

**Agenda for
The Florida Board of Professional Engineers
June 5, 2019 beginning at 1:00 p.m. or soon thereafter and
June 6, 2019 beginning at 8:30 a.m., or soon thereafter
The Plaza Resort & Spa
Daytona Beach Shores, Florida**

**Part I – Wednesday, June 5, 2019
(June 2019 FBPE Business Book)**

- A. Call to Order, Invocation, and Pledge of Allegiance to the Flag
- B. Roll Call, Determination of Quorum, and Address Absences.
- C. Introduction of guests and announcements as to presentations at a time certain
- D. FBPE Mission and Scope
 - #1. FBPE’s Mission: To protect the health and safety of the public by properly regulating the practice of engineering within the State of Florida.
 - #2. FBPE’s Scope: To meet its statutory obligation and exercise its legislative authority by reviewing and approving engineering applications; managing, updating and enforcing the rules that govern the practice of engineering and to guard against the unlicensed practice of engineering within the State of Florida.
- E. Approval of the Agenda
- F. Approval of Consent Agenda
(Items denoted with an asterisk are included in the Consent Agenda*)
 - #1. Minutes from March 19, 2019 FBPE Rules Committee Conference Call Meeting*
(Exhibit F#1)
 - #2. Minutes from the March 20, 2019 FBPE Fire Protection Rules Committee Conference Call Meeting*
(Exhibit F#2)
 - #3. Minutes from the April 10-11, 2019 FBPE Board Meeting*
(Exhibit F#3)

- #4. Minutes from May 7, 2019 FBPE Probable Cause Panel Meeting*
(Exhibit F#4)
- #5. Minutes from May 7, 2019 FBPE Fire Protection Rules Committee Conference Call*
(Exhibit F#5)
- #6. Minutes from May 20, 2019 FBPE Ratification Conference Call*
(Exhibit F#6)
- #7. Application for Retired Status*
(Exhibit F#7)

G. Committee Reports

- #1. Probable Cause Panel **(Next Meeting: July 17, 2018 at 8:30am)**
(Robert Matthews, P.E., Chair; Dylan Albergo, P.E.; Scott Drury, P.E.) (Alternate Current Board Member: P.J. Shah, P.E.; Alternate Past Board Member: Richard Wohlfarth, P.E.)
 - (a) Committee Chair's Report.
- #2. Applications Review – Experience Committee **(Next Meeting: July 17, 2019 at 1pm via conference call)**
(PJ Shah, P.,E., Chair; Dylan Albergo, P.E.; Scott Drury, P.E.; Kevin Fleming, P.E.; Kenneth Todd, P.E.; Babu Varghese, P.E., S.I.,)
 - (a) Committee Chair's Report.
- #3. Applications Review – Education Committee **(Next Meeting: July 17, 2019 at 3pm via conference call)**
(Babu Varghese, P.E., S.I., Chair; Scott Drury, P.E.; PJ Shah, P.,E.; Kenneth Todd, P.E.) (Alternate Members: Vivian Boza, Public Member)
 - (a) Committee Chair's Report.
- #4. Rules Committee **(Next Meeting: August 7, 2019 at 8:30am in conjunction with the August board meeting and via conference call)**
(Dylan Albergo, P.E., Chair; Kevin Fleming, P.E.,)
 - (a) Committee Chair's Report.
- #5. Fire Protection Rules Committee **(Next Meeting: TBD)**
(Scott Drury, P.E., Chair; Kevin Fleming, P.E.; Babu Varghese, P.E., S.I.)

(Public Advisors to the committee: Steve Kowkabany, P.E.; Warren Hahn, P.E.; Bruce Tumin, P.E.; Karl Thompson; Clay Whitfield)

(a) Committee Chair's Report

#6. Mechanical Rules Committee **(Next Meeting: TBD)**

(Scott Drury, P.E., Chair; Kevin Fleming, P.E.)

#7. Joint FBPE-FEMC Committee **(Next Meeting: TBD)**

(FBPE Board Members: Kevin Fleming, P.E.; Dylan Albergo, P.E.)

(FEMC Board Members: Barney Bishop, Committee Chair, Public Member; John Stewart, Public Member)

#8. Certificate of Authorization Committee **(Next Meeting: TBD)**

(Kenneth Todd, P.E., PJ Shah, P.E.)

(Public Advisors to the committee: Andrew Lovenstein, P.E.; Charlie Geer, P.E.)

H. NCEES

(Kenneth Todd, P.E., FBPE Liaison)

#1. 2019 NCEES Annual Meeting Information

(Exhibit H#1)

I. Advisory Attorney's Report

#1. Rules Report

(Exhibit I#1)

#2. Public Hearing on Rule 61G15-32.002 – Definitions

(Exhibit I#2)

J. Executive Director's Report

#1. Report on April Exam Sites

(Exhibit J#1)

#2. Legislative Update (report on HB 827)

(Exhibit J#2)

#3. 2019 FBPE/FEMC Meeting Calendar

(Exhibit J#3)



#4. Proposed 2020 FBPE/FEMC Meeting Calendar
(Exhibit J#4)

K. Chief Prosecutor's Report

#1. 300 day report
(Exhibit K#1)

#2. Profile of legal cases by year
(a) Cases open for 1 year plus
(Exhibit K#2a)

(b) Total open cases by year
(Exhibit K#2b)

#3. Non-Compliance Report
(Exhibit K#3)

#4. Open case report
(Exhibit K#4)

L. Engineering Association and Society Reports

#1. FSEA

#2. FES

#3. IEEE



M. Chair's Report

N. Action Items from Previous Board Meetings

#1. Email from Mr. Jeffery Buckholz, P.E. – Re: "Peer Review" of another engineer's work

#2. Email from Mr. Slovak, P.E. – Re: - Digital Signatures

#3. Letter from Mr. Hertz, P.E., Retired, - Re: Coming back from Retired Status

O. Correspondence to the Board

#1. Email from PE about FDOT Project Control as it relates to signing and sealing project control sheets
(Exhibit O#1)

#2. Follow-up on Complaint about CE Provider Course
(Exhibit O#2)

P. Public Forum

Q. Community Involvement

Part II
Informal Hearing Agenda
(Thursday, June 6, 2019)
(June 2019 FBPE Licensure Book)

Review of FBPE Mission and Scope:

FBPE's Mission: To protect the health and safety of the public by properly regulating the practice of engineering within the State of Florida.

FBPE's Scope: To meet its statutory obligation and exercise its legislative authority by reviewing and approving engineering applications; managing, updating and enforcing the rules that govern the practice of engineering and to guard against the unlicensed practice of engineering within the State of Florida.

Description of Educational Committee Process by Babu Varghese, P.E.

R. Ratification of Actions from Application Review, June 5, 2019

S. Informal Hearing on Denial of Application for Licensure by Endorsement

#1. Martin Cardiff
(Exhibit S#1)

T. Continuation of Informal Hearing on Denial of Application for Special Inspector

#1. Guillermo Chacon
(Exhibit T#1)

U. Hearing on Denial of Application for Special Inspector and review request for formal hearing/referral to DOAH

#1. James Emory
(Exhibit U#1)

V. Hearing on Petition on Wavier and Variance of Rule 61G15-20.002 (1)(b)(2) and take action on application

#1. Kenneth Ward
(Exhibit V#1)

W. Hearing on Petition on Wavier and Variance of Rule 61G15-20.007 (1) (a) and review request for formal hearing/referral to DOAH

#1. Doru Botic
(Exhibit W#1)

X. Hearing on Petition on Wavier and Variance of Rule 61G15-20.0015(4) and Rule 61G15-20.002(2) and take action on application

#1. Tim Sass
(Exhibit X#1)

Part III
Disciplinary Hearings
(Thursday, June 6, 2019)
(June 2019 FBPE Disciplinary Book)

Description of Disciplinary Process by Kenneth Todd, P.E.

Y. Settlement Stipulation

#1. Haug, Robert T., P.E.
P.E. Number: 24575
FEMC Case Number: 2017003149
Probable Cause Panel Date: March 14, 2017
Probable Cause Panel: Fleming, Bracken, & Matthews
Probable Cause Panel Date: July 18, 2018
Probable Cause Panel: Matthews, Drury & Albergo

Z. Default

#2. Cashwell, Justin, P.E.
P.E. Number: 76312
FEMC Case Number: 2017058696
Probable Cause Panel Date: May 7, 2018
Probable Cause Panel: Fleming, Bracken, & Matthews
Probable Cause Panel Date: January 16, 2019

Probable Cause Panel: Matthews, Drury & Albergo

#3. Cole, Sam, P.E.

P.E. Number: 49262

FEMC Case Number: 2018000206

Probable Cause Panel Date: March 13, 2019

Probable Cause Panel: Matthews, Drury & Albergo

AA. Board Appearance required by Final Order

#4. Griffin, John - Suspended

P.E. Number: 38647

FEMC Case Number: 2018006082

Probable Cause Panel Date: May 7, 2018

Probable Cause Panel: Fleming, Bracken, & Matthews

BB. Old Business

CC. New Business

DD. Adjourn

Next Board Meeting: August 7-8, 2019

The Shores Resort & Spa

2637 S. Atlantic Ave.

Daytona Beach Shores, FL

FBPE

FLORIDA BOARD OF
PROFESSIONAL ENGINEERS