

MINUTES
August 5, 2020
Jackson, Mississippi

The Mississippi Board of Licensure for Professional Engineers & Surveyors held a meeting on August 5, 2020 using the web conference service known as Zoom which allowed for both video and audio conferencing. Zoom was used instead of an in person meeting due to health and safety concerns related to the COVID-19 pandemic. The Board's office in Jackson, Mississippi was open and available for public participation; however, there were no visitors on the date and time of the meeting.

The purpose of the meeting was to act on applications, to review correspondence, to adopt the Minutes of the recent Board meeting(s) and to attend to old and new business.

I ANNOUNCEMENTS AND APPROVAL OF MINUTES

1. Introduction of Guests

The board meeting occurred via web conference using Zoom. There were no visitors at the board office location to participate in the public meeting.

2. Roll Call

Board President Tolbert called the meeting to order at 8:30 A.M. on Wednesday August 5, 2020, via Zoom. Staff Officer Gilmore completed the roll call with the following persons identified as present via video, teleconference using Zoom or in person:

Board members:

Richard Tolbert, PS
Sarah Tracy, PE
William “Bill” Mitchell, PE/PS
Mike Thornton, PS
Patrick Martino, PS
Carey Hardin, PE.
Dr. Dennis Truax, PE
Steve Twedt, PE
Joe E. Lauderdale, PE

Agency staff:

Mark Humphreys
Jane Phillips
Barbara Mills
Monica Gilmore-Love
Attorney Edward Wiggins

Mark Humphreys, Monica Gilmore-Love and Board President Richard Tolbert, PS were in the agency office to provide access to the meeting for the general public; however, there were no visitors at the Board's office on the date and time of the meeting.

3. Review and Approval of Minutes – August 5, 2020

The Board reviewed the minutes of the June 3, 2020 meeting. On a motion from Bill Mitchell and second by Dr. Truax, the minutes were submitted for approval. The motion was approved unanimously. 9-0 AYE. Truax, Tracy, Twedt, Tolbert, Lauderdale (Joe E.), Martino, Thornton, Mitchell and Hardin.

Member Mitchell left the meeting at 9:20 AM to attend to other matters.

II EXECUTIVE DIRECTOR'S REPORT

1. Licensee Services and Outreach

For Board informational purposes only; no action necessary.

A. Twitter

Board twitter page remains active. Twitter handle is @PeplsM. At the time of the August 5th meeting the agency is following approximately 114 other agencies and has 50 followers.

B. LinkedIn

Board LinkedIn page remains active. As of the August 5th meeting, the agency has more than 500 followers on LinkedIn.

C. Website

Website is ready to go live. On a motion from Steve Twedt and second by Patrick Martino, the board approved the release of the new website with an August 12, 2020 release date. The motion was approved unanimously. 9-0 AYE. Truax, Tracy, Twedt, Tolbert, Lauderdale (Joe E.), Martino, Thornton, Mitchell and Hardin.

D. Presentations (if any)

Staff & Communications Officer presented Certificates of Appreciation to Board members in recognition of Global Surveyors Day held back on March 21, 2020 and Professional Engineers Day held nationally on August 5, 2020.

E. Board & Staff Recognitions (if any) - None

III COMMUNICATIONS

For Board informational purposes only; no action necessary.

1. Ethics Concerns

Board requested that Executive Director send a letter of information (LOI) to Doug McNair concerning his ethics inquiry. LOI should identify Contract requirements and duty to enforce by the PE. If contract requirements are not enforced, then matter may be subject to Board action. Primary consideration – what does the contract require and is it being enforced. Secondary consideration – is board action required.

No other action taken.

2. ABET Accreditation Visits

Item removed at the request of Member Twedt.

3. Times-Herald article – Professional Licensure

Item removed at the request of Member Twedt.

4. NCEES Licensure Exchange – Expert Witness Testimony

Item removed at the request of Member Twedt.

5. NCEES Licensure Exchange – Leadership responds to criticism

Item removed at the request of Member Twedt.

6. NCEES Potential Task Force – Fire Protection Engineer

No volunteers identified. No action taken.

