

AMENDED AGENDA
ARIZONA STATE BOARD OF TECHNICAL REGISTRATION
1110 West Washington, Conference Room #240
Phoenix, AZ 85007

Tuesday, October 25, 2016
9:00 a.m.
OPEN SESSION

Title II of the Americans with Disabilities Act (ADA) prohibits the Board of Technical Registration from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter by contacting Kurt Winter at (602) 364-4883. Requests 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 Board may discuss, consider or take action on any item on the agenda. At the discretion of the Board, agenda items may be taken out of order.

All examination material, transcripts, educational records, reference forms and applications are confidential pursuant to A.R.S. § 32-129.

The Board may vote to go into executive session to receive legal advice from counsel on any agenda item, during the meeting, or specifically on agenda items 4, 5, 6, 7, 8, 9, and 10, to review statutorily confidential materials or receive legal advice from counsel pursuant to A.R.S. §§ 38-431.03(A)(2) or (3).

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(H), 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**

Review, Consideration, and Possible Action on the following:

- A. Approve, modify and/or reject September 27, 2016 Board meeting minutes.

5. **CONSIDERATION OF CASES REFERRED FOR FORMAL HEARING**

- A. Formal Administrative Hearing and/or Review: Discuss and Approve, Modify or Reject the Recommended Administrative Law Judge Decision.

- 1. Case No. 14F-MO35-BTR, Ahmad Zarifi, P.E., (Structural) #32008, (Civil) 41872

- B. Formal Administrative Hearing: Discuss and Approve, Modify or Reject State's Motion to Deem.

- 1. Case No. HI15-023, Matthew Barry, Non-Registrant
 - 2. Case No. AL16-008, Paul Varley, Alarm Agent, #57759

- C. Review, Discuss and Approve or Deny Motion for Rehearing/ Review

- 1. Case No. P14-001, William Eric Nau, Non-Registrant

- D. Review, discussion, and possible action to Summarily Suspend the registration of Carlos A. Padilla, *R.L.S.* #46474, Case numbers A13-015, A13-018, P14-082, M13-002, M13-033, P15-045 and P15-090, until the administrative law judge renders a recommended Decision and Order, and the Board acts upon it. **Please note: the Board may go into Executive Session to receive legal advice on this matter.*

6. **ENFORCEMENT MATTERS**

Review, Consideration and Possible Vote on the following:

- A. Complaints Proposed for Resolution by Dismissal or Closure:

- 1. HI16-030, Douglas Zumach, C.H.I. #48113
 - 2. P17-005, Sam Fratantoni, Non-Registrant

- B. Complaints Proposed for Resolution with Signed Consent Agreements:

- 1. P16-071, Felix Steele, R.L.S. #28234
 - 2. P16-059, Raymond Jones, R.L.S. #05713
 - 3. P17-015, Darrin Skonieczny, P.E. (Civil) #50899

4. P17-013, Tamara Caraway, R.A. #22538, Hunt & Caraway Architects, Firm #10556
5. P17-006, Richard Oehler, R.A. #12821
6. P17-011, Paul O'Connor, R.A. #15952, POCA Architecture and Design, LLC, Non-Registrant Firm

C. Complaints Proposed to Offer Consent Agreement:

1. P16-072, David Madrid, Non-Registrant
2. AL17-005, Edward Devine, A.A. #59045
3. P14-048, Timothy Spangler, Non-Registrant

D. Review and Approval of Appointment for EAC Membership:

1. Kenneth E. Martin, P.E. (Civil) #22567

7. LICENSING MATTERS

Discussion, Consideration and Vote on the following:

Whether to Grant or Deny Registration:

- | | |
|----------------------|---|
| A. Baker, Nathan | Structural Engineer Application #162035 |
| B. Chapman, Thomas | Civil Engineer Application #161775 |
| C. Pirela, Alexander | Electrical Engineer Application #162076 |

Whether to Reopen and Grant or Deny Registration

- | | |
|------------------|------------------------------------|
| D. Oder, Cynthia | Civil Engineer Application #161554 |
|------------------|------------------------------------|

Whether to Grant or Deny Authorization to take Professional Examination

- | | |
|------------------------------|--|
| E. Ayala-Martinez, Esmeralda | Civil Engineer Application #161878 |
| F. Baliga, Sunil | Electrical Engineer Application #161934 |
| G. Beard, Drew | Mining Engineer Application #161987 |
| H. Patchin, Daniel | Control Systems Engineer Application #161833 |

Whether to Grant or Deny Certification:

Criminal History

- | | |
|----------------------|---------------------------------|
| I. Bennett, Daylon | Alarm Agent Application #160817 |
| J. De La Garza, Paul | Alarm Agent Application #161510 |
| K. Linhart, Timothy | Alarm Agent Application #161014 |

8. LICENSING CONSENT AGENDA

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

1. Cancellation of registrations and certifications that have been expired for one full renewal period;

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.

List available for public review upon request.

9. POLICY MATTERS

Review, Consideration, and Possible Action on the following:

A. Draft Board Response to the September 1, 2016 Study ADOA sent to the Governor's Office and to representatives in the Legislature.

B. The Next Edition of the Board Newsletter.

C. Election of Officers.

D. Traditional Board Holiday Luncheon.

E. Approval of the Proposed Meeting Dates in 2017.

10. DIRECTOR'S REPORT

A. Budget Update

B. Previous Meeting Follow-Up

C. Director's Meetings

D. Statistics Review

11. BOARD CHAIR'S REPORT

12. STANDING COMMITTEE REPORTS

A. Legislation and Rules Committee

B. Home Inspector Rules and Standards Committee

13. BOARD MEMBER REPORTS ON OUTSIDE ACTIVITIES

A. ASBOG

- B. CLARB
- C. NCARB
- D. NCEES

14. **FUTURE BOARD MEETINGS** – November 15, 2016

15. **SUGGESTED TOPICS FOR FUTURE MEETING AGENDAS.**

16. **MEETING ADJOURNMENT**