



**State of Arizona**  
**BOARD OF TECHNICAL REGISTRATION**

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**ARIZONA STATE BOARD OF TECHNICAL REGISTRATION**  
**NOTICE AND AGENDA FOR REGULAR SESSION MEETING**

Tuesday, July 27, 2021 beginning at 9:00 a.m.  
1110 W. Washington, Conference Room #240  
Phoenix, AZ 85007

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.

Concerns Relating to Meetings held at the Board and COVID-19

At this time, the Board will proceed with all scheduled public meetings and the public is still welcome to attend in person. However, COVID-19 may prevent those otherwise wishing to attend from doing so. The Board is therefore allowing individuals to attend remotely to ensure the public's right to attend and listen to the Board's deliberations and proceedings per A.R.S. § 38-431.01(A) and A.R.S. § 38-431(4).

In order to maintain a cohesive meeting, the Board asks that those wishing to attend remotely make Board staff aware in advance. The Board utilizes Google Meetups for its remote meetings, which requires the meeting host (the Board) to 'invite' members to participate, hence the need for Board staff to know who wishes to attend in advance.

If you wish to attend a meeting remotely, please contact Kurt Winter via email at:

[kurt.winter@azbtr.gov](mailto:kurt.winter@azbtr.gov)

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 38-431.02. The Board suggests reviewing any meeting agenda before requesting a Google Meetup invitation.

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. ADOPTION OF MINUTES**

Review, Consideration, and Possible Action on the following:

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

1. June 22, 2021 Board meeting minutes

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

*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 4(A).*

A. Resolution with Signed Consent Agreement in lieu of a Formal Hearing:

1. P21-048, David Klepadlo, Environmental Engineer (37639)

**5. 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 5(A)-(C).*

A. Complaints Proposed for Resolution by Dismissal or Closure:

1. HI21-026, Hector Suppici, C.H.I. #65564
2. P21-062, Duran Thompson, R.L.S. #48680

B. Complaints Proposed to Offer Consent Agreement:

1. P21-055, Joseph Zeimet, R.L.S. #45086 and East Valley Surveying and Mapping, LLC, Firm #16100

C. Compliance and Monitoring Investigations:

1. P19-020, Robert Stephenson, R.L.S. #34562

**6. 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 6(A)-(D).*

A. Universal Applications for Registration:

1. Belz, Frederick – Universal Application for Registration as a Mechanical Engineer #211038
2. Christmann, John – Universal Application for Registration as a Home Inspector #211241
3. Cirelli Jr., Louis – Universal Application for Registration as a Mechanical Engineer #210761
4. Douglas, Rodney – Universal Application for Registration as a Home Inspector #211755
5. Rettkowski, Christopher – Universal Application for Registration as a Home Inspector #211343
6. Shedroff, Steven – Universal Application for Registration as an Environmental Engineer #211221
7. Turchany, Christopher – Universal Application for Registration as a Home Inspector #211617

B. Application for Registration

1. Daniels, Mark – Application for Architect Registration #211704
2. Neal, Jason – Application for Civil Engineer Registration #211178
3. Wellen, Thomas – Application for Fire Protection Engineer Registration #211558
4. Hales, Ryan – Application for Civil Engineer Registration #211796

C. Extension Request

1. Tryon, Andrew – Extension request for ARE exams #200394
2. Angelova, Boyana – Extension request to hold application to meet registration requirements #210904
3. Thiltges, Benjamin - Extension request to hold application to meet registration requirements #210935

D. Exam Waivers

1. Metwally, Ibrahim – Application to waive FE and PE exam for Professional Engineer per ARS 32-126, Application #210566
2. Goddard, Matthew – Application to waive FE and PE exam for Professional Engineer registration per ARS 32-126, Application #211571
3. Marsollier, Claudio – Application to waive ARE exams for Architect registration per ARS 32-126, Application #211138

**7. 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;

2. 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.*

## 8. 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 8(A). 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 8(A-C).*

- A. 1 CA-CV 20-0510 & CV 2019-013509 – Mills v. Arizona State Board of Technical Registration
- B. EAC Member Recruitment
- C. ADEQ Questions submitted to the Board:

1. Under A.R.S. § 32-101(11), is designing onsite wastewater treatment facilities “engineering practice” given that the purpose of regulating onsite facilities is intended to protect groundwater and surface water for the public health, safety, and welfare?

2. Under the exemption in A.R.S. § 32-144(A)(6), does an onsite wastewater treatment facility qualify as a “wastewater treatment plant”?

3. Ask the following question (i) if under A.R.S. § 32-144(A)(6), ASBTR interprets onsite wastewater treatment facilities to qualify as “wastewater treatment plant[s]”:

- i. In determining whether the A.R.S. § 32-144(A)(6) exemption applies, should the cost of an extension, addition, modification, or revision to a WWTP stand alone as the "total cost of such construction" OR should the original cost of the WWTP be included in addition to the subsequent action?

1. For example, can a \$10K modification to a \$100K WWTP be designed by a nonregistrant?

4. Is the scope of the language “a detached single family dwelling” in A.R.S. § 32-144(A)(3)(a) broad enough to include design of an onsite wastewater treatment facility OR is it confined to the designing of, altering of or adding to the dwelling?

## **9. DIRECTOR'S REPORT**

- A. Budget
- B. Transition to an E-licensing Platform
- C. Board Composition and Member Update
- D. Staff Update
- E. Licensing Numbers
- F. Enforcement Numbers

## **10. BOARD CHAIR'S REPORT**

Nothing to discuss

## **11. ASSISTANT ATTORNEY GENERAL'S REPORT**

- A. Update on Open Meeting Law Complaint filed against the Board
- B. Board Member Training on Arizona Open Meeting Law

## **12. STANDING COMMITTEE REPORTS**

- A. Home Inspector Rules and Standards Committee – September 14, 2021
- B. Legislation and Rules Committee – No new meeting date

## **13. BOARD MEMBER REPORTS/DISCUSSION ON OUTSIDE NATIONAL COUNCIL ACTIVITIES, NEWS AND MEETINGS**

- A. ASBOG – Annual meeting in Little Rock, Arkansas week of October 25, 2021
- B. CLARB – Annual meeting in Phoenix, AZ September 22-24, 2021
- C. NCARB – Annual meeting June 24-26<sup>th</sup> virtual. Edward Marley elected NCARB Secretary.
- D. NCEES – Annual meeting in New Orleans August 19-20, 2021

## **14. 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.

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

## **16. FUTURE BOARD MEETINGS – August 24, 2021**

## **17. MEETING ADJOURNMENT**