



State of Arizona
BOARD OF TECHNICAL REGISTRATION

1110 W. Washington Street, Suite 240, Phoenix, Arizona 85007
(602) 364-4930 FAX: (602) 364-4931 <https://btr.az.gov/>

● Jack Gilmore, Board Chair, Landscape Architect ● Michael Kolejka, Board Vice Chair, Architect
● Helmuth Hack, Land Surveyor ● Clarence McAllister, Electrical Engineer ● Stephen Noel, Geologist
● Dr. Clinton Campbell, Public Member ● Jennifer Hobik, Esq, Public Member
● Kileen Lindgren, Public Member ● Stacy Skankey, Esq, Public Member
● Kent Wilson, Board Secretary, Public Member ● Vacant, Public Member

MINUTES FOR REGULAR SESSION MEETING
1110 W. Washington Street, Suite 240 Phoenix, Arizona 85007
Tuesday, February 22, 2022 –9:00am

1. CALL TO ORDER – 9:00am

2. ROLL CALL

PRESENT

Jack Gilmore
Stephen Noel
Helmuth Hack
Clarence McAllister
Kent Wilson – appeared at 9:04am
Jennifer Hobik, Esq.

TELEPHONIC

Kileen Lindgren – appeared at 9:03am
Stacy Skankey, Esq. – appeared at 11:10am
Michael Kolejka – left at 12:37pm
Dr. Clinton Campbell – appeared at 9:33am

One Vacancy

BOARD STAFF

Judith Stapley
Kurt Winter
Julie Pham
Douglas Parlin

ASSISTANT ATTORNEY GENERALS

Scott Donald, Esq.

3. ADOPTION OF MINUTES

Review, Consideration, and Possible Action on the following:

- A. Approve, modify and/or reject, Board meeting Regular Session minutes.
 - 1. January 25, 2022 minutes

Mr. McAllister moved and Mr. Noel seconded to accept the minutes as written; motion carried 6-0.

4. CALL TO THE PUBLIC

Christoph Lohr appeared before the Board and made a statement. Bob Brett appeared telephonically and made a statement.

5. CONSIDERATION OF CASES REFERRED FOR FORMAL HEARING

Nothing to Consider

6. ENFORCEMENT MATTERS

Review, Consideration and Possible Action on the following:

The Board may vote to enter executive session pursuant to A.R.S. § 38-431.03(A)(2) (to discuss confidential information), A.R.S. § 38-431.03(A)(3) (to receive legal advice) on agenda items 6(A)-(F).

A. Complaints Proposed for Resolution by Dismissal or Closure:

- 1. AL22-003, Elizabeth Cunningham, C.P. #68568 and Monitronics International, Inc. DBA Brinks Home Security, Alarm Business #18004

Mr. Hack moved and Mr. Noel seconded to dismiss cases AL22-003, P22-011 and P21-069; motion carried 9-0.

- 2. P22-030, Shelly Chen, P.E. (Civil) #48709 (Related to Case #P22-031)

Respondent Shelly Chen and Respondent's counsel, Danny Inglese, appeared telephonically, requested to speak, and made a statement. Alleger, Dan Demland, appeared before the Board, requested to speak, and made a statement. Investigator Daniel Carthel was present and answered Board members' questions.

Mr. Hack moved and Mr. McAllister seconded to dismiss cases P22-030 and P22-031; motion carried 9-0.

- 3. P22-031, Jeffrey Barton and the City of Phoenix (Related to Case #P22-030)

See 6A2

4. P22-011, Cameron MacDonald, P.E. (Civil) #40993

See 6A1

5. P21-069, Maher Hazine, P.E. (Civil) #31116 (*Deceased*)

See 6A1

B. Complaints Proposed for Resolution by Letters of Concern:

1. HI22-006, Robert Jeglum, C.H.I. #42690

Mr. Hack moved and Dr. Campbell seconded to issue a Letter of Concern to Respondents for cases HI22-006 and HI21-025; motion carried 9-0.

2. HI21-025, George Butler, C.H.I. #58349

See 6B1

3. P22-041, Michael Roberts, P.E. (Civil) #35920

Investigator Daniel Carthel was present and answered Board members' questions.

Mr. McAllister moved and Ms. Hobik seconded to issue a Letter of Concern to Respondent; motion carried 8-1. Ms. Lindgren voted Nay.

C. Complaints Proposed for Resolution with Signed Consent Agreements:

1. AL22-001, Nicolas Vara, C.P. #70487, A.A. #60033 (*Cancelled*) and Smart Tech Security, LLC, Alarm Business #22290

Mr. Hack moved and Mr. Wilson seconded to accept the signed Consent Agreements for cases AL22-001, AL22-002, P22-009, and HI22-017; motion carried 9-0.