7. NSPE request for virtual meeting with the Board - September

Board requested that Executive Director correspond with Mr. Gong and indicate that a sub-section of the board can meet with him; inquire if he wants our agency to setup a virtual meeting; and suggest a date and time in September 2020. Humphreys will be responsible for agency presentation at the NSPE virtual meeting.

8. Oktibbeha County

The Executive Director acknowledge receipt of the E-mail inquiry only. No other action taken.

IV DISCIPLINARY/LEGAL MATTERS

The Board reviewed and discussed the status of cases in progress. Mr. Wiggins, Ms. Phillips, Mr. Humphreys and the assigned Board Member updated the Board concerning the issues.

Motion was made by Mitchell and seconded by Lauderdale to have a closed determination to consider whether to go into executive session to discuss the Board's Disciplinary and Legal matters.

The motion received the positive vote of every member present.

The President closed the general session and opened the closed session. Motion was made by Mitchell and seconded by Truax to go into executive session to discuss the Board's Disciplinary and Legal matters.

The motion received the positive vote of every member present.

The President ended the closed determination and announced in general session that the Board had voted unanimously to go into executive session to discuss Disciplinary and Legal matters.

The President closed the general session and the Board entered executive session. Motion was made by Tracy and seconded by Thornton to end the executive session and return to general session.

The motion received the positive vote of every member present.

The President reconvened the general session and announced that the following determinations were made:

1. **Case # 0515/017** - In process. Referred to AG office
2. **Tab Map Company, Inc. Case number - N/A** - The Board agreed to the 08/07/2019 AG recommendation to wait until Case # 0515/17 court case was completed before proceeding.
3. **Case# 0220/13** – Possible plan stamping – Tolbert explained his findings and recommended that a Letter of Education be issued. The Board agreed.
4. **Case# 0919/04** – Negligence. Disciplinary hearing held on August 4th, 2020. Professional Engineer license REVOKED and a \$5,000.00 monetary fine + Investigative/disciplinary hearing cost.
5. **Case# 0919/05** – Negligence – Disciplinary Hearing held on August 4th, 2020. Ordered to successfully complete three (3) educational courses, monetary fine of \$1000.00 + investigative/disciplinary hearing cost.
6. **Case# 1119/07** – Possible Building Code Violation- Truax stated that it was still in process; and having exhausted all other suggested avenues, the Board will need the expertise of a Structural Engineer. The Board agreed. Humphreys reminded that the Board by rule(s), had the ability to assign the cost of the investigation to either party.
7. **Case# 0220/13** - Possible Plan Stamping – Tracy described her findings and the Board agreed with her recommendation. Letter of Education issued.
8. **Case# 0420/17** – CPC violation – Phillips reported that the Board order signed, fine paid. Case resolved.
9. **Case# 0620/18** – CPC Violation – Phillips reported that the Board order signed, fine paid. Case resolved.
10. **Case# 0720/01** – CPC Violation – Phillips reported that the Board order was signed, fine paid. Case resolved.

11. Case# 0720/02 - Surveying Standards – Martino stated that the case was still in process.

12. Other Email correspondence(s) – No action taken

On a request for a motion from Richard Tolbert, Mike Thornton made a motion to accept the disciplinary action proceedings with a second by Carey Hardin. The motion was approved unanimously. 8-0 AYE. Truax, Tracy, Twedt, Tolbert, Lauderdale (Joe E.), Martino, Thornton, and Hardin. Board member Mitchell was not present.

V BUSINESS

1. General Business

A. Applications

The Board approved the following actions with regard to applications:

(1) CITATIONS TO THE 20-10 EXAMINATIONS (20)

<u>NAME</u>	<u>FE</u>	<u>PPE</u>	<u>FS</u>	<u>PPS</u>	<u>MS SECTION</u>
Credit Michael Cannette	X				
Benjamin Clark	X				
Christopher Cole Hession	X				
Clayton Keith Hudspeth	X				
Kathryn Elizabeth Humphries	X				
Cody Johnson	X				
Asa Newman	X				
Elijah Jordan Slaughter	X				
Lena Turner	X				
Lashay Williamson	X				
Daniel Allen Russum			X		
Gregory Loyd Wilkinson				X	X
*Matthew Todd Godlweski (*Comity w/TX)				X	X
Clinton Crutchfield					X
Lucas Garrett Davis					X

