

MINUTES OF THE BOARD FOR PROFESSIONAL ENGINEERS, LAND SURVEYORS, AND GEOLOGISTS

Monday, May 13, 2019, beginning at 1:00 p.m.

Board for Professional Engineers, Land Surveyors, and Geologists
2535 Capitol Oaks Drive
3rd Floor Conference Room
Sacramento, CA 95833

Glenn County Public Works
777 N. Colusa Street
Willows, CA 95988

Elihu Harris Building
1515 Clay Street, Room 14
Oakland, CA 94612-1499

Los Angeles City Hall
200 N Spring Street, Room 1050
Los Angeles, CA 90012

City of Seaside
440 Harcourt Avenue, Conference Room
Seaside, CA 93955

Rick Engineering Company
1770 Iowa Avenue, Suite 100
Riverside, CA 92507

CalTrans District 11
4050 Taylor Street
Breakout Room 1-127
San Diego, CA 92110

Board Members Present: Mohammad Qureshi, President; Fel Amistad, Vice President; Duane Friel; Andrew Hamilton; Kathy Jones Irish; Eric Johnson; Coby King; Asha Lang; Betsy Mathieson; Frank Ruffino; Robert Stockton; and Steve Wilson

Board Members Absent: Natalie Alavi; Alireza Asgari; Jerry Silva

Board Staff Present: Ric Moore (Executive Officer); Nancy Eissler (Assistant Executive Officer); Tiffany Criswell (Enforcement Manager); Celina Calderone (Board Liaison); Jeff Alameida (Administrative Manager); and Reza Pejuhesh (Legal Counsel)

I. Roll Call to Establish a Quorum

President Qureshi called the meeting to order at 1:01 p.m., and a quorum was established.

II. Public Comment for Items Not on the Agenda

During public comment, Jennifer Horn representing ACEC, introduced herself.

III. Consideration of Rulemaking Proposal

- A. Approval of Rulemaking Proposal to Amend Title 16, California Code of Regulations sections 407 and 3005 (Fees); to Amend Title 16, California Code of Regulations section 410 (Certificates); and to Adopt to Title 16, California Code of Regulations section 3010 (Certificates)

Ms. Eissler reminded the Board that it had approved this regulatory proposal, including the specific fees, at the November 2018 meeting, and that the presentation at that meeting included the supporting documentation for the specific fees proposed. She explained that the Board needs to approve the actual proposed language in order to begin the pre-notice review process.

MOTION: It was moved by Mr. King and seconded by Mr. Wilson that the Board approve the proposed language to amend Title 16, California Code of Regulations sections 407, 410, and 3005 and to adopt Title 16, California Code of Regulations section 3010. The Board further directs staff to begin the pre-notice review process and the official rulemaking process with the understanding that, if there are any substantive changes to the language during the pre-notice review process, it will then be returned to the Board for consideration and approval prior to beginning the official rulemaking process. In approving the proposed language, and the overall regulatory proposals, the Board acknowledges the policy considerations expressed in this proposal and that it anticipates the standardized fee structure proposed will foster an affordable path to licensure, align fees with the full cost of operational services, and set fees to facilitate the effective administration of the Board while meeting the needs of the public, applicants, and licensees.

VOTE: 11-0, Motion Carried.

AYE: Members Mohammad Qureshi, Fel Amistad, Duane Friel, Andrew Hamilton, Kathy Jones Irish, Eric Johnson, Coby King, Betsy Mathieson, Frank Ruffino, Robert Stockton, and Steve Wilson voted in favor of the motion.

IV. Discussion of Legislation for 2019

AB 544 Professions and vocations: inactive license fees and accrued and unpaid renewal fees.

MOTION: It was moved by Mr. Ruffino and seconded by Ms. Irish that the Board oppose AB 544, as amended March 21, 2019.

VOTE: 11-0, Motion Carried.

AYE: Members Mohammad Qureshi, Fel Amistad, Duane Friel, Andrew Hamilton, Kathy Jones Irish, Eric Johnson, Coby King, Betsy Mathieson, Frank Ruffino, Robert Stockton, and Steve Wilson voted in favor of the motion.

AB 1522 Board for Professional Engineers, Land Surveyors, and Geologists
No action necessary at this time.

SB 53 Open meetings.
No action necessary at this time.

SB 339 Land surveyors.

MOTION: It was moved by Vice-President Amistad and seconded by Mr. Johnson to support SB 339, as amended April 29, 2019, and to direct staff to request that similar provisions be added to the Professional Engineers Act and the Geologist and Geophysicist Act.

VOTE: 11-0, Motion Carried.

AYE: Members Mohammad Qureshi, Fel Amistad, Duane Friel, Andrew Hamilton, Kathy Jones Irish, Eric Johnson, Coby King, Betsy Mathieson, Frank Ruffino, Robert Stockton, and Steve Wilson voted in favor of the motion.

SB 556 Professional land surveyors and engineers.

Mr. Friel recused himself and left room during the discussion of this item.

MOTION: It was moved by Ms. Mathieson and seconded by Mr. Wilson to oppose SB 556, as amended April 29, 2019.

VOTE: 9-0-1, Motion Carried.

AYE: Members Mohammad Qureshi, Fel Amistad, Andrew Hamilton, Kathy Jones Irish, Eric Johnson, Coby King, Betsy Mathieson, Robert Stockton, and Steve Wilson voted in favor of the motion.

ABSTENTIONS: Frank Ruffino

RECUSALS: Duane Friel

V. Approval of Board Meeting Minutes

A. Approval of Amendments to the Minutes of the November 1, 2018, Board Meeting

Ms. Lang arrived at 1:31 p.m.

MOTION: It was moved by Mr. Wilson and seconded by Vice-President Amistad to approve the November 1, 2018, minutes as amended.

VOTE: 6-0-6

AYE: Members Mohammad Qureshi, Fel Amistad, Eric Johnson, Coby King, Betsy Mathieson, and Steve Wilson voted in favor of the motion.

ABSTENTIONS: Duane Friel, Andrew Hamilton, Kathy Jones Irish, Asha Lang, Frank Ruffino, and Robert Stockton

VI. Closed Session – The Board met in Closed Session to discuss:

- A. Personnel Matters [Pursuant to Government Code sections 11126(a) and (b)]
1. Executive Officer Performance Evaluation

VII. Adjourn

The meeting adjourned at 1:53 p.m.

PUBLIC PRESENT

Bob DeWitt, ACEC

Jennifer Horn, ACEC