

Meeting Minutes

**SPECIAL MEETING OF THE NEW MEXICO BOARD OF
LICENSURE OF PROFESSIONAL ENGINEERS AND
PROFESSIONAL SURVEYORS held at
9:00 a.m., Monday, April 29, 2024,
Virtual**

Members Present- Robert Gromatzky, PS
Emilie Dohleman, PE, Vice Chair
Stephen Ney, PE, Secretary
John Wayne, PS, Committee Chair
Elizabeth McNally, PE
Benjamin Aragon, PS
Dr. Ahmed Elaksher, PEPS
Karl Tonander, PE

Members Absent- Karen Nichols, Public Member
Maxine McReynolds, Esq., Public Member, Vice Chair

Others Present- Perry Valdez, BLPEPS, Executive Director
Crystal Bustamante, BLPEPS, Budget/Finance Manager, CPO
Miranda Gonzales, BLPEPS, Administrative Manager

1. Convene, Roll Call and Introduction of Audience

Mr. Valdez read the meeting script regarding the virtual meeting protocols. Mr. Gromatzky convened the meeting at 9:01 a.m. Roll call was taken, and a quorum was noted. Audience introductions were made at this time.

2. Meeting Notification

Mr. Valdez informed the Board the meeting was noticed on the Board's website and at the Board Office.

3. Approval of Agenda

MOTION by Ms. Dohleman to approve the agenda as presented, **SECONDED** by Dr. Elaksher,

Roll Call Vote:

Voting 'Aye': Mr. Gromatzky, Ms. Dohleman, Mr. Ney, Ms. McNally, Mr. Wayne, Mr. Aragon, Dr. Elaksher, Mr. Tonander

The motion **PASSED unanimously.**

4. Public Comment/Correspondence

Mr. Valdez informed the Committee that there was no public comment or correspondence.

5. Old Business

a. **FY25 Funding for the Purchasing of a New Licensing System**

Mr. Valdez informed the Board this item was placed on the agenda for the additional funding for FY25 of the licensing system.

Ms. Bustamante stated that the licensing system project was originally scheduled to be completed by June 2024. The Board staff did not anticipate that FY25 funds would be needed to purchase the project. Since there were lengthy negotiations with the implementation contractor the project has been pushed back to a completion date of December 2024. Ms. Bustamante stated that the FY25 contractual budget was \$296,500 and that there is already \$279,505 obligated in FY25 contracts. She informed the Board that the total contract budget needed for FY25 is \$678,319.44. She is requesting that the Board vote for the transfer of the additional \$382,000 funds from the fund balance into the operating budget.

Mr. Gromatzky asked if this funding is from FY24, and if we are bringing it into FY25.

Mr. Valdez informed the Board that the funds from FY24 will revert to the fund balance. The Board will do a BAR transfer in FY25, and it will be what was reverted to the fund balance in FY24.

Mr. Aragon asked if we do the BAR, what would that leave us in our fund balance?

Ms. Bustamante stated that it would be an excess of a million dollars.

MOTION by Mr. Tonander to approve to make the transfer as requested by staff, **SECONDED** by Mr. Aragon,

Roll Call Vote:

Voting 'Aye': Mr. Gromatzky, Ms. Dohleman, Mr. Ney, Ms. McNally, Mr. Wayne, Mr. Aragon, Dr. Elaksher, Mr. Tonander

The motion **PASSED unanimously**.

6. New Business

a. **University Support Criteria**

Mr. Gromatzky asked the Board if the University Support funds could be used to purchase software that is integral to the use of new or existing equipment or surveying software in general.

Mr. Aragon stated that he believes the University Support funds could be considered since the equipment does need software and regular updates. He believes that the equipment that is purchased needs the required software, such as TBC that would be used to run the Trimble equipment.

Mr. Gromatzky questioned what exactly does the Practice Act say, does it limit to only the purchase of equipment?

Mr. Ney stated that it is the purchasing of a hardware system. A hardware system consists of all elements needed to run that hardware.

Dr. Elaksher informed the Board that when they buy the equipment the presumption is that the software comes with it. However, sometimes the software purchase will be completely separated from the equipment.

Mr. Gromatzky wanted to clarify what the funding would allow and after reviewing the Practice Act it looks like it is incidental to the use of the equipment.

7. **Next Scheduled Meeting Date:** June 6, 2024 – Santa Fe/Virtual

8. **Adjourn**

The meeting adjourned at 9:15 a.m.

Submitted by:

s/Miranda Gonzales

Miranda Gonzales, Administrative Manager

Approved by:

s/Robert Gromatzky

Robert Gromatzky, Board Chair

June 7, 2024 **Approved Date**