(2) CITATIONS TO THE 20-10 EXAMINATIONS (continued)

<u>NAME</u>	<u>FE</u>	<u>PPE</u>	<u>FS</u>	<u>PPS</u>	<u>MS SECTION</u>
Gary Stephen Harvin					X
Jeremiah David O'Dean					X
Neil Charles Shultz					X

(3) MENTORING (0)

NAME

N/A

(4) DEFERRED (1)

NAME

Matthew Todd Godlweski

REASON

PS Comity with TX. Does not have the NCEES PPS exam. Applicant can be cited to MS Section, after taking and passing NCEES PPS exam. Recommend he apply with TX Board (or MS can cite him)

(5) DENIED (1)

NAME

James Michael Brown

REASON

Initial Licensure for Professional Surveyor. (*Dual licensure). Applicant and Professional References are claiming “surveying” experience which was previous used for qualifying “engineering” experience for PE initial licensure. Also the three references are all claiming 100% supervisory role for same time frame. Denied & closed. References are to be contacted and asked for a written explanation of their actions.

(6) LICENSURE APPROVALS (0)

<u>LIC.NO.</u>	<u>NAME</u>	<u>LIC.DATE</u>
N/A		

(7) RATIFICATION - PROFESSIONAL ENGINEERS LICENSED (74)

<u>LIC.NO.</u>	<u>NAME</u>	<u>LIC.DATE</u>
31058	Beach, Michael Allan	06/09/2020
31059	Cooper, Daniel Richard	06/09/2020
31060	Fazzalare, Christopher Michael	06/09/2020
31061	Gawande, Kshitij P.	06/09/2020
31062	Haeder, Corey L.	06/09/2020
31063	Hecker, Brian Alan	06/09/2020
31064	Keeny, Jeremy M.	06/09/2020
31065	Kunze, Patrick Arden	06/09/2020
31066	LaFroscia, Christopher	06/09/2020
31067	Oliver, Anthony James	06/09/2020
31068	Yafrate, Nicholas James	06/09/2020
31069	Zimmer, Joel Connor	06/09/2020
31084	Anguiano, Pablo	06/25/2020
31085	Besser, Brandon	06/25/2020
31086	Brooks, Benjamin L.	06/25/2020
31087	Lopata, Marc	06/25/2020
31088	Miller, Tysen	06/25/2020
31089	Nannis, Mark Walid	06/25/2020
31090	Nemmers, Kimberly Ann	06/25/2020
31091	Parnell, Chris Boyd	06/25/2020
31092	Quirk, David	06/25/2020
31093	Shaik, Samiuddin Arif	06/25/2020
31094	Valle, Erik	06/25/2020
31095	Vorderbruggen, Alan Joseph	06/25/2020
31096	Miller, Stephen Michael	06/25/2020
31097	Yim, Boney	06/25/2020
31098	Ungerman, Andrew	06/26/2020
31102	Catchot, Tyler Russell	07/07/2020
31103	Boyce, Matthew Joseph	07/07/2020
31104	Bunn, Hugh Patterson	07/07/2020

RATIFICATION - PROFESSIONAL ENGINEERS LICENSED (continued)

<u>LIC.NO.</u>	<u>NAME</u>	<u>LIC.DATE</u>
31105	Ozment, Ryan Noelle	07/07/2020
31106	Praser, James Edward	07/07/2020
31107	Warren, Todd Paul	07/07/2020
31108	Thompson, Jeffery David	07/07/2020
31116	Bassi, David G.	07/14/2020
31117	Bowers, Lawrence Kevin	07/14/2020
31118	Carroll, Scott Bradley	07/14/2020
31119	Gallegos, Frank	07/14/2020
31120	Griffith, Byron Ray	07/14/2020
31121	Huffnagle, Mark Philip	07/14/2020
31122	Karki, Rajeev K	07/14/2020
31123	Laufs, Wilfried	07/14/2020
31124	Mazaher, Gilbert Mitchell	07/14/2020
31125	Patel, Krunal Manukumar	07/14/2020
31126	Schrempp, Jared	07/14/2020
31127	Spencer, Janyce Akiko	07/14/2020
31132	Baltar, Robert	07/28/2020
31133	Carroll, Wesley	07/28/2020
31134	Chandler, Todd Michael	07/28/2020
31135	Dantin, Marshall Edward	07/28/2020
31136	Godwin, Joseph Aaron	07/28/2020
31137	Gonzalez, Juan Jose	07/28/2020
31138	Navarro-Henry, Hafsa	07/28/2020
31139	Hopeman, Ryan Craig	07/28/2020
31140	Klusman, Craig Raymond	07/28/2020
31141	Kuenzel, Benjamin	07/28/2020
31142	Lindorfer, Kurt Randall	07/28/2020
31143	Malicoat, Freddie Lee	07/28/2020
31144	McConnell, William	07/28/2020
31145	Nejman, Phillip Justin	07/28/2020
31146	Puckett, Jeffrey S.	07/28/2020
31147	Rome, Courtney Jermaine	07/28/2020
31148	Stewart, Eugene Ross	07/28/2020
31149	Thomas, Kendale Breon	07/28/2020
31150	Tilley, Andrew Roman	07/28/2020

RATIFICATION OF PROFESSIONAL ENGINEERS LICENSED (continued)

<u>LIC.NO.</u>	<u>NAME</u>	<u>LIC.DATE</u>
31151	Engle, Samuel Mayrant	07/28/2020
31153	Burnette, Christopher Grey	07/31/2020
31154	Henson, Dennis Marshall	07/31/2020
31155	Nguyen, Phuong Thi	07/31/2020
31156	Middleton, Sean Robert	07/31/2020
31157	Ross, Nathan Andrew	07/31/2020
31158	Sebaali, Samir	07/31/2020
31159	Shah, Hiren	07/31/2020
31160	Palmer, Randall	07/31/2020

(8) RATIFICATION OF ENGINEER INTERNS ENROLLED (19)

<u>ENR.NO.</u>	<u>NAME</u>	<u>ENR.DATE</u>
31072	Harrod, Turner West	06/16/2020
31073	Speegle, Arthur Andrew	06/16/2020
31074	Fletcher, Daniel Christian	06/16/2020
31075	Johnson, Jonathan Caleb	06/16/2020
31076	Burnham, Collin Dwight	06/16/2020
31077	Curtis, Colby	06/16/2020
31078	Bottin, Shelby Lynn	06/16/2020
31079	Blakeney, Mason Alan	06/16/2020
31080	Alexander, Nicholas Briant	06/16/2020
31081	Wofford, Bailey Randall	06/16/2020
31082	Bryant, Keith Alan	06/16/2020
31099	Buckles, Zachary John	06/26/2020
31100	Marcus, Meghan Elizabeth	06/26/2020
31110	Miley, Dylan Douglas	07/14/2020
31111	Smith, Ronald Burnon	07/14/2020
31112	Tedford, James Ray	07/14/2020
31113	Grass, Savannah Ann	07/14/2020
31114	Arroyave, Victoria Nicole	07/14/2020
31115	Paladino, Thomas Francis	07/14/2020

(9) RATIFICATION OF SURVEYORS LICENSED (0)

<u>LIC.NO.</u>	<u>NAME</u>	<u>LIC.DATE</u>
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N/A

(10) RATIFICATION OF SURVEYOR INTERNS ENROLLED (1)

<u>ENR.NO.</u>	<u>NAME</u>	<u>ENR.DATE</u>
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31129	Powell, Daniel Taylor	07/17/2020
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(11) CERTIFICATES OF AUTHORITY ISSUED (23)

The Board ratified the following Certificates of Authority for Engineering and Surveying.

