



State of Arizona
BOARD OF TECHNICAL REGISTRATION

1110 W. Washington Street, Suite 240, Phoenix, Arizona 85007
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- Michael Kolejka, Board Chair, Architect ● Scott Sayles, Board Vice Chair, Civil Engineer
- Bill Nesgood, Board Secretary, Geologist ● Jack Gilmore, Landscape Architect
- Dana Klett, Land Surveyor ● Dr. Clinton Campbell, Public Member
- Jennifer Hobik, Esq, Public Member ● Kileen Lindgren, Public Member
- Stacy Skankey, Esq, Public Member ● Keith Smith, Public Member
- Hayley Bohall, Public Member

NOTICE AND AGENDA FOR REGULAR SESSION MEETING
1110 W. Washington Street, Board Room 245, Phoenix, Arizona 85007
Tuesday, April 23, 2024 –9:00am

The Arizona Board of Technical Registration will hold a regular meeting, open to the public at the Board’s office, located at 1110 W. Washington, Suite 240, Phoenix, AZ 85007.

Please note that the cases on this agenda are categorized with staff recommendations for resolution. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda. These recommendations are merely suggested Board actions; the Board may not adopt them, and may decide cases differently.

The Board may discuss, consider or take action on any item on the agenda, and at the discretion of the Board, agenda items may be taken out of order, except for those items set at a specific time.

The majority or a quorum of the Board may vote to hold an Executive Session to review confidential records exempt by law from public inspection, pursuant to A.R.S. § 38-431.03(A)(2); to obtain legal advice regarding any of the items on the agenda, pursuant to A.R.S. § 38-431.03(A)(3); or to discuss or consult 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 pursuant to A.R.S. § 38-431.03(A)(4). All examination material, transcripts education records, reference forms and applications are confidential pursuant to A.R.S. § 32-129(A), and all investigation files are confidential and not subject to inspection until the matter is final and a hearing notice is issued (A.R.S. § 32-129(B)).

Pursuant to the Americans with Disabilities Act, people with disabilities may request a reasonable accommodation by contacting Kurt Winter at (602) 364-4883. Requests for reasonable accommodations should be made as early as possible to allow time to accommodate the request. The Board may not be able to accommodate requests made less than 36 hours prior to the scheduled meeting.

The public may attend the meeting in person or remotely. The Board utilizes Google Meet for those wishing to attend the meeting remotely.

Google Meet joining info for April 23, 2024 Board Meeting

Video call link: <https://meet.google.com/rna-vkre-epy>

Or dial: (US) +1 314-649-9594 PIN: 358 028 440#

Board staff posts meeting agendas on its website, the AZBTR’s lobby (suite 240) and the meeting board located in the main entrance of the ADEQ building (1110 W. Washington St. Phoenix AZ 85007) in accordance with A.R.S. § 38-431.02.

Please note that all meetings are recorded and the recordings posted on the Board’s website within three working days after the meeting in accordance with A.R.S. § 38-431.01(E).

1. CALL TO ORDER

2. ROLL CALL

3. CALL TO THE PUBLIC

Members of the public may address the Board during this Call to the Public for no more than **3 minutes**. Pursuant to A.R.S. § 38-431.01(I), the Board members are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. However, members may ask staff to review a matter or may ask that a matter be placed on a future agenda.

4. ADOPTION OF MINUTES

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 4(A).

A. Approve, modify and/or reject, March 25, 2024 Board meeting minutes.

5. CONSENT AGENDA

Items listed on the Consent Agenda will be considered by the Board as a single action item unless a Board Member wishes to remove a specific item for review, discussion, and action separately from the other Consent Agenda items.

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 5(A).

A. LICENSING MATTERS

Review, Consideration and Possible Action on the following:

1. Cancel Registrations and Certifications that have been Expired for one Full Renewal Period
2. Grant Applications for Registration/Certification
 - a) Professional Exam unknown
 - 1) Weierbach, Dayne – Application for Registration as a Civil Engineer #240924
 - b) Certificate(s) of Experience from non-Professionals
 - 1) Reyes, David – Application for Registration as an Architect #240180
 - 2) Medinilla Gutierrez, Alejandro – Application for Registration as a Civil Engineer #2310735
 - 3) Mazaheri Kouhani, Mohammad Hossein – Application for Registration as an Electrical Engineer #240030
 - 4) Kool, Bennett – Application for Registration as a Control Systems Engineer #240126
 - 5) Schneider, Jay – Application for Registration as a Geologist #240604
 - c) Council Records – experience under non-Professionals
 - 1) Sellek, Ricardo – Application for Registration as a Fire Protection Engineer #240912
 - 2) Spencer, Bracken – Application for Registration as a Mining Engineer #241008
 - 3) Ekstrand, Adam – Application for Registration as a Control Systems Engineer #241049
 - 4) Flott, Jared – Application for Registration as a Mechanical Engineer #241006
 - 5) Wang, Lu – Application for Registration as a Civil Engineer #239005
 - 6) McDonough, Dan – Application for Registration as an Electrical Engineer #240908
 - 7) Akhavan-Heidari, Morteza – Application for Registration as a Mechanical Engineer #240975
 - 8) McArthur, Evan – Application for Registration as an Electrical Engineer #241099
 - 9) Britvec, Elliot – Application for Registration as a Mining Engineer #240260
 - 10) Tynan, Christopher – Application for Registration as an Electrical Engineer #240848
 - 11) Reynen, Michael – Application for Registration as an Electrical Engineer #240726

- d) Background Review
 - 1) Nelsen, Jeremy – Application for Registration as a Mechanical Engineer #240597
 - 2) Seppala, Kyle – Application for Registration as a Civil Engineer #240425
 - 3) Smith, Timothy – Application for Registration as a Mechanical Engineer #240071
 - 4) Ellig, Morgan – Application for Registration as an Architect #240395
 - 5) Green, Gabriel – Application for Registration as a Civil Engineer #240596
 - 6) Faenza, Nicholas – Application for Registration as a Metallurgical Engineer #240183
 - 7) Crumling, Thomas – Application for Certification as a Home Inspector #2310197
 - 8) Zimmerman, Cody – Application for Registration as an Architect #241132
 - 9) Collings, Casey – Application for Registration as a Civil Engineer #241087
 - 10) Daye, Jacob – Application for Registration as a Civil Engineer #240292
 - 11) MacKenzie, Kyle – Application for Registration as an Electrical Engineer #240780
 - 12) Avila, Andrew – Application for Certification as a Home Inspector #240710
 - 13) Roberts, Christopher – Application for Registration as a Civil Engineer #241101
 - e) Disciplinary Action Review
 - 1) Osterle, John – Application for Registration as a Civil Engineer #240673
 - f) Multiple Considerations
 - 1) Ahern, Robert – Universal Application for Registration as an Architect #240347
 - i. Background Review
 - ii. Universal application
 - 2) File, Timothy – Universal Application for Registration as a Structural Engineer #240880
 - i. Background Review
 - ii. Universal application
 - 3) Tarin, Cesar – Application for Registration as a Civil Engineer #240926
 - i. Background Review
 - ii. Council Record – experience under non-Professionals
3. Grant Universal Applications for Professional Registration/Certification
Nothing to consider
 4. Grant Renewal Registration Application(s)
 - a) Background Review
 - 1) Kates, Willie – Renewal application for Land Surveyor registration #27744
 - 2) Cason, Timothy – Renewal application for Civil Engineer registration #65762
 - b) Disciplinary Action
 - 1) Santos, Joseph – Renewal application for Civil Engineer registration #49003
 - 2) Ashby, Mark – Renewal application for Home Inspector certification #40904
 5. Approve Application(s) for Exam Waivers
 - a) Application to waive Fundamental Exam
 - 1) Denny, Glenn – Application to waive FE exam #240342
 - b) Application to waive Professional Exam
 - 1) Neilson, Jaime – Application to waive SE I exam #240241
 - 2) Freeman, Marcos – Application to waive SE II exam #2310305
 - 3) Vann, Jeffry – Application to waive PE Civil exam #241048
 - c) Multiple Considerations
 - 1) Winn, Peter – Application to waive FE exam #240773
 - i. Council Record – experience under non-Professional
 - ii. FE exam waiver
 - 2) Berg, Jeremy – Application to waive FE exam #240135

- i. Certificate(s) of Experience from non-Professionals
- ii. FE exam waiver
- 3) Utomo, Pontjo – Application to waive PE Civil exam #2310742
 - i. Certificate(s) of Experience from non-Professionals
 - ii. PE Civil exam waiver

6. Approve Application(s) for Exam Authorization

- a) Certificate(s) of Experience from non-Professionals
 - 1) Hazine, Martin – Application for FE exam authorization #2310561
 - 2) Curtis, Dean – Application for FE exam authorization #2310487
 - 3) Al Musawi, Mohammed – Application for ARE authorization #240542
 - 4) Le, Khanh – Application for ARE authorization #241054

7. Grant Applications for In-Training Designation

- a) Certificate(s) of Experience from non-Professionals
 - 1) Ridha, Hind – Application for Engineer-in-Training Designation #240789

6. LICENSING 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-B).

A. Grant Applications for Registration/Certification Dependent Upon Consent Agenda Decision

- 1. Council Records – experience under non-Professionals
 - a) Winn, Peter – Application for Registration as a Civil Engineer #240774

B. Applications for Exam Waiver for Board Consideration

- 1. Somasundaram, Satheesh – Application to waive FE exam #238411
- 2. Somasundaram, Satheesh – Application to waive PE Structural exam #238412

7. CONSIDERATION OF CASES REFERRED FOR FORMAL HEARING

Review, Consideration and Possible Action on the following:

Nothing to consider at this time.

8. 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 8(A-E).

A. Complaints Proposed for Resolution by Dismissal:

- 1. P24-086, Jesus Silvas, P.E. (Civil) #74412 and Willis Engineering Inc, # 11080

B. Complaints Proposed for Resolution with Letter of Concern:

- 1. HI24-003, Thomas Teeters, C.H.I. #40413
- 2. HI24-012, Kylie Wilcox, C.H.I. #60004
- 3. HI24-010, Jeremy Noland, C.H.I. #67537

4. HI24-005, Bruce Scott Hubbard, C.H.I. #38582

C. Complaints Proposed for Resolution with Signed Consent Agreements:

1. HI24-030, David Sturgeon, C.H.I. #40109
2. AL24-002, Victoria Lopez, C.P. #78380, A.A. #80895 and Casa Linda Security, LLC, 24669
3. HI23-034, Steven Rodriguez, C.H.I. #66142

D. Complaints Proposed for Offer Consent Agreement:

1. P24-026, Jason Scott, Non-Registrant and Onyx Estimating, LLC, Non-Registrant Firm
2. P23-093, David Putt, R.L.S. #13019
3. P23-112, David Putt, R.L.S. #13019
4. P23-086, Dan Bowman, Non-Registrant and Bowman Design Group, Non-Registrant Firm
5. HI24-035, Ryan Phelps, C.H.I. #40004

E. Review and Consideration for EAC Membership:

1. Richard Frost, P.E. (Structural) #27341
2. Jonathan Nolan, R.L.S #55029

9. 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 9(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 9(A).

- A. Arizona Supreme Court Docket No. CV-21-0203-PR, 1 CA-CV 20-0510 & CV 2019-013509 – Mills v. Arizona State Board of Technical Registration
- B. UK MRA Agreement
- C. Legislation: HB2100, HB2243, HB2253, HB2308, HB2593, HB2632, HB2812, HB2855, SB1343, SB1365, SB1634, HCR2052.

10. DIRECTOR'S REPORT

- A. Budget Update
- B. Previous Meeting Follow-Up
 - a. Online Transition
 - b. Board Staff Updates
 - c. Board Composition
- C. Licensing Numbers
- D. Enforcement Numbers
- E. List of Newly Granted Applicants

11. ASSISTANT ATTORNEY GENERAL'S REPORT – Nothing to consider

12. STANDING COMMITTEE REPORTS

- A. Legislation and Rules Committee – No future meeting date at this time
- B. Home Inspector Rules and Standards Committee –June 4, 2024

13. BOARD MEMBER REPORTS/DISCUSSION ON STATE AND NATIONAL COUNCIL ACTIVITIES, NEWS AND MEETINGS

- A. National Association of State Boards of Geology (ASBOG)
- B. Council of Landscape Architectural Registration Boards (CLARB)
- C. American Society of Landscape Architects (ASLA)
- D. National Council of Architectural Registration Boards (NCARB)
- E. National Council of Examiners for Engineering and Surveying (NCEES)
- F. Arizona Professional Land Surveyors (APLS)
- G. International Council on Regulation (ICOR)

14. FUTURE BOARD MEETINGS – May 21, 2024

15. SUGGESTED TOPICS FOR FUTURE MEETING AGENDAS.

16. MEETING ADJOURNMENT