

FULL BOARD MEETING MINUTES
of the
BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS
301 S. Park Ave., 4th Floor Conference Room, Helena MT
9:00 a.m. – 2:19 p.m.
Tuesday, November 1, 2016

1. Call To Order - Establish Quorum - Introduction of Board & Staff Members Present (00:00)

The meeting was called to order at 9:00 a.m.

Board Members Present:

Mr. Byron Stahly, Professional Engineer Presiding Officer
Mr. Ron Drake, Professional Engineer
Mr. Hal Jacobson, Public Member
Mr. Ray Gross, Jr., Professional Land Surveyor (By Phone)
Mr. Tom Pankratz, Professional Engineer
Mr. Roger Wagner, Public Member
Mr. Wally Gladstone, Professional Engineer
Mr. David Elias, Professional Land Surveyor

Board Members Not Present:

Mr. Ruhul Amin, Professional Engineer

Board Staff Present:

Mr. Ian Marquand, Executive Officer
Ms. Michele Peterson-Cook, Board Counsel
Ms. Susan Asplund, Administrative Specialist
Mr. Todd Younkin, Administrator
Ms. Judy Bovington, Chief Legal Counsel

Others Present:

Terry Rowe, Denise Rowe, Justin Stefanik, Brandon Schreiner and Douf Brekke. By phone: James Else, Scott Brandt, Barbara Ford, Brent Christensen and Kulwant Sahi.

2. Approval and Tentative Modification of Agenda Order (00:54)

Motion (01:54): Mr. Ron Drake move to approve the agenda as presented. Mr. Tom Pankratz seconded. The motion carried unanimously.

3. Review Minutes (02:11)

- a. August 4, 2016 Open Session
- b. August 4, 2016 Executive Session
- c. October 19, 2016 Open Session

4. Public Opportunity to Comment (03:37)

There was no public comment.

5. Division Administrator Report—Mr. Todd Younkin, Administrator, Business Standards Division (04:36)

6. Board Action

a. Non-routine Comity Applications

1. Antonio Conti, Professional Land Surveyor (request for extension) **(13:08)**

Motion (18:07): Mr. Ron Drake moved to accede Mr. Conti's request and allow him to sit for the next examination (February 2017). Mr. Wally Gladstone seconded. The motion carried unanimously.

2. Terry Rowe, Professional Land Surveyor **(20:03)**

Motion (22:13): Mr. Ron Drake moved to approve this candidate by comity and to sit for the state specific exam. Mr. Wally Gladstone seconded. The motion carried unanimously.

3. Kulwant Sahi, Professional Engineer **(1:33:17)**

Motion (1:38:19): Mr. David Elias moved to approve this application for licensure under the non-approved curriculum with 20 years of experience pathway. Mr. Ron Drake seconded. The motion carried unanimously.

4. Brent Christensen, Professional Land Surveyor **(40:50)**

Motion (42:45): Mr. Wally Gladstone moved to allow Brent Christensen to sit for the Montana exam and if passing, be accepted as a surveyor via comity. Mr. Ron Drake seconded. Discussion followed. The motion carried unanimously.

5. Barbara Ford, Professional Engineer **(44:17)**

Motion (1:09:17): Mr. Ron Drake moved to deem Barbara Ford's application incomplete and request an NCEES credential evaluation from the candidate. Mr. Tom Pankratz seconded. Discussion followed. The motion carried unanimously. Clarification: If NCEES deems her education is equivalent then staff can approve her application. If there is a deficiency, it will need to go before the Board again.

6. Scott Barndt, Professional Engineer **(01:13:02)**

Motion (1:32:14): Mr. Ron Drake moved to approve Scott Barndt's application by comity. Mr. Tom Pankratz seconded. The motion carried unanimously.

b. Non-routine Exam Applications

1. Brandon Schreiner, LSI **(23:45)**

Motion (32:27): Mr. Wally Gladstone moved to allow Brandon Schreiner to sit for the LSI exam. Mr. Ron Drake seconded. The motion carried unanimously.

2. Richard Bomgardner, LSI **(34:12)**

Motion (38:53): Mr. Wally Gladstone moved to allow Mr. Bomgardner to sit for the LSI exam. Mr. Ron Drake seconded. The motion carried unanimously.

c. 2016 Continuing Education Audit

1. Request for Hardship Exemption-James Else, PE **(1:40:28)**

Motion (1:45:13): Mr. David Elias moved to approve the hardship request. Mr. Ron Drake seconded. Discussion followed. **(1:50:01)** Mr. David Elias amended the motion to include the licensee to submit to the department the descriptions of those courses he attended that would satisfy the requirements for continuing education. Mr. Ron Drake seconded the amendment. Discussion followed. The motion carried unanimously.

2. Request for Hardship Exemption-Douglas Brekke, PE **(1:54:06)**

Motion (1:57:15): Mr. Tom Pankrantz moved to approve the hardship exemption request. Mr. Wally Gladstone seconded. Discussion followed. The motion carried unanimously.

3. Audit Unit Report **(1:59:01)**

- d. **Request for Board Approval of LS Curriculum (01:59:55)**
 - 1. Highlands College of Montana Tech (continued from August 4 meeting)
- e. **Examination Development (3:59:20)**
- f. **Correspondence**
 - 1. Letter from Seth Jelen re: CE requirements and timeframe **(02:07:24)**
 - 2. Letter from former Board member Casey Johnston **(2:15:28)**
- g. **Rulemaking (2:16:34)**
 - 1. Update on MAR 24-18-42
- h. **Scheduling of Next Meeting (2:17:55)**
 - 1. February 9, 2017
- i. **Approval of Travel (2:21:05)**

7. Board or National Committee Reports

- a. Curriculum Committee **(2:22:27)**
- b. Rules Committee **(2:22:33)**
- c. NCEES Reports **(2:23:21)**
- d. Report from NCEES Annual Meeting—Tom Pankratz, Roger Wagner, Ian Marquand **(2:25:05)**

Motion (02:38:12): Mr. David Elias moved to form a Western Zone Planning Committee consisting of Mr. Ian Marquand, Mr. Tom Pankratz, Mr. Ray Gross and Mr. Roger Wagner. Mr. Ray Gross seconded. The motion carried unanimously.

8. Executive Officer Report (3:01:22)

- a. Budget Report
- b. Applications/Licenses/Renewals

9. Legal Report (3:06:44, 3:17:09, and 3:34:51)

10. Election of Board Officers (3:08:15)

- a. Presiding Officer
- b. Vice-Presiding Officer
- c. Secretary

Motion (3:10:17): Mr. David Elias moved to nominate Mr. Byron Stahly for Presiding Officer. Mr. Byron Stahly accepted the nomination.

Motion (3:10:31): Mr. Ron Drake moved to close to nominations for Presiding Officer and Mr. Byron Stahly is Presiding Officer by affirmation. Mr. David Elias seconded. The motion carried unanimously.

Motion (3:11:27): Mr. Hal Jacobson moved to nominate Mr. Ron Drake for Vice- Presiding Officer. Mr. Ron Drake accepted the nomination. Mr. Wally Gladstone seconded. The motion carried unanimously.

Motion (3:12:16): Mr. Wally Gladstone moved to nominate Mr. Tom Pankratz Secretary. Mr. Tom Pankratz accepted the nomination. Mr. David Elias seconded. The motion carried unanimously.

11. Adjourn (4:04:34)

The meeting adjourned at 2:19 p.m.