adjourn from executive session and reconvene to open meeting at 12:50 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. The motion passed unanimously, five in favor. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Bernardo, Messrs Fairbanks Jr., and Duhamel, Board members.**

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**Mr. Fairbanks, Jr. made a motion to confirm in open session the actions to close P2010-4 The Board of Registration for Professional Engineers vs SEA Corp. and P2009-3 John Foster vs Todd Cormier, PE/Halliwell Engineering. Mr. Duhamel seconded the motion. The motion was passed unanimously, five in favor. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Bernardo and Messrs. Fairbanks Jr., Duhamel, Board members.**

### **(3) Discussion of the Task List**

**Dr. Paul Aldinger, PE, Mr. Richard Pastore, PE and Mr. Richard St. Jean, PE registrants of the Board of Registration for Professional Engineers asked to be included in a discussion of the Task List. Due to time constraints they were asked to attend the next Board meeting to continue their discussion.**

**(4) Meeting with Tom Viall, General Manager of RI.gov**

The meeting with Mr. Viall of RI.gov was continued to the next scheduled Board meeting...

**(5) Engineer-In-Training examination results for October 24, 2009**

Secretary Bernardo made a motion to accept the October 24, 2009 Engineer-In-Training scores as required by the Board's signed agreement with NCEES. Mr. Fairbanks, Jr. seconded the motion. The motion passed unanimously, five in favor. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Bernardo, Messrs Mr. Fairbanks, Jr., Duhamel, Board members.

**(6) Professional Engineering examination results for October 23, 2009**

Secretary Bernardo made a motion to accept the October 23, 2009 Professional Engineering scores as required by the Board's signed agreement with NCEES. Mr. Fairbanks, Jr. seconded the motion. The motion passed unanimously, five in favor, one absent. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Bernardo, Messrs Mr. Fairbanks, Jr., and Duhamel, Board members.

**(7) NCEES Examinee Management System**

This matter has been place on hold until the next Board meeting.

**(8) NCEES renames FE exam module**

This matter has been place on hold until the next Board meeting.

**APPLICATIONS:**

**(9) Brian S. Moores**

**Chairman Smith asked Ms. Marshall to pursue Mr. Kile's evaluation of his technical degree with CPEES.**

**(10) Winston E. Kile**

**Vice Chairman Capezza, Jr. made to motion to deny Mr. Kile's request for a waiver of back fees and penalties. Mr. Fairbanks, Jr. seconded the motion. The motion passed unanimously, five in favor. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Bernardo, Messrs Fairbanks Jr. and Duhamel, Board members.**

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**P.E. EXAM:**

**PE EXAMINATION:**

**Secretary Bernardo made a motion to admit the following individuals to the April 2010 Professional Engineering examination. Mr. Duhamel seconded the motion. The motion was passed unanimously, five in favor. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Bernardo, Messrs. Fairbanks Jr., and Duhamel, Board Members.**

**BODNARUK, RYAN J. MARCHELEWICZ, JOSEPH R.**

**CLARK, PETER H. MERKEL, DAVID**

**ENOS, MICHAEL M. ONYSKO, JAMES R.**

**GALLANT, MATTHEW P. PAGE, MATTHEW J.**

**HIMEBAUGH, ANNE K. PROULX, JASON**

**HORTON, GORDON E. RAYMOND, SEAN E.**

**JEFFREY, ANDREW E. SHELTON, DAVID R.**

**KELLOGG, MATTHEW R. TURNER, MATTHEW A.**

**KOEHLER, II, KEVIN M. WOHLERS, DAVID C.**

**ENGINEER-IN-TRAINING EXAMINATION:**

**Secretary Bernardo made a motion to admit the following individuals to the April 2010 Engineering-In-Training examination. Mr. Duhamel seconded the motion. The motion was passed unanimously, five in favor. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Bernardo, Messrs Fairbanks Jr., and Duhamel, Board Members**

**AMARAL, BRIAN K. MARQUES, AMANDA LEE**

**AVELEDO, ANDRES F. MATSUZAKI, RYU GOLDBERG  
BACON, BRANDON S. MATTHEWS, JOHN A.  
BADIO, DEREK MENSAH, DARRYL A.  
BARLOW, MICHAEL A. O'BRIEN, COLIN  
BEDNARCIK, EDWARD OLAJIDE, LATEEF  
BERNARD, JEFFREY D. PLOUFFE, MICHAEL D.  
BLACK, COLLEEN QUIAH, JAME  
BRYAN, CHRISTOPHER M. RAMBIKUR, EVAN H.  
FULKERSON, KARIN SILVA, ERIC T.  
GIANCASPRO, JOSEPH P. SKRABAK, BENJAMIN C.  
GUNES, FATMA STEVENS, RYAN  
HARTNETT, PATRICK B. STRICKLAND, TAYLO  
HITCHNER, JASON E. SUVAJIAN, GREGORY M.  
JASMIN, MATTHEW R. TENNANT, CONNOR F  
JONES, JOHN D. VARELA, JR., MARIO  
KOLLANDA, II, RICHARD C. WAGNER, PHILLIP J.  
KUSEMIJU, TEMILOLUWA, A. YANKOV, EUGENE  
LOSPALUTO, JAMES R.**

#### **ENGINEER-IN-TRAINING EXAMINATION DENIED**

**Secretary Bernardo made a motion to deny Mr. Gomez to sit for the April 2010 Engineer-In-Training examination due to the fact that in accordance with the guidelines established by the Board's law, rules and regulations he does not have the equivalent of an ABET/EAC four-year engineering degree. Mr. Fairbanks, Jr. seconded the motion. Motion carried. The motion was passed unanimously, five in**

**favor. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Bernardo, Messrs Fairbanks Jr., and Duhamel, Board Members.**

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**C.O.A. APPLICATIONS;**

**Mr. Fairbanks, Jr. made a motion to approve the applications for Certificates of Authorization listed on the 20 January 2010 lists for Corporations, COA'S renewing, and Soles as noted in the specific disciplines mentioned with the exception of (0), which was denied. Vice Chairman Capezza, Jr. seconded the motion. The motion was passed unanimously, five in favor. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Richard A. Bernardo and Messrs Fairbanks Jr., and Duhamel, Board Members.**

**ADJOURNED:**

**Chairman Smith informed the Board that the next Board meeting would be scheduled for 17 February 2010 at 12:00 noon. Mr. Fairbanks, Jr. made a motion to adjourn the meeting at 2:18 PM. Vice Chairman Capezza, Jr. seconded the motion. The motion was passed unanimously, five in favor. Voting in favor were Chairman Smith, Vice Chairman Capezza, Jr., Secretary Richard A. Bernardo and Messrs. Fairbanks Jr., and Duhamel, Board members**

**Posted on February 12, 2010 (as a DRAFT) electronically on Secretary**

**of State's Office website. Pursuant to the Open Meetings Law, R.I. Gen. Laws Sec. 42-46-6(b), business not included in this notice may be considered with the consent of the majority of the members, and/or may convene into Executive (closed) Session pursuant to R.I. Gen. Laws Sec. 42-46-5.**

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**C. O. A. APPLICATIONS**

**BOARD MEETING OF 20 JANUARY 2010**

**SOLES PAID COMMENTS**

**GREGORY N. BERUBE 0 OK STRUCTURAL**

**MCCABE, ASSOCIATES 0 OK ELECTRICAL**

**LIMITED LIABILITY CORPORATIONS**

**SIMON DESIGN ENGINEERING, LLC \$150 OK STRUCTURAL**

**CORPORATIONS**

**FLAD & ASSOCIATES, INC. \$150 OK CIVIL**

**KIEWIT POWER ENGINEERS CO. \$150 OK MECHANICAL ONLY**

**DANIEL O'CONNELL'S SONS \$150 OK STRUCTURAL**

**OEST ASSOCIATES, INC. \$150 OK STRUCTURAL**

**PRIME ENGINEERING, INC, \$150 OK CIVIL**

**RPA ASSOCIATES, INC. \$150 OK MECHANICAL & ELECTRICAL**

**SARATOGA ASSOCIATES \$50 . OK**

**NAME CHANGE FROM SARATOGA ASSOCIATES TO THE SARATOGA ASSOCIATES LANDSCAPE ARCHITECT, ARCHITECTS, ENGINEERS, AND PLANNER P.C. NO NUMBER ISSUED SINCE GOOD STANDING DID NOT MATCH COMPANY NAMES.**

**BIOENGINEERING GROUP RESPONSE TO SECRETARY BERNARDO'S LETTER OF AUGUST 3 2009.**

**DOES NOT QUALIFY FOR A COA BECAUSE THEY WORK WITH CONSULTANTS ONLY BIOENGINEERING SHOULD NOT BE PERFORMING OR OFFERING ENGINEERING SERVICES IN THE STATE BECAUSE THEY DO NOT HAVE ANY REGISTERED ENGINEERS.**

**BSI ENGINEERING, INC. APPLIED FOR COA 12 SEPTEMBER 2008 NEVER RESPONDED TO REQUEST FOR GOOD STANDING. RE-APPLIED JANUARY 12, 2010 APPLICATION NOT SIGNED CHECK NOT DATED. HOLD**

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