<u>LIC.NO.</u>	<u>NAME</u>	<u>LIC.DATE</u>
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(Engineering)

31051	K Crockett Designs, LLC	06/04/2020
31052	Parham Engineering Consultants, Inc.	06/04/2020
31053	Coordinated Power Systems Inc.	06/04/2020
31054	Matrix Structural Engineers	06/04/2020
31056	Criterium Engineers	06/04/2020
31057	Unique Engineering Solutions, LLC	06/09/2020
31070	Precision Engineering Group, LLC	06/09/2020
31071	MC Consultants, Inc.	06/15/2020
31083	Encompass Services	06/22/2020
31101	Lochsa Engineering, LLC	06/30/2020
31109	PCI Skanska Inc.	07/07/2020
31128	Pipeline Construction & Maintenance, Inc.	07/16/2020
31130	Wilson and Girgenti, LLC	07/23/2020
31131	Cool Breeze Consultants, LLC	07/23/2020
31152	Ehresmann Engineering, Inc.	07/29/2020
31161	Lankford Fendler + Associates, Consulting Engineers, Inc.	08/04/2020
31162	Saeed Consultants	08/04/2020
31163	Applied Technology and Management, Inc.	08/04/2020
31164	Gulf Interstate Engineering Company	08/04/2020

CERTIFICATES OF AUTHORITY ISSUED (continued)

<u>LIC.NO.</u>	<u>NAME</u>	<u>LIC.DATE</u>
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(Engineering)

31166	Malicoat-Winslow Engineers, P. C.	08/04/2020
31167	The Southern Co. of North Little Rock, Inc.	08/04/2020

(Surveying)

31055	Croy Engineering	06/04/2020
31165	Gulf Interstate Engineering Company	08/04/2020

B. Financial Report

The Executive Director presented the financial report dated as of May 31, 2020 for Board review. No vote was taken.

C. Review of Legislation - HB 1104, HB 1510, SB 2790, SB 2759, SB 2117, HB1690

HB 1104 – Executive Director recommends Board continue to follow this bill via the Secretary of States website. “Licensure in the least restrictive manner possible” mandate in question.

HB 1510 – Bill is dead

SB 2790 – Bill is dead

SB 2759 – Bill is dead

SB 2117 – Bill signed by the Governor. Bill refers to a mandate for a temporary license if the process for licensure will take longer than three weeks to issue license. Emphasis on Military / Military spouses. Sub-committee consisting of board members Twedt, Truax and Tolbert and Humphreys to continue monitoring implementation of this bill and regulation changes accordingly.

HB 1690 – Grant funds must come from 2021 funds. The Board nominated the following to the Grant Committee: Board Members Tolbert and Tracy; and Staff Officer Gilmore and ED Humphreys,

2. Old Business

A. Logo

Board suggests that L be removed as land surveyor no longer used. Wants M changed to state profile / outline. No other action taken. Matter tabled until after the selection of the new state flag. Each board member asked to send their recommendations to Staff Officer Gilmore via E-mail.

B. Comparison of NCEES Model Laws & Rules vs. PEPLS

Member Twedt request comparison of model laws & rules to PEPLS rules & regulations. Twedt indicates that in his opinion that what's most important is for the agency / board to know where our rules differ from NCEES and why.

C. Signed Board Minutes

Member Twedt request signed copies of previous meeting minutes. Executive Director Humphreys indicates some minutes still need board member signatures. Will E-mail to previous Pres / VP for signature to finalize the documents.

D. Biennial renewal - appraisal (report by Mark)

Executive Director to follow-up with ITS (LARS) to see if a questionnaire can be added to LARS for use in gathering input on Biennial renewal versus annual renewal. Alternately, language to be included in the renewal notice to ask licensees to present feedback via either a twitter poll or survey monkey questionnaire.

3. New Business

A. NCEES Annual Meeting – Virtual business session August 27th. Humphreys indicated that he was signed up to attend virtually and had sent in the ballot based on the Members feedback. Humphreys, Tracy and Truax to attend virtual annual meeting.

B. USM Polymer Science and Engineering (B.S.) recently ABET EAC Accredited – Executive Director to contact USM concerning licensure requirements in the State of Mississippi and to begin a dialogue for moving forward.

4. The Board reaffirmed Wednesday, October 7, 2020; as its next meeting date. Tentatively to be held on the campus of Mississippi State University (COVID permitting). Virtual meeting option remains open.

VI ADJOURNMENT

There being no further business the meeting was adjourned.



Mark Humphreys, Executive Director