2. HI22-005, Julia Gallardo, C.H.I. #69071

Investigator Daniel Carthel was present and answered Board members' questions.

Mr. Hack moved and Mr. Kolejka seconded to accept the signed Consent Agreement; motion carried 9-0.

3. AL22-002, Kit Searle, C.P. #68198 and Intrusion Protection Systems, Inc. DBA Livesmart Automation, Alarm Business #19674

See 6C1

4. P22-009, Armando Morales Giron, R.A. #49775 and Morachelli Architects, PLLC, Firm #23596

See 6C1

5. HI22-017, Antone Goetz, Non-Registrant and B-4 You Buy Home Inspection Service, LLC, Non-Registrant Firm

See 6C1

D. Complaints Proposed to Offer Consent Agreements:

1. P22-020, Thomas LaBlonde Jr., Non-Registrant and LaBlonde Development Corporation, Non-Registrant Firm

Allegers. Jennifer Duncan and Raymond Duncan, were present before the Board, requested to speak, and made a statement. Investigator Gregory Roehm was present and answered Board members' questions. The Board deliberated.

Mr. Kolejka moved and Ms. Hobik seconded to offer Proposed Consent Agreement with minor language changes and raise the Civil Penalty to \$12,000, if not signed within 30 days move to hearing, and to refer this matter to the Attorney General's office for possible criminal prosecution; motion carried 9-0.

Mr. Wilson moved and Mr. Hack seconded to open cases against Donna Winters (non-registrant) for unlicensed practice and Daniel Goss (license number 19132) for aiding and abetting unlicensed practice; motion carried 9-0.

2. HI22-007, Jason Stack, Non-Registrant

Investigator Douglas Kraemer appeared telephonically and answered Board members' questions.

Mr. Wilson moved and Dr. Campbell seconded to offer Proposed Consent Agreement but raise the Civil Penalty to \$1000.00; motion carried 9-0.

3. HI21-031, Bretton Austin, C.H.I. #60784 and The Legacy Inspection Group, LLC, Non-Registrant Firm

Investigator Douglas Kraemer appeared telephonically and answered Board members' questions.

Mr. Gilmore moved and Mr. McAllister seconded to offer Proposed Consent Agreement but raise the Administrative Penalty to \$2,000 and if not signed within 30 days, move to hearing; motion carried 9-0.

E. Complaints Proposed for Resolution with Signed Consent Agreements and Letters of Concern:

1. P22-008, Mark Tomecak, R.A. #42458 and Tomecak Design PC, Firm #23487

Alleger, Jennifer Parker, appeared telephonically, requested to speak, and made a statement. Investigator Daniel Carthel was present and answered Board members' questions.

Mr. Noel moved and Mr. Hack seconded to accept the Respondent Firm's signed consent agreement and issue a Letter of Concern to Respondent, motion carried 9-0.

F. Matters to Consider for Opening a Complaint Investigation:

1. Monica Acuna Arizmendi, Non-Registrant

Investigator Gregory Roehm was present and answered Board members' questions. The Board deliberated.

Mr. Gilmore moved and Ms. Hobik seconded to open an investigation against Monica Acuna Arizmendi (non-registrant) for unlicensed practice; motion carried 7-2. Mr. Hack and Ms. Lindgren voted Nay.

7. ENFORCEMENT CONSENT AGENDA

Nothing to Consider

8. LICENSING MATTERS

Discussion, Consideration and Action on the following:

The Board may vote to enter executive session pursuant to A.R.S. § 38-431.03(A)(2) (to discuss confidential information), A.R.S. § 38-431.03(A)(3) (to receive legal advice) on agenda items 8(A)-(F).

A. Application for Registration – professional exam discipline unknown

Mr. Hack moved and Mr. Wilson seconded to grant registration for applications #212469, #212864, #213119 and #223465; motion carried 10-0.

1. Antonio, Anthony – Application for Registration as a Civil Engineer #212469
2. Smith, Kenneth – Application for Registration as a Mechanical Engineer #212864
3. Winner, Thomas – Application for Registration as a Civil Engineer #213119
4. Smith, Michael – Application for Registration as a Civil Engineer #223465

B. Exam Waivers

Mr. Hack moved and Dr. Campbell seconded to waive the exams for applications #213072, #213073, #212980, #212506, #212849, #212733, #212869, #212953 and #212982; motion carried 10-0.

- 1a. Luo, Zhi Qiang – Application to waive FE exam #213072
- 1b. Luo, Zhi Qiang – Application to waive PE Chemical exam #213073
2. Olliges, Brian – Application to waive PE Electrical exam #212980
3. Peterson, Rachel – Application to waive FG exam #212506
- 4a. Simpson, Gavin – Application to waive FE exam #212849
- 4b. Simpson, Gavin – Application to waive PE Mechanical exam #212733
5. Zhou, Xu Dong – Application to waive FE exam #212869
6. Chan, Charles – Application to waive PE Civil exam #212953
7. Belinski, Jonathan – Application to waive SEII exam #212982

C. Certificates of Experience

Mr. Hack moved and Ms. Hobik seconded to accept the Certificates of Experience for applications #212552, #212945, #212658, #212750, #213098 and #213095; motion carried 9-0.

1. Bradford, Katherine – Application for Registration as a Civil Engineer #212552
2. Di Maggio, Aaron – Application for Registration as a Chemical Engineer #212945
3. Khan, Adnan – Application for Registration as a Civil Engineer #212658
4. Piippo, Steven – Application for Registration as a Mining Engineer #212750
5. Schwartz, Benjamin – Application for Registration as a Control Systems Engineer #213098

Mr. Schwarz appeared before the Board and answered Board members' questions.

6. Nagel, Byron – Application for Registration as a Chemical Engineer #213095

D. Council Record

1. Choi, Joungho – Application for Registration as an Electrical Engineer #223354

Mr. Hack moved and Mr. McAllister seconded to accept applicant's council record and grant registration; motion carried 10-0.

E. Application to waive SE exam #212797

- 1a. Scott, Stuart – Background Review
- 1b. Scott, Stuart – Waiver of SE exam

Mr. Scott appeared telephonically, requested to speak and made a statement.

Mr. Hack moved and Mr. Noel seconded to grant the exam waiver; motion carried 10-0.

F. Application for Registration as a Mechanical Engineer #213140

- 1a. Collier, Corbin – Background Review
- 1b. Collier, Corbin – Council Record

Mr. Noel moved and Mr. Hack seconded to accept applicant's council record and grant registration; motion carried 10-0.

9. LICENSING CONSENT AGENDA

Any item under consent may be removed by a Board member for independent discussion and action.

Review, Consideration, and Action on Staff Recommendations for the following:

The Board may vote to enter executive session pursuant to A.R.S. § 38-431.03(A)(2) (to discuss confidential information), A.R.S. § 38-431.03(A)(3) (to receive legal advice) on agenda items 9(A)-(H).

Mr. Hack moved and Mr. Wilson seconded to consent items 9C-9D; motion carried 10-0.

Mr. Hack moved and Ms. Skankey seconded to consent items 9E-9H; motion carried 10-0.

Mr. McAllister moved and Mr. Hack seconded to consent item 9A; motion carried 10-0.

- A. Cancellation of registrations and certifications that have been expired for one full renewal period.
See Addendum #1 for list of names
- B. Review of the List of registrations and certifications granted by the Executive Director pursuant to A.R.S. § § 32-122.05, 32-122.06, and A.R.S. § 32-123.
See Addendum #2 for list of names
- C. Universal Applications for professional registration or certification
 - 1. Baig, Samiullah – Application for Registration as a Chemical Engineer #212024
 - 2. Becker, Benjamin – Application for Registration as a Civil Engineer #212316
 - 3. Maley, John – Application for Registration as a Mechanical Engineer #212630
 - 4. Robles, Katherine – Application for Registration as a Civil Engineer #213086
- D. Extension Requests
 - 1. Ahmad, Ijaz – Application for PE exam authorization #201510
 - 2. Aprile, Christopher – Application for PE exam authorization #201464
 - 3. Gamez Garcia, Jose – Application for Registration as a Civil Engineer #211579
 - 4. Richardson III, James – Application for PE exam authorization #213065
 - 5. Rong, Li – Application for PE exam authorization #192871
 - 6. Wilson, Joshua – Application for Registration as a Civil Engineer #210375
 - 7. Zarpoush, Rahil – Application for ARE authorization #210883
 - 8. Slickman, Ravi – Application for FE exam waiver #212028
- E. Applications for registration/in-training for background review
 - 1. Beh, Lih-Shen - Application for Registration as a Mechanical Engineer #212943
 - 2. Brown, Derek – Application for Registration as a Land Surveyor #213145
 - 3. Murphy, Parker – Application for Registration as a Civil Engineer #212667
 - 4. Ramirez, Allen – Application for Registration as a Civil Engineer #212967
 - 5. Snyder, Jeffrey – Application for Registration as a Civil Engineer #213205
 - 6. Tarin, Cesar – Application for Engineer-in-Training Designation #213091
 - 7. Warm, Jeffrey – Application for Registration as an Architect #213152
 - 8. Boucher, Bradley – Application for Certification as a Home Inspector #212836
 - 9. Arnold, Christian – Application for Registration as an Architect #213036
- F. Applications for registration for disciplinary review
 - 1. Huffield, Matthew – Application for Registration as an Architect #212858
 - 2. Trull, Andrew – Application for Registration as a Civil Engineer #223318
- G. Renewal Applications for background review
 - 1. Heidemann, Ron – Land Surveyor renewal application #45836
 - 2. O'Brien, Stephen – Civil Engineer renewal application #24009
- H. Renewal Applications for disciplinary review
 - 1. Hollenbaugh, Michele – Architect renewal application #54339
 - 2. Vasquez, Jairzinho – Mechanical Engineer renewal application #46104

10. POLICY MATTERS

Review, Consideration, and Possible Action on the following:

The Board may vote to enter executive session pursuant to A.R.S. § 38-431.03(A)(2) (to discuss confidential information), A.R.S. § 38-431.03(A)(3) (to receive legal advice) on agenda item 10(A-C). Additionally, the Board may vote to enter executive session pursuant to A.R.S. § 38-431.03(A)(4) (discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation) on agenda item 10(A).

A. 1 CA-CV 20-0510 & CV 2019-013509 – Mills v. Arizona State Board of Technical Registration

Nothing discussed.

B. Select a Public Member to serve on the Home Inspector Rules and Standards Committee

Mr. Wilson volunteered to serve on the Home Inspector Rules and Standards Committee.

C. NCEES Presentation: Introduction and Overview of NCEES and Board Member Q&A

Scott Bishop, NCEES Western Zone President, made a presentation and answered Board Members' questions.

11. DIRECTOR'S REPORT

- A. Budget
- B. Digitization of Board's Physical Documents
- C. Online Transition
- D. Board Staff Update
- E. Board Composition and Member Update
- F. Licensing Numbers
- G. Enforcement Numbers
- H. Board Room and Suite Updates
- I. Legislative Update

Ms. Stapley reported on the Board's budget, Digitization of the Board's physical documents, the Board's possible future online transition, Board staff updates, Board composition and member updates, licensing numbers, enforcement numbers, Boardroom and suite updates and Legislative updates.

12. ASSISTANT ATTORNEY GENERAL'S REPORT

Nothing reported

13. STANDING COMMITTEE REPORTS

A. Home Inspector Rules and Standards Committee – February 15, 2022 meeting

Mr. Winter reported on the HIRSC February 15, 2021 meeting.

B. Legislation and Rules Committee – No new meeting date

Nothing discussed.

14. BOARD MEMBER REPORTS/DISCUSSION ON OUTSIDE NATIONAL COUNCIL ACTIVITIES, NEWS AND MEETINGS

A. National Association of State Board of Geology (ASBOG)

B. Council of Landscape Architectural Registration Boards (CLARB)

C. National Council of Architectural Registration Boards (NCARB)

D. National Council of Examiners for Engineering and Surveying (NCEES)

Ms. Stapley reported on outside National Council activities, news and meetings.

15. SUGGESTED TOPICS FOR FUTURE MEETING AGENDAS.

Plumbing engineering exam letter to NCEES

16. FUTURE BOARD MEETINGS – March 22, 2022

17. MEETING ADJOURNMENT

Google Chat

You 9:00 AM

sorry all. hit deny all accidently

Joungho Choi 11:26 AM

I am sorry I just missed my turn. I am in D.

You 11:31 AM

no problem. the Board voted on your matter and accepted your Council Record

Joungho Choi 11:31 AM

thank you so much


Michael Kolejka 12:37 PM

Hi Everyone, this is Mike Kolejka. I'm signing off due to another meeting that is starting shortly. Thanks for the great discussion and productive work today. :)

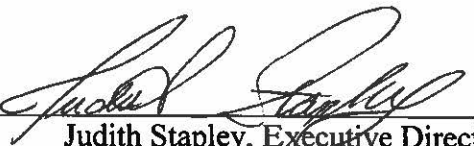
Clinton Campbel
Thanks Kurt.

11:01 PM

Signed on this date 3/22, 2022.



Jack Gilmore, Chair



Judith Stapley, Executive Director