

The State Board of Registration for Professional Engineers and Land Surveyors met on Tuesday, May 8, 2012, in Conference Room 104 at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia.

The following Board members were present:

Elmo A. Richardson, Jr., PE/LS Chairman
Michael S. Fletcher, PE, Vice-Chairman
James W. Butler, LS
Brian K. Upson, PE
Daniel Bennett, PE
William Womack, PE
Mark E. Chastain, LS
George Howroyd, PE

Board members absent:

Matthew W. Baker, Consumer Member

Staff present:

Darren Mickler, Executive Director
Swan LeGrand-Fleming, Board Support Specialist
Julie Busbee, Licensure Supervisor
Annette Wimberly, Complaint Compliance Analyst

Attorney General Representative:

Amelia Baker, Senior Assistant Attorney General

Call to Order

At 9:30 a.m., Chairman Richardson established that a quorum was present and called the meeting to order.

Adopt Agenda

Chairman Richardson asked members for any additions or deletions to the proposed agenda. Mr. Chastain moved to adopt the agenda. Mr. Womack seconded. The motion carried unanimously.

Approval of Minutes

Chairman Richardson presented a draft of the March 13, 2012, minutes and asked for any additions or deletions. Mr. Womack moved to approve the minutes as presented. Mr. Fletcher seconded. The motion carried unanimously.

Professional Societies and Guests

None.

Executive Director Report

Mr. Mickler presented the Funded Delegate Notification for the 2012 NCEES Annual Meeting on August 22-25, 2012 in St. Louis. Chairman Richardson encouraged the Board members who have not attended to attend the conference.

Old Business

The Board discussed the electronic sealing of documents.

New Business

The Board received correspondence from Timothy C. Grizzard, P.E., regarding clarification on design work. The Board made a recommendation to refer to the Secretary of State's Investigative Services.

Mr. Fletcher discussed highlights from the NCEES Southern Zone Meeting in Huntsville, Alabama.

Executive Session

At 10:09 a.m., Mr. Bennett moved to enter into Executive Session, in accordance with O.C.G.A. 43-1-2(k) and 43-1-19(h) to deliberate on applications and investigative matters and to receive an investigative report. Mr. Womack seconded. Voting in favor of the motion were those members present who included Board Members Chairman Elmo Richardson, Michael Fletcher, James Butler, Danny Bennett, Bill Womack, Mark Chastain, George Howroyd, and Brian Upson.

At 10:58 a.m., open session was declared with the following Board Members present – Chairman Elmo Richardson, Michael Fletcher, James Butler, Danny Bennett, Bill Womack, George Howroyd, Mark Chastain, and Brian Upson.

Licenses Issued Since Last Meeting

Members reviewed the list of licenses issued from March 13, 2012 – May 7, 2012. Mr. Bennett moved to ratify the list as presented. Mr. Womack seconded, and the motion carried unanimously.

Reinstatements:

Mr. Upson moved to approve the following reinstatements of licensure upon payment of a \$1,000 reinstatement fee. Mr. Womack seconded. The motion carried. The approved list is as follows:

William Casciola, PE023219
Francisco Garcia, PE025594

George Gibson, PE028492
Ronald Jackson, PE013584
Daniel Lahey, PE019158
William O'Neal, PE023580

Investigations and Complaints:

Mr. Bennett moved to adopt the following recommendations regarding complaint cases considered by the Board during the Executive Session:

PELS120017 - The Board made a recommendation to refer this case to the Attorney General's Office for a Cease and Desist Hearing.

PELS120047 - The Board made a recommendation to table this case.

Michael Carpenter, Atlanta - The Board made a recommendation to terminate probation status.

PELS120029 - The Board made a recommendation to close with no action due to the matter is a contractual matter.

PELS110016 - The Board made a recommendation as to Respondent 1 to refer to the Attorney General's Office for a Cease and Desist Hearing and as to Respondent 2 to close with a letter of concern.

PELS120048 - The Board made a recommendation to close with no action.

PELS120034 - This case involves allegations of improper use of seal. The Board made a recommendation to refer to the Attorney General's Office for a consent order placing the license on probation an additional 24 months and assessing a \$1,000.00 fine.

PELS120032 – The Board made a recommendation to close with a letter of concern.

PELS080091 - The Board made a recommendation to close with a letter of concern.

PELS120022 - The Board made a recommendation to refer to the Attorney General's Office for a consent order and assessing a \$500.00 fine for violation of 180-7-.02.

Mr. Womack seconded. Motion carried.

Legal Services:

No report.

Assistant Attorney General Report:

Amelia Baker advised the Board of the changes to Georgia's Open Records and Open Meetings Act.

Mr. Bennett moved to adopt the recommendations of the report of the Senior Assistant Attorney General.

PELS120034 – The Board made a recommendation to close with a letter of concern.

PELS120027 – The Board made a recommendation to schedule an Investigative Interview with the Cognizant for the August meeting.

PELS120005 – The Board made a recommendation to accept the private consent order assessing a \$500.00 fine for violation of Board Rule 180-7-.07(d) and to close this case.

Mr. Upson seconded. Motion carried.

With no other business to discuss, Mr. Bennett moved to adjourn. Mr. Fletcher seconded. The meeting adjourned at 11:10 a.m.

Elmo Richardson, Board Chairman

Darren Mickler, Executive Director

These minutes were adopted at the Tuesday, August 14, 2012 meeting. The next scheduled meeting is Tuesday, September 18, 2012.