



APPROVED

COUNCIL MEETING
Thursday, February 19, 2008
Lindberg Conference Centre
Edmonton, Alberta

MINUTES

PRESENT

President	Gordon Williams, P.Geol., Ph.D.
President-Elect	Jim Beckett, P.Eng.
Vice-President	Jim Smith, P.Eng.
Past-President	John McLeod, P.Eng.

Councillors	Mary Ann Byrd, P.Eng. Kevin Cumming, P.Eng. Chrys. Dmytruk, P.Eng. Allin Folinsbee, P.Geoph. Jim Gilliland, P.Eng. Ron Hinds, P.Geoph., Ph.D. John Hogg, P.Geol. Leah Lawrence, P.Eng. Shawn Morrison, P.Eng. Anne Simpson, P.Eng. John Van der Put, P.Eng. Dick Walters, P.Eng.
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Public Members	Allin Scherbarth, C.M.A. Arlene Strom, LLB
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CCPE Executive CCPE Director	Dan Motyka, P.Eng. Dave Chalcraft, P.Eng.
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CCPG Director	Ian McIlreath, P.Geol., Ph.D.
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Branch Observers	George Anderson, P.Eng. Sheldon Dattenberger, P.Eng. Sloane Dieken, P.Eng. Peter Doell, P.Eng. Christine Hernani, P.Eng. Stephen Huber, P.Eng. Tanvir Sadiq, P.Eng.
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Staff

Neil Windsor, P.Eng., Executive Director & Registrar
Ray Chopiuk, P.Eng., Director Professional Practice
Sharon Graham, Executive Assistant
George Lee, Manager Editorial Services
Philip Mulder, APR, Manager Communications
Ross Plecash, P.Eng., Director Corp. Affairs & Investigations
Gary Reavie, CMA, Manager Administration
Sandy Roth, Administration Assistant
Al Schuld, P.Eng., Deputy Registrar
Len Shrimpton, P.Eng., Director Internal Affairs
Tom Sneddon, P.Geol., Manager Geoscience Affairs
Glenn Sorokan, P.Eng., Asst. Director Professional Practice
Mark Tokarik, P.Eng., LLB, Director Registrations

REGRETS

Public Member Gary Campbell, Q.C.

Branch Observers Wayne Manning, E.I.T.

1. CALL TO ORDER AND APPROVAL OF THE MEETING AGENDA

The meeting was called to order at 8:30 a.m. The President chaired the meeting, and the Executive Assistant recorded the minutes.

MOVED BY CHRYS DMYTRUK AND SECONDED BY LEAH LAWRENCE 09-01

THAT the Meeting Agenda be approved as modified.

CARRIED UNANIMOUSLY

2. CONSENT AGENDA

MOVED BY CHRYS DMYTRUK AND SECONDED BY SHAWN MORRISON 09-02

THAT the Consent Agenda be approved with Item 2.1.1 lifted to become item 3.1, item 2.2.2 lifted to become item 3.2, and item 2.2.4 lifted to become item 3.3.

APPROVED BY CONCENSUS

3. BUSINESS LIFTED FROM THE CONSENT AGENDA

3.1 December 4, 2008 Council Minutes (Consent Agenda Item 2.1.1)

Under item 6.6 there had been a Point of Order regarding contributions to political parties. The staff was asked to look into it and report back to Council at the April meeting.

3.2 Discipline Committee (Consent Agenda Item 2.2.2)

More detail was requested in regards to what cases are about. Staff informed Council that charges are the only thing that could be added as all other information is already contained in the report or forthcoming in the summary report when the case is concluded. Timelines in handling the cases were also discussed.

3.3 Investigative Committee (Consent Agenda Item 2.2.4)

Concern was expressed regarding a growing number of structural engineering issues mentioned in this report. The question of repeat offenders was broached and it was noted that there were two instances of repeat offences, but they were identical issues in each case. The Director, Investigations, also advised that he has taken over a few older investigations that panels had not yet resolved due to a lack of time availability in serving in their volunteer capacity for this Committee.

4. EXECUTIVE COMMITTEE REPORT

4.1 December 2, 2008 Executive Committee Meeting

The Executive Director expanded on the following topics which were discussed:

- There were concerns about the definition of engineering in the Act in regards to work designed outside of Alberta by non-Alberta licensed professionals for construction in Alberta, as well as the lack of enforcement currently surrounding this issue. The Executive Committee advised a review of the act with the intent to pursue an amendment regarding work in Alberta to be done by licensed Alberta professionals.
- There were no nominations forthcoming for President of CCPG as both eligible candidates - Ian McIlreath and Julie Aitken - were unavailable.
- There was concern that the Consent Agenda may not be working as it was designed to, and the question has been forwarded to the Governance Committee.
- Out of the budget discussions arose the matter of how much money has been paid annually for rent in Edmonton and Calgary, and the question of constructing a building was raised. The Executive Director plans to carry out a preliminary feasibility study. Other professional associations may be interested in sharing a professional building with APEGGA as well.
- Over the past several weeks the President, Executive Director, and Manager of Geoscience Affairs have met with CEOs and senior people from seven different oil and gas companies in Calgary. The meetings were extremely productive, and it was thought that similar meetings should continue to be held on an on-going basis.

5. COUNCIL COMMITTEE REPORTS

5.1* Ad Hoc JPT Regulations Committee

5.1.1* Proposed Professional Technologist Regulations

The Deputy Registrar presented joint regulations, two years in the making, that allow ASET and APEGGA to create jointly regulated members. Issues discussed included governance of, limitations applied to, and scope of practice in regards to the geoscience sector.

Moved by Jim Beckett and Seconded by Chrys Dmytruk

09-03

THAT the proposed changes to the General Regulation to create the Professional Technologist designation be approved by Council of APEGGA.

CARRIED UNANIMOUSLY

5.2* Act, Regulation and Bylaws Committee

5.2.1 Regulation Amendment Recommendations Re Professional Licensees and RET's

The Deputy Registrar presented this report.

Moved by Shawn Morrison and Seconded by Ron Hinds

09-04

THAT the proposed changes to the General Regulation to enable APEGGA to register Professional Licensees and deal with Registered Engineering Technologists be approved by Council for presentation to the membership at the 2009 AGM.

CARRIED UNANIMOUSLY

5.3* Audit Committee

5.3.1* Audited Financial Statements

Chair of the Audit Committee, John Van der Put, reports that the Auditor has complimented the APEGGA staff on their preparedness and high level of cooperation during the process of the audit.

In the assessment of internal controls, the auditor recommended a separation of responsibilities to decrease the possibility of fraudulent behaviour, and staff has already responded to the recommendation.

In regards to the Pension fund, the Audit Committee has referred the matter of the significantly reduced accrued benefit obligation to the Pension Governance Committee to possibly draft a clarifying statement to include in the 2008 Annual Report to avoid misinterpretation of the information.

Moved by: John Van der Put and Seconded by: Mary Ann Byrd

09-05

THAT Council approve the 2008 audited financial statements as presented for publication in the 2008 Annual Report and for presentation at the 2009 Annual General Meeting

CARRIED UNANIMOUSLY

Moved by Jim Smith and seconded by John Van der Put

09-06

THAT Council commends staff for the accuracy of their work and their diligence in completing tasks related to the audit.

CARRIED UNANIMOUSLY

5.3.2* Policy – Related Party Transactions

The Policy states that procurement of goods and services by the association is to be done in an open, transparent matter in a competitive environment, and the association should not be entering into transactions with entities or persons not at arms length from the officers and employees of the association as well as from councillors.

5.3.3 Reappointment of Auditors at 2009 AGM

Moved by John Van der Put and seconded by John Hogg

09-07

THAT Council recommend to the membership at the 2009 Annual General Meeting that Kingston Ross Pashak be appointed as auditors for the 2009 fiscal year.

CARRIED UNANIMOUSLY

Discussion: The question was asked: is there a process in place that ensures the fee the auditor will charge is fair market value before appointing them for the next fiscal year? The Manager Administration gave an overview of what was included in the fee charged by the auditor for 2008 which was subsequently approved by the Audit Committee.

5.4* Finance Committee

5.4.1* Year End Financial Report

The Chair of the Finance committee, Dick Walters, presented the report, followed by a discussion of the pros and cons of charging and claiming for GST now as opposed to past years.

5.5* Geoscience Committee

5.5.1 Progress Report: Qualified Person/Qualified Evaluator Status under NI43-101 and NI51-101

Chair of the Geoscience Committee, John Hogg, reported on issues related to oil and gas, mining, and reserves reporting by qualified evaluators.

Discussion: Public safety and a weakness in the organization's ability to protect the public interest was raised as a concern. The Securities Commission seemed to conclude that the only items of issue were the location of the asset and of the individual(s) doing the evaluating, and were not concerned about either of these issues as long as the Board of Directors of the Company in question was satisfied with the qualifications of the professionals. This concerned APEGGA as companies are using individuals not qualified (in the view of APEGGA) to do the assessments. It was felt that the Securities Commission, if accepting something going on the market,

should demand due diligence of the Companies providing the commodity. Another concern was that bad practices by companies and professionals were not always being reported by individuals licensed with APEGGA.

5.6* Governance Committee

5.6.1* Council Assessment Results

Chair of the Governance Committee, John McLeod presented the results of the Council Self Assessment forms.

5.6.2* Public Interest Issues Committee TOR

The Executive Director explained that the terms of reference were substantially the same as the previous version with the exception of a paragraph that was removed, and the President Elect had been brought into the process for continuity.

Moved by John McLeod and Seconded by Arlene Strom

09-08

THAT Council approve the terms of reference for the Public Interest Issues Committee as presented.

CARRIED UNANIMOUSLY

5.7* Practice Review Board

5.7.1 Regulatory Requirement for Stamping documents

Moved by Dick Walters and Seconded by Ron Hinds

THAT the legislation under the Engineering, Geological and Geophysical Professions Act be amended to require a member to stamp only those final documents of a professional nature that are provided to the public (i.e., anyone not part of the member's employer organization).

A presentation was made by Dr. Raj Rajan of the Practice Review Board asking Council to reconsider its December 2008 decision regarding stamping requirements. The discrepancy between regulations and enforