

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
DEPARTMENT OF BUSINESS REGULATION  
DIVISION OF DESIGN PROFESSIONALS  
1511 PONTIAC AVENUE, BLDG. 69-1  
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: 15 September 2010**

**PLACE: Department of Business Regulation  
1511 Pontiac Avenue, Building 68 Conference Room  
68-1 Cranston, RI 02920**

**TIME: 12:00 PM**

**MEMBERS PRESENT: Chairman L. Robert Smith, PE, Vice Chairman Richard A. Bernardo, PE, Secretary Christopher Duhamel, PE, PLS, Mr. Robert Fairbanks, Jr., PE and Mr. Wayne D. Moore, PE, Board Members**

**OTHERS PRESENT: Brian Riggs, DBR Administrator, Financial Management  
Lois Marshall, Administrative Assistant**

**ABSENT: Louis A. DeQuattro, Jr., Deputy Director & Counsel,  
Division of Regulatory Standards, Compliance and Enforcement**

**CALLED TO ORDER: Chairman Smith called the meeting to order  
at 12:10 PM to commence Board business.**

**Mr. Riggs left at 1:50 p.m.**

**(1) NEW BUSINESS:**

**Vice Chairman Bernardo made a motion to approve the minutes of the  
25 August 2010 Board meeting as amended. Mr. Moore seconded the  
motion. The motion passed unanimously, five in favor. Voting in  
favor were Chairman Smith, Vice Chairman Bernardo, Secretary  
Duhamel, Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board  
Member. Vice Chairman Bernardo made a motion to accept and seal  
the minutes of the Executive Session of 25 August 2010. Mr. Moore  
seconded the motion. The motion passed unanimously; five in favor.  
Voting in favor were Chairman Smith, Vice Chairman Bernardo,  
Secretary Duhamel, Mr. Fairbanks, Jr., Board Member and Mr. Moore,  
Board Member.**

**(2) EXECUTIVE SESSION**

**Mr. Moore made a motion to convene into executive session at 12:12  
PM pursuant to RI General Laws, Section §42-46(5)(a)(2) for sessions  
or work sessions pertaining to collective bargaining or litigation and  
§42-46-(5)(a)(4) for investigative proceedings regarding allegations of  
civil or criminal misconduct. Vice Chairman Bernardo seconded the**

**motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel, Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

**Mr. Moore moved to adjourn from executive session and to reconvene to open meeting at 12:50 PM pursuant to R.I.G.L. §42-46-4. Vice Chairman Bernardo seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

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**Vice Chairman Bernardo moved to seal the executive session pursuant to R.I.G.L. §42-46-4 and §42-46-5 and to record the votes taken in executive session in accordance with RI General Laws, §42-46-4 as follows: in “Old Business” P2010-1 continued, P2010-8 continued and separated into two separate complaints, P2010-13 continued for an informal conference next month, C2007-8 continued, P2010-14 continued and separated into two separated complaints, P2010-16 continued with the Board being the complaint, P2010-17 continued and P2010-18 closed, Vice Chairman Bernardo was recused on C2007-8. Mr. Moore seconded the motion. Roll call vote was taken. Secretary Duhamel voted “I.” Mr. Fairbanks, Jr. voted “I.” Vice-Chairman Bernardo voted “I.” Mr. Moore voted “I.” The Chair**

**voted “I.”**

**Mr. Moore made a motion to record the votes taken in executive session in accordance with RI General Laws, §42-46-4 as follows: in “Monitoring” P2008-20 continued, P2010-2 continued, P2010-3 continued and stays under “monitoring.” C2009-3 closed Vice Chairman Bernardo was recused on C2009-3. Mr. Fairbanks, Jr. seconded the motion. Roll call vote was taken. Secretary Duhamel voted “I.” Mr. Fairbanks, Jr. voted “I.” Vice-Chairman Bernardo voted “I.” Mr. Moore voted “I.” The Chair voted “I.”**

**Chairman Smith stated for the record every vote taken in executive session was unanimous with the exception of Vice Chairman Bernardo’s recusal on C2007-8 and C2009-3**

**In Executive Session pending matters, there are fourteen (14) pending matters, comprised of seven (7) potential litigation-related matters and three (3) investigative matters, four (4) monitoring matters with one (1) recusal in two (2) matters.**

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

**Vice Chairman Bernardo made a motion to continue this matter due to the absence of Attorney DeQuattro. Mr. Moore seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board**

**Member.**

**(4) Governor Carcieri issues Executive Order**

**Mr. Riggs reported that nothing has moved forward. Vice-Chairman Bernardo made a motion to continue. Mr. Moore seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

**(5) Undersea Science and Engineering Foundation**

**Attorney DeQuattro spoke to Attorney Leary regarding his client, Undersea Science and Engineering Foundation about their use of the term “engineering” in their company name. Based on their representations it is Attorney DeQuattro understanding that the purpose of the “Foundation” is to keep students and others interested in possible careers in undersea sciences and not to offer any type of engineering services. Mr. Fairbanks, Jr. made a motion based on Attorney DeQuattro opinion that the foundation is not prohibited from using the term “engineering” in its company name. Mr. Duhamel seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

**(6) Discussion on Professional Engineers listing**

**Chairman Smith asked Ms. Marshall to send a onetime release of all registered Rhode Island Professional Engineers to the Rhode Island Society of Professional Engineers (RISPE) for their use. Vice Chairman made a motion to send RISPE this onetime release. Mr. Fairbanks, Jr. seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

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**(7) NCEES 2010 Service Award Winners**

**The Board congratulated Chairman Smith on receiving the NCEES Distinguished Service Award with Special Commendation bestowed upon Chairman Smith at the NCEES Annual Meeting.**

**(8) NCEES correspondence regarding FE examinations**

**Correspondence was received from NCEES regarding FE and FS examinations, which will begin a gradual move to a computer-based format. The Board will need to work with the Department of Business Regulation's Legal Division to make changes to their existing General Law pertaining to the eligibility of candidate for examination**

**(9) NCEES 16-HOUR Structural PE Examination**

**NCEES will be administering the new 16-hour Structural examination starting with the April 2011 examinations. The new exam will replace the current Structural I and II exams and will consist of a Lateral component and a Vertical component at a cost of \$400.00 for each. The Rhode Island Board will not be offering the NCEES 16-Hour Structural PE examination.**

## **APPLICATIONS:**

### **P.E. COMITY:**

**Vice Chairman Bernardo made a motion to grant comity to the following individuals in the disciplines specified. Mr. Moore seconded the motion. The motions passed unanimously, five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr. and Mr. Moore, Board Members.**

**ANNUNZIATO, PETER G. MA ENVIR. LAPIERRE, BRIAN MA ENVIR.  
ARMS, WARD GABIN MN ELEC. LEWIS, AARON MA Civil/SRUC.  
BECKER, AARON R. CA F. P. LI, RENFEN MN CIVIL  
CHEEVER, PETER J. MA STRUC. MAXWELL, WILLIAM NY ELEC.  
CIESLAK, WILLIAM H. CT F. P. MITCHELL,  
THOMAS CIVIL/MECH/ELECT  
D'AMORE, MARC D. CT CIVIL NOWAK, GREGORY NJ CIVIL  
DOHERTY, WILLIAM MA CIVIL PATEL, AMISH AL ELECT.  
FERRARA, PAUL S, MI MECH STEINHAUSER, ERIC VA CIVIL  
GIANCHANDANI, PRABHU D. MA ELEC. VIVEIROS, PHILIP MA CIVIL**

**GOMEZ, REMBERT A. NC MECH. WEINER, BRYAN MA CIVIL  
KIMBLE, STEVEN J. IL CIVIL WHITESELL, CHRISTOPHER-PA-FP  
KURTZ, MICHAEL DE MECH**

**Vice Chairman Bernardo made a motion to deny comity to Simon C. Bellemare. Mr. Bellemare took the Metallurgical & Materials examination which is part of the Group II NCEES exams. The Rhode Island Board does not accept Group II exams. Mr. Fairbanks, Jr. seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

**Bellemare, Simon C.**

**Mr. Fairbanks, Jr. made a motion to deny comity to Muhammad Ammad. Mr. Ammad's education must be verified through the new NCEES Center. Vice Chairman Bernardo seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

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**Vice Chairman Bernardo made a motion to hold the comity application for Wayne B. Howell for lack of a completed Supplemental Information form. Mr. Fairbanks, Jr. seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

**Howell, Wayne B.**

**Vice Chairman Bernardo made a motion to hold the comity application for Michael C. Grapperhaus for lack of a completed Supplemental Information form. Mr. Fairbanks, Jr. seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

**Grapperhaus, Michael C.**

**Mr. Fairbanks, Jr. made a motion to deny comity to Nathan A. Collins because he lacked the required four year Bachelor of Science degree in engineering. Vice Chairman Bernardo seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

**Collins, Nathan A.**

**C.O.A. APPLICATIONS:**

**Vice Chairman Bernardo made a motion to approve the applications for Certificates of Authorization listed on the 15 September 2010 list for Sole Proprietorships, Corporations, Change in Responsible Charge, and a Withdrawal as noted in the specific disciplines mentioned with the exception of (0), which was denied. Mr. Fairbanks, Jr. seconded the motion. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

**ADJOURNED:**

**Chairman Smith informed the Board that the next Board meeting would be scheduled for 20 October 2010 at 12:00PM. Mr. Fairbanks, Jr. made a motion to adjourn the meeting at 2:00 PM. The motion passed unanimously; five in favor. Voting in favor were Chairman Smith, Vice Chairman Bernardo, Secretary Duhamel and Mr. Fairbanks, Jr., Board Member and Mr. Moore, Board Member.**

**Posted on October 20, 2010 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 15 SEPTEMBER 2010**

**SOLES PAID COMMENTS**

**WALID M. ALI 0 OK CIVIL**

**JOHN F. DELUCIA, PE 0 OK CIVIL**

**CORPORATIONS**

**ROBINSON ENGINEERING, INC. \$150 OK MEP**

**ROBERT DERECTOR ASSOCIATES \$150 OK MECHANICAL**

**COA #5911 WATER TECHNOLOGY, INC. 0 OK CIVIL**

**ADD BRIAN W. FREBER, PE #9397 IN RESP. CHARGE AND REMOVE  
DALE R. DECLUE 8855 IN RESP. CHARGE**

**COA# 5125 HALEY & ALDRICH, INC. 0 OK CIVIL**

**ADD ALEXANDER D. SMITH, PE #9297 AND WILLIAM R. FISHER, PE  
#6532 IN RESP. CHARGE AND REMOVE ROBIN B. DILL PE, #6149  
AND SCOTT BAMFORD PE #5486**

**COA#5201 THIELSCH ENGI. INC. OK MECHANICAL & ELECTRICAL  
CHANGE IN RESPONSIBLE CHARGE REMOVE ROBERT E. MOSS**

**COA#5381 LANDMARK FACILITIES GROUP, INC. 0 OK  
MECHANICAL**

**ADD MICHAEL CERNIELLO, PE#7330**

**COA#5369 MAGUIRE GROUP ARCHITECTS, ENG, PLANNERS OK  
REMOVE H. ANDERSON (7217), J. MCCORMICK (6285) AND P  
STEERE(5056) FROM RESP CHARGE AND ADD B. NICOLL (8890), K.  
SULLIVAN ((8948), L DALY (9236) AND J. SKYMBA (8794) IN RESP.  
CHARGE.**

**COA# 5117 – MAGUIRE GROUP, INC. OK**

**REMOVE H. ANDERSON (7217), J. MCCORMICK (6285) AND P  
STEERE(5056) FROM RESP CHARGE AND ADD B. NICOLL (8890), K.  
SULLIVAN ((8948), L DALY (9236) AND J. SKYMBA (8794) IN RESP.**

**CHARGE.**

**COA#5062 TIGHE & BOND, INC. OK**

**REMOVE DAVID G. HEALEY AND ADD DAVID E. PINSKY (9092**

**COA#5544 THE LOUIS BERGER GROUP, INC. OK**

**ADD CHRISTOPHER FEENEY (6680), CLAYTON CARLISLE (5309)**

**AND THOMAS PAYNE (7540)**

**IN RESP. CHARGE.**

**COA#5961 TERRACON CONSULTANTS, INC. OK**

**ADD LAWRENCE J. DWYER, PE (8082) IN RESP. CHARGE.**

**COA#5930 STRUCTURES WORKSHOP, INC. OK STRUCTURAL**

**ADD DANIEL SCHINGER, PE (9036) IN RESP. CHARGE**

**COA#5043 WASHINGTON GROUP INTERNATIONAL, INC. \$50 OK  
ELECTRICAL**

**NAME CHANGE TO URS ENGERGY & CONSTRUCTIN, INC.AND**

**REMOVE JOHN PURCELL, PE (3648) IN RESP. CHARGE AND ADD**

**BARRY L. CHRISTEN, PE (9209) IN RESP. CHARGE.**

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## **PAID COMMENTS**

**COA#5792 URS CORPORATION AES OK**

**REMOVE LAWRENCE MOREOUSE, (3871), THOMAS PECHILLO, (6803), SUBRAMANIAN NARAYANASWAMY, (7044) AND BRETT LIBBE, (8814) FROM RESP. CHARGE AND ADD JASON PINTEK(9408), RICHARD D. DRUCZEK, (9040), GREGORY STIDHAM (8812) AND MICHAEL BROWN (9263) IN RESP. CHARGE**

**COA#5794 EXPONENT, INC. 0 OK**

**ADD DAVID B. PEREZA, PE (8602) IN RESPONSIBLE CHARGE.**

**COA#5293 JACOBS ENG. GROUP, INC. 0 OK CIVIL & STRUCTURAL**

**ADD THOMAS R. CABANA IN RESP. CHARGE**

**COA#5072 STANTEC CONSULTING SERV., INC.\$50 OK**

**ADD CHRISTOPHER PIIK IN RESP. CHARGE.**

**COA#5171 SIMPSON GUMPERTZ & HEGER, INC. 0 OK**

**ADD GREGORY R. DOELP (9295, PAUL L. KELLEY, 8962 AND MICHAEL MCCALL, 9358**

**WITHDRAWAL**

**COA#7422 SOIL REINFORCEMENT DESIGN, INC. SEE ATTACHED  
LETTER OK**

**COA#5443 DELUCIA ASSOCIATES, INC. OK**

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