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COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

**F I N A L M I N U T E S**

MEETING OF:

**STATE REGISTRATION BOARD FOR PROFESSIONAL  
ENGINEERS, LAND SURVEYORS AND GEOLOGISTS**

TIME: 9:31 A.M.

PENNSYLVANIA DEPARTMENT OF STATE  
Board Room C  
One Penn Center  
2601 North Third Street  
Harrisburg, Pennsylvania 17110

May 10, 2017

1                   State Registration Board for Professional  
2                   Engineers, Land Surveyors and Geologists  
3                                   May 10, 2017  
4

5 BOARD MEMBERS:  
6

7 Michael F. Brinkash, PLS  
8 Ian Harlow, Commissioner of Professional and  
9       Occupational Affairs  
10 Elizabeth A. Catania, PE, Vice President  
11 Robert E. Garlitz, PLS  
12 Thomas D. Gillespie, PG - Absent  
13 Ronald Jumper, Jr., Public Member  
14 Robert Kudlawiec, PE  
15 David Pennoni, PE  
16 Carol Sides, Public Member - Absent  
17 Francis J. Stanton, Jr., PE  
18 James J. Szalankiewicz, PE, PLS  
19 Theodore Tesler, PG, President  
20  
21

22 BUREAU PERSONNEL:  
23

24 Juan Ruiz, Esquire, Board Counsel  
25 Mark Zogby, Esquire, Board Prosecutor  
26 Robert Armour, Esquire, Board Prosecutor  
27 Robin Shearer, Board Administrator  
28

29 ALSO PRESENT:  
30

31 John G. Fuehrer II, Chair, Education Committee, PSLS  
32 Ted Mowatt, PSLS  
33 John Wanner, Wanner Associates  
34 Linan Sun, Pearson VUE - (Via Telephone)  
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1 \*\*\*

2 State Registration Board for Professional  
3 Engineers, Land Surveyors and Geologists

4 May 10, 2017

5 \*\*\*

6 The regularly scheduled meeting of the State  
7 Registration Board for Professional Engineers, Land  
8 Surveyors and Geologists was held on Wednesday, May  
9 10, 2017. Theodore Tesler, PG, President, called the  
10 meeting to order at 9:31 a.m. Roll call was taken.

11 \*\*\*

12 [President Tesler asked new members of the Board,  
13 Francis J. Stanton, Jr., PE, Robert Kudlawiec, PE, and  
14 Ronald Jumper, Jr., Public Member, to identify  
15 themselves and provide a brief summary of their  
16 professional background.]

17 \*\*\*

18 [Robin Shearer, Board Administrator, introduced the  
19 Engineer Board staff members.]

20 \*\*\*

21 Approval of Minutes of the March 8, 2017 meeting

22 PRESIDENT TESLER:

23 At this time, I'd like to call for  
24 approval of the minutes. I'm bringing  
25 the minutes of the last meeting to the

1 floor for motion and discussion.

2 MS. CATANIA:

3 So moved.

4 MR. BRINKASH:

5 Second.

6 PRESIDENT TESLER:

7 We have a motion and a second. Do we  
8 have any matters of discussion on the  
9 minutes?

10 [The Board discussed corrections to the Minutes.]

11 PRESIDENT TESLER:

12 The Chair will obtain a motion to  
13 approve the amended minutes.

14 MR. SZALANKIEWICZ:

15 Motion.

16 MR. BRINKASH:

17 Second.

18 PRESIDENT TESLER:

19 Motion has been made and seconded. Any  
20 further discussion? All those in favor  
21 of approving the minutes, say aye. Any  
22 dissent?

23 [The motion carried. Robert E. Garlitz, PLS,  
24 abstained from voting on the motion.

25

\*\*\*

1 Acknowledge Public

2 [President Tesler asked members of the public to  
3 identify themselves and state their business before  
4 the Board.]

5 \*\*\*

6 [John Wanner, Wanner Associates, was present on behalf  
7 of PSPE and PSLs. Mr. Wanner discussed House Bill  
8 1106.]

9 \*\*\*

10 [John Fuehrer, PSLs, informed the Board of an  
11 objection to some of the language in the Bill. He  
12 also discussed concerns with the state portion of the  
13 surveyors' exam as well as accreditation  
14 requirements.]

15 \*\*\*

16 [Ted Mowatt, Wanner Associates, was also present on  
17 behalf of PSLs and PSPE.]

18 \*\*\*

19 Report of Board President

20 [Theodore Tesler, PG, Board President, reported on  
21 attending the ASBOG Spring COE Conference in  
22 Flagstaff, Arizona, where he reviewed the exam and  
23 provided feedback. He also attended the Northeast  
24 Zone meeting.]

25 \*\*\*

1 Report of Board Members - No Report

2 \*\*\*

3 Report of Commissioner

4 [Ian Harlow, Commissioner, addressed the Board  
5 regarding the one remaining vacancy on the Board. He  
6 also discussed the budget as well as infrastructure  
7 necessities. Commissioner Harlow recognized the hard  
8 work of the Board staff members.]

9 \*\*\*

10 Report of Board Administrator

11 [Robin R. Shearer, Board Administrator, discussed the  
12 state-specific land surveyor exam scheduled for June  
13 5, 2017. The Board reviewed cut-scores and the  
14 composition of a test to be discussed further by the  
15 Board during Executive Session.]

16 \*\*\*

17 [Ian Harlow, Commissioner, exited the meeting at 9:58  
18 a.m. and reentered at 10:00 a.m.]

19 \*\*\*

20 [Juan Ruiz, Esquire, placed a telephone call to Ms.  
21 Linan Sun, Pearson VUE, who answered the Board's  
22 questions regarding cut-scores pertaining to the  
23 Pennsylvania Specific Land Surveyor Examination.]

24 \*\*\*

25 Report of Board Prosecution Division

1 [Mark R. Zogby, Esquire, Board Prosecutor, presented  
2 the Consent Agreement for File No. 15-47-12711, Docket  
3 No. 0499-47-17 and File No. 15-47-07845, Docket No.  
4 0484-47-17. Mr. Zogby answered questions from the  
5 Board.]

6 \*\*\*

7 Report of Board Counsel

8 [Juan Ruiz, Esquire, Board Counsel, reported on an  
9 application for re-review to be discussed during  
10 Executive Session. He noted a hearing scheduled for  
11 10:30 a.m.]

12 Mr. Ruiz stated the proposed adjudication of  
13 Christian D. Hunsberger, File No. 12-47-10555, Docket  
14 No. 12-47-10555, on the agenda would not be discussed.

15 Mr. Ruiz also discussed the reintroduction of  
16 House Bill 1106.]

17 \*\*\*

18 [It was noted a formal hearing scheduled for 10:30  
19 a.m. In The Matter of the Application of Lucas  
20 Wessner, was not held as the Applicant was not  
21 present.]

22 \*\*\*

23 [The Commission recessed from 10:36 a.m. until 10:52  
24 a.m.]

25 \*\*\*

1 [Pursuant to Section 708(a)(5) of the Sunshine Act, at  
2 10:53 a.m. the Board entered into Executive Session  
3 with Juan Ruiz, Esquire, Board Counsel, for the  
4 purpose of conducting quasi-judicial deliberations and  
5 attorney/client consultations. The Board returned to  
6 open session at 12:12 p.m.]

7 \*\*\*

8 {Ian Harlow, Commissioner, exited the meeting during  
9 Executive Session and did not return.]

10 \*\*\*

11 MOTIONS

12 MR. RUIZ:

13 The Board was just in Executive Session  
14 conducting quasi-judicial deliberations  
15 on a number of matters currently pending  
16 before the Board.

17 Is there a motion to approve the cut-  
18 score for the state-specific land  
19 surveyor examination to 19?

20 MR. PENNONI:

21 I'll make a motion to approve the cut-  
22 score at 19 for the state-specific land  
23 surveyor exam.

24 MR. GARLITZ:

25 Second.







1 PRESIDENT TRESLER:

2                   We have a motion and a second. Any  
3                   further discussion? All those in favor,  
4                   say aye? Any dissent?

5 [The motion carried unanimously.]

6   \*\*\*

7 Report of Regulatory Counsel - No Report

8   \*\*\*

9 Miscellaneous

10 [Theodore Tesler, PG, President, referred Board  
11 members to the Recusal and Abstention Guidance and  
12 Sunshine Act Regulations for discussion.

13           President Tesler noted ethics correspondence that  
14 was received as well as correspondence from NSBE,  
15 which included a matrix.]

16   \*\*\*

17 [Ronald Jumper, Jr., Public Member, exited the meeting  
18 at 12:26 p.m. and reentered at 12:28 p.m.]

19   \*\*\*

20 [President Tesler provided the results of the  
21 Northeast Zone meeting votes. There was discussion  
22 regarding the possibility of conducting a Super Zone  
23 meeting in 2020, the 100th Anniversary of the NCEES.]

24 PRESIDENT TESLER:

25                   Can I have a motion to send delegates to

1 NCEES Annual Meeting?

2 MS. CATANIA:

3 I'll make the motion to send the six  
4 delegates to the annual meeting in  
5 Miami, Florida, at the end of August,  
6 three of which will be first-timers.  
7 All of the attendees will be funded by  
8 NCEES.

9 MR. SZALANKIEWICZ:

10 I'll second.

11 PRESIDENT TESLER:

12 I have a motion and a second. Any  
13 further discussion? All in favor, say  
14 aye. Any dissent?

15 [The motion carried unanimously.]

16 \*\*\*

17 Adjournment

18 PRESIDENT TESLER:

19 Do we have a motion to adjourn?

20 MR. GARLITZ:

21 So moved.

22 MR. SZALANKIEWICZ:

23 Second.

24 [Meeting adjourned at 12:35 p.m.]

25 \*\*\*

1 {The next meeting date was noted as July 12, 2017.]

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CERTIFICATE

6

7 I hereby certify that the foregoing summary  
8 minutes of the State Registration Board for  
9 Professional Engineers, Land Surveyors and Geologists  
10 meeting, was reduced to writing by me or under my  
11 supervision, and that the minutes accurately summarize  
12 the substance of the State Registration Board for  
13 Professional Engineers, Land Surveyors and Geologists  
14 meeting.

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16

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19

Amy L. Warehime

20

Minute Clerk

21

Sargent's Court Reporting

22

Service, Inc.

23

24

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1 STATE REGISTRATION BOARD FOR PROFESSIONAL  
2 ENGINEERS, LAND SURVEYORS AND GEOLOGISTS  
3 REFERENCE INDEX  
4 May 10, 2017  
5

6 TIME	7 AGENDA
8 9:31	9 Official Call to Order/Roll Call
10 9:37	11 Approval of Minutes
12 9:42	13 Acknowledge Public
14 9:47	15 Report of Board President
16 9:48	17 Report of Commissioner
18 9:51	19 Report of Board Administrator
20 10:14	21 Report of Board Prosecution Division
22 10:20	23 Report of Board Counsel
24 10:36	25 Recess
25 10:53	26 Executive Session
26 12:12	27 Return to Open Session
28 12:17	29 Motions
30 12:20	31 Miscellaneous
32 12:35	33 Adjournment
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