

**Board of Professional Engineering
Secretary of State, Office of Professional Regulation
89 Main Street, 3rd Floor, Montpelier, VT
Unapproved Minutes
Thursday September 3, 2015**

1. The meeting was called to order at 8:34 a.m.

Members present: William Atkinson, P.E., Chair; Brad Aldrich, P.E., Vice-Chair; Katherine Hill, P.E. Secretary; Raymond Forsell, P.E.; and Claus Bartenstein, P.E.
Absent: Bonnie Giuliani.

OPR Personnel present: Gabriel Gilman, Board Counsel; Carla Preston, Case Manager; and Kara Shangraw, Licensing Board Specialist.

Others Present: Kurt Hutchins.

2. The Chair called for the approval of the August 6th meeting. Ms. Hill made a motion, seconded by Mr. Forsell to approve the minutes of the August 6, 2015 as corrected. Motion passed unanimously.

3. **Hearings/Stipulations:**

4. **Complaints/Follow ups:**

Ms. Preston gave her Case Managers report. There are currently seven pending cases.

5. Ms. Hill made a motion, seconded by Mr. Aldrich, to approve the following applicants for licensure on the basis of endorsement from another state and/or their National Council of Examiners for Engineering and Surveying's Record indicating "Model Law Engineer." Motion passed unanimously.

DeVera, Abelardo, E (Structural I not Civil)	McWhorter, III, John, K (Civil)
Ng, Lokman (Structural I not Civil)	Villanveva, II, Heinrich, A (Civil & Structural I)
Bulsara, Rafiq, G (Electrical)	Chandrapati, Jyothsna (Electrical)
Breen, Charles, B (Mechanical)	Drooks, Wayne, S (Mechanical)
Holman, Henry, F (Mechanical)	Kariuki, Humphrey, K (Structural I)
Welhouse, Chad, G (Structural I)	Whisonant, William, O (Structural I)
Wright, Christopher, S (Structural I)	Eskandarian, Paymon (Structural II)

Brinkworth, Thomas, W (Civil) - His application was incomplete. Mr. Brinkworth will be notified.

Herr, Charles, F (Mechanical) - His application was incomplete. Mr. Herr will be notified.

6. Ms. Hill made a motion, seconded by Mr. Aldrich, to approve the following application(s) to sit for the Principals and Practice exam. Motion passed unanimously.

Williams, Casey, C (16 Hour Structural Exam)

6. Continued:

Gosselin, Daniel J (Civil) – This application was set over from last month. After further analysis, the Board determined that the references provided did not support the technical qualifications as described by the applicant. The Board preliminary denied the application. Mr. Gosselin will be notified.

Kurt M. Hutchins (Civil) – Mr. Hutchins attended the meeting to discuss his application. After discussion, the board went into executive session to discuss his application with board counsel at 9:40 a.m. and out at 9:54 a.m. Mr. Bartenstein made a motion to preliminary deny Mr. Hutchins' application. Motion passed 3-0. Ms. Hill and Mr. Atkinson abstained from the vote.

7. Ms. Hill made a motion, seconded by Mr. Aldrich, to approve the following application(s) to sit for the Fundamentals of Engineering Exam. Motion passed unanimously.

Ajayi, Patrick, K

Mead, Sarah, E

8. NCEES Correspondence:

9. Reports/Guests/ Legislative Updates:

The Rules review with Attorney Gilman and review of the notes from Robert Krebs on the proposed Rule changes have been tabled.

The Board reviewed the memo granting the hearing officer authority and delegation per Statute §129(f). Mr. Aldrich made a motion, seconded by Mr. Bartenstein to approve the proposed delegation order, a copy of which is appended to these minutes. Motion passed unanimously.

10. Other Business Introduced by the Board:

Election of Officers. Pursuant to 3 VSA §129b(c), Mr. Aldrich made a motion, seconded by Ms. Hill to re-elect the incumbent officers: Chair - Mr. Atkinson, Vice-Chair - Mr. Aldrich, Secretary - Ms. Hill. Motion passed unanimously.

11. Public Comment:

12. Miscellaneous Correspondence:

The signing of the wall certificates for individuals approved at the previous meeting was tabled.

13. There being no further business, the Board meeting adjourned at 11:27 a.m.

Respectfully submitted,

Kara Shangraw
Licensing Board Specialist

State of Vermont
Board of Professional Engineering

Pursuant to 3 V.S.A. § 129(f):

A board may appoint a hearing officer, who shall be an attorney admitted to practice in this State, to conduct a hearing which would otherwise be heard by the board. A hearing officer appointed under this subsection may administer oaths and exercise the powers of the board properly incidental to the conduct of the hearing. When a hearing is conducted by a hearing officer, the officer shall report findings of fact and conclusions of law to the board. The report shall be made within 60 days of the conclusion of the hearing unless the board grants an extension. The board may take additional evidence and may accept, reject, or modify the findings and conclusions of the hearing officer. Judgment on the findings shall be rendered by the board.

The Vermont Board of Professional Engineering hereby delegates to the OPR case manager standing authority to appoint a hearing officer to conduct disciplinary hearings in cases where: (1) in the judgment of the case manager, the case does not pertain to a question of professional judgment, or (2) a respondent is alleged to have defaulted.

Approved at Montpelier, this 3rd day of September, 2015 and SO ORDERED.

William E. Atkinson

Board Chair

9/3/2015

Date