

State of Arizona BOARD OF TECHNICAL REGISTRATION

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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 • Barrett Lindsey, Public Member

•Stacy Skankey, Esq, Public Member • Keith Smith, Public Member • Vacant, Public Member

NOTICE AND AGENDA FOR REGULAR SESSION MEETING

1110 W. Washington Street, Board Room 245, Phoenix, Arizona 85007 **Tuesday, December 3, 2024 –9:00 am**

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 Video call link: https://meet.google.com/snh-fmgg-kbh Or dial: (US) +1 662-506-2225 PIN: 276 443 171#

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 are 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 $A.R.S. \S 38-431.03(A)(2)$ (to discuss confidential information), $A.R.S. \S 38-431.03(A)(3)$ (to receive legal advice) on agenda item 4(A-D).

- A. Approve, modify and/or reject, October 29, 2024 Board meeting minutes.
- B. Approve, modify and/or reject, first October 29, 2024 Executive Session Board meeting minutes.
- C. Approve, modify and/or reject, second October 29, 2024 Executive Session Board meeting minutes.
- D. Approve, modify and/or reject, third October 29, 2024 Executive Session 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) Nemmers, Kimberly Application for Registration as an Environmental Engineer #243021
 - b) Certificate(s) of Experience from non-Professionals
 - 1) Paz, Mariah Application for Registration as a Civil Engineer #242717
 - 2) Reep, Jeffrey Application for Registration as an Environmental Engineer #243074
 - 3) Sevillano Granados, Luis Angel Application for Registration as an Electrical Engineer #242971
 - 4) Galvan, Laura Application for Registration as a Mechanical Engineer #242838
 - 5) Kruger, Jaco Application for Registration as an Electrical Engineer #243126
 - 6) Carroll, Joshua Application for Registration as a Mining Engineer #243128
 - 7) Urosevic, Katerina Application for Registration as a Mechanical Engineer #242629
 - c) Council Records experience under non-Professionals
 - 1) Goeckner, Phillip Application for Registration as an Electrical Engineer #243045
 - 2) Merrick, David Application for Registration as a Mechanical Engineer #243030
 - 3) Quinsaat, Javan Application for Registration as an Industrial Engineer #243088

- 4) Sanchez, Christopher Application for Registration as a Mechanical Engineer #243063
- 5) Schwarz, Christopher Application for Registration as a Mechanical Engineer #243031
- 6) Susdorf, Daniel Application for Registration as a Civil Engineer #243019
- d) Background Review
 - 1) Parsons, Ryan Application for Registration as an Electrical Engineer #242892
- 3. Grant Universal Applications for Professional Registration/Certification

 Nothing to consider
- 4. Grant Renewal Registration Application(s)
 - a) Background Review
 - 1) Ryan, Thomas Renewal application for Civil Engineer Registration #61196
 - 2) Dunham, Clifford Renewal application for Mechanical Engineer Registration #74523
 - b) Disciplinary Action
 - 1) Grijalva, Michael Renewal application for Home Inspector Certification #65591
 - 2) Vasquez, Jairzinho Renewal application for Electrical Engineer Registration #45316
 - 3) King, Daniel Renewal application for Mechanical Engineer Registration #74623
- 5. Approve Application(s) for Exam Authorization
 - a) Certificate(s) of Experience from non-Professionals
 - 1) Ferrera, Brian Application for PG exam authorization #242988
 - 2) Torres, Gabriel Application for ARE exam authorization #243039
 - 3) Vega, Roman Application for PS exam authorization #243160
 - 4) Villanueva, Daniel Application for FS exam authorization #242145
 - 5) Sparks, Samuel Application for ARE exam authorization #242746
 - 6) Matta, Robert Application for FE exam authorization #240204
 - 7) McGeehan, Conor Application for FG exam authorization #243041
 - 8) McGeehan, Conor Application for PG exam authorization #243040
- 6. Extension Requests
 - a) Konishi, William Application for Registration as a Civil Engineer #242967
 - b) Shuler, Mark Application for Registration as an Architect #242497
 - c) Whitsett, Casey Application for Registration as a Structural Engineer #242482

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. Approve Application(s) for Exam Waiver
 - 1. Application to waive Fundamental Exam
 - a) Ozer, Hasan Application to waive FE exam #243017
 - b) Shariatahmadi, Pooya Application to waive FE exam #242287
 - c) Hanrahan, Shawn Application to waive FE exam #242867
 - 2. Application to waive Professional Exam
 - a) Mozaffari, Andre Application to waive PE Structural exam #242854
 - b) Olson, Eric Application to waive PE Structural II exam #242935
 - c) Rand, Peter Application to waive PE Structural II exam #243081
 - d) Shariatahmadi, Pooya Application to waive PE Electrical exam #242379

- e) Sipra, Abdul Hameed Application to waive PE Electrical exam #243248
- 3. Multiple Considerations
 - a) Wells, Andrew Application to waive PE Civil exam #243284
 - i. Certificate(s) of Experience from non-Professionals
 - ii. PE Electrical exam waiver
- B. Criminal Convictions and/or Charges review pursuant to A.R.S. 41-1093.04
 - 1. Starks, George

7. CONSIDERATION OF CASES REFERRED FOR FORMAL HEARING

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 7(A).

- A. Complaints proposed to Rescind Administrative Hearing and dismiss Pursuant to A.R.S. 32-106(A)(5) and (C)(1),(2):
 - 1. HI23-018, Paul Furman, C.H.I. #38094

8. ENFORCEMENT MATTERS

Review, Consideration and Possible Action on the following:

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

- A. Complaint Jurisdictional Review Pursuant to A.R.S. 32-106(A)(5) and (C)(1),(2):
 - 1. Complaints Proposed for Dismissal:
 - a. P24-121, Garold Heal, P.E. (Civil) #32037
 - b. P24-122, Thomas Bragg, R.A. #12128
 - c. P24-110, Don Jolley, R.A. #30779
 - d. P24-063, Roy Noggle, R.A. #10606
 - e. P24-048, Mariano Rodriguez, R.A. #27502
 - f. HI24-040, Robert Tackett, C.H.I. #73765
 - g. HI24-031, Timothy Lofgreen, C.H.I. #52762
 - h. AL24-007, Antonio Perez-Vargas, C.P. #66890 and A.A. #81110
 - i. HI23-021, Richard LeGrand, C.H.I. #53350
 - j. HI24-044, Douglas Groshong, C.H.I. #68903
 - k. HI24-045, Andrew Fashing, C.H.I. #72124
- B. Complaints Proposed for Resolution by Dismissal:
 - 1. P23-107, Bryan Kagel, R.L.S. #69746
 - 2. P24-045, Don Jolley, R.A. #30779
 - 3. HI24-052, Timothy Neal, C.H.I. #65413
 - 4. P24-100, Joe Begay, Non-Registrant
 - 5. UK25-007, Brenee Stafford and Wings of Hope Hospice
 - 6. UK25-008, Tom Yarak and Budsmart
 - 7. UK25-009, Capstone Homes
 - 8. P23-069, Paul Cote, R.L.S. #50761 (Related Cases: P23-071 & P23-072)
 - 9. P23-071, Paul Cote, R.L.S. #50761 (Related Cases: P23-069 & P23-072)
 - 10. P23-072, Paul Cote, R.L.S. #50761 (Related Cases: P23-069 & P23-071)

- 11. HI25-005, Brand Zedlar, Non-Registrant and Happy Home Watch & Services, LLC, Non-Registrant Firm
- C. Complaints Proposed for Offer Consent Agreement:
 - 1. P23-110, Bryan Kagel, R.L.S. #69746
 - 2. HI24-021, Bradley Cobb, C.H.I. #67606
 - 3. P23-068, Taylor Hansen, R.L.S. #37512
- D. Complaints Proposed for Resolution with Signed Consent Agreements:
 - 1. P24-076, Brad J. Gruver, P.E. (Civil) #22869
- E. Complaints Requiring Board Guidance:
 - 1. P24-039, Melvin Bautista, R.L.S. #13969
- F. Review and Consideration for EAC Membership:
 - 1. Dennis Richards, P.E. (Civil) #21560
 - 2. Frank Skocypec, R.G. #71217 & P.E. (Environmental) #38133
 - 3. Michael Simpson, P.E. (Civil) #31525

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-B). 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, 1CA-CV20-0510 & CV2019-013509—Mills v. Arizona State Board of Technical Registration
- B. Appoint Board Chair, Vice Chair and Secretary

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 -

12. 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. National Council of Architectural Registration Boards (NCARB)
- D. National Council of Examiners for Engineering and Surveying (NCEES)
- E. International Council on Regulation (ICOR)

13. SUGGESTED TOPICS FOR FUTURE MEETING AGENDAS

14. FUTURE BOARD MEETINGS – January 7, 2025

15. MEETING ADJOURNMENT

Board members may join Board staff for light refreshments before the meeting begins. A quorum may exist, but no Board business will take place.