

Members Present- Karen Nichols, Public Member, Committee Chair
Elizabeth McNally, PE, Vice Chair
Emilie Dohleman, PE
Stephen Ney, PE
Dr. Ahmed Elaksher, PE/PS
Karl Tonander, PE

Others Present- Perry Valdez, BLPEPS, Executive Director
Miranda Gonzales, BLPEPS, Administrative Manager
Jessie James, BLPEPS, Compliance Officer
Marlene Segura, BLPEPS, Licensing Administrator
Kristin Hovie, NM DOJ, AAG, Legal Counsel
Joe Barela, PE, Board Investigator

1. Convene, Roll Call and Introduction of Audience

Mr. Valdez read the meeting script regarding the virtual meeting protocols. Ms. Nichols convened the meeting at 9:06 a.m. Roll call was taken, and a quorum was noted. There was no audience in attendance.

2. Meeting Notification

Mr. Valdez informed the Committee 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 Mr. Tonander,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Ms. Dohleman, Mr. Ney, Dr. Elaksher, Mr. Tonander

The motion **PASSED unanimously.**

4. Public Comment/Correspondence

Mr. Valdez reported that there was no public comment nor correspondence at this time.

5. Old Business

a. Election of Officers

1) Committee Chair

MOTION by Ms. Nichols to nominate Ms. McNally as Committee Chair,
SECONDED by Mr. Tonander,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. Dohleman, Mr. Ney, Dr. Elaksher, Mr. Tonander

Abstained: Ms. McNally

The motion **PASSED**.

2) Vice-Chair

MOTION by Mr. Tonander to nominate Dr. Elaksher as Committee Vice-Chair, **SECONDED** by Ms. McNally,

Dr. Elaksher stated that he would not have time to take on the role as Vice-Chair. He stated that if someone else would like to volunteer he would greatly appreciate it.

Ms. Nichols asked Mr. Tonander if he would be willing to take on the role as Vice-Chair. Mr. Tonander informed the Committee that his term expires on July 1, 2024, and would remain on the Board until the Governor's office finds his replacement. He would take on the role, but he wanted to let the Committee know that he could be replaced at any time. Ms. Nichols stated that if he took on the role as Vice-Chair and is replaced during his term, she would serve the remainder of the term. Mr. Tonander agreed.

MOTION by Ms. Nichols to nominate Mr. Tonander as Committee Vice-Chair, **SECONDED** by Ms. McNally,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Ms. Dohleman, Mr. Ney, Dr. Elaksher

Abstained: Mr. Tonander

The motion **PASSED**.

6. **Closed Session**

MOTION by Mr. Ney that the Committee enter into closed session at 9:16 a.m. to discuss the items listed on the agenda pursuant to NMSA 1978, Section 10-15-1 (H) (1) and (3) to discuss matters pertaining to the issuance, suspension, renewal or revocation of a license and to deliberate on pending cases, **SECONDED** by Ms. Dohleman.

Roll call vote taken, voting 'Yes': Ms. Nichols, Ms. McNally, Ms. Dohleman, Mr. Ney, Dr. Elaksher, Mr. Tonander

****Mr. Tonander was placed in the waiting room at 9:25 a.m. for agenda item 7. a. 2. and returned to the meeting at 9:28 a.m.****

****Ms. McNally was placed in the waiting room at 9:30 a.m. for agenda item 7. b. 1. a) and returned to the meeting at 9:32 a.m.****

7. **Action on Items Discussed During Closed Session**

Ms. Nichols brought the Committee back into open session at 9:39 a.m. and affirmed that while in closed session it discussed only those matters specified in the motion to close the meeting and listed on the agenda under closed session, in accordance with NMSA 1978 Section 10-15-1 (H) (1) and (3).

a. **Disciplinary Cases**

1) **Case 3-PE-02-15-2022 Hearing Officer's Report**

MOTION by Ms. Dohleman to amend the language of the hearing officer's report on page 5, paragraph 2, with the current language from the New Mexico Engineering and Surveying Practice Act, **SECONDED** by Mr. Ney,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Ms. Dohleman, Mr. Ney, Dr. Elaksher, Mr. Tonander

The motion **PASSED unanimously.**

2) **Case 2-PE-01-31-2022 Settlement Agreement**

MOTION by Mr. Ney to accept the settlement agreement, **SECONDED** by Ms. Dohleman,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Ms. Dohleman, Mr. Ney, Dr. Elaksher

Recused: Mr. Tonander, and he was placed in the waiting room during discussion.

The motion **PASSED**.

3) **Case 4-PE-2023**

MOTION by Ms. McNally to close the case due to the fulfillment of the pre-NCA Settlement Agreement, **SECONDED** by Mr. Ney,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Ms. Dohleman, Mr. Ney, Dr. Elaksher, Mr. Tonander

The motion **PASSED unanimously**.

b. **Applications for Review**

1) **PE Exam**

a) **Henry, D.**

MOTION by Mr. Ney to approve for the PE exam, **SECONDED** by Mr. Tonander,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. Dohleman, Mr. Ney, Dr. Elaksher, Mr. Tonander

Abstained: Ms. McNally, and she was placed in the waiting room during discussion.

The motion **PASSED**.

2) **PE Endorsement**

a) **Mendo, E.**

MOTION by Mr. Tonander to approve for the bypass of the FE exam and approve for endorsement for the electrical discipline, **SECONDED** by Ms. Dohleman,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Ms. Dohleman, Mr. Ney, Dr. Elaksher, Mr. Tonander

The motion **PASSED unanimously**.

- b) **Vaccaro, R.**
MOTION by Mr. Tonander to approve for endorsement for the civil discipline, **SECONDED** by Ms. McNally,

Roll Call Vote:

Voting 'Aye': Ms. Nichols, Ms. McNally, Ms. Dohleman, Mr. Ney, Dr. Elaksher, Mr. Tonander

The motion **PASSED unanimously.**

8. **Next Scheduled Meeting Date:** August 8, 2024 – Albuquerque/Virtual

9. **Adjourn**

The meeting adjourned at 9:47 a.m.

Submitted by:

s/Miranda Gonzales

Miranda Gonzales, Administrative Manager

Approved by:

s/Karen Nichols

Karen Nichols, Committee Chair

August 8, 2024 **Approved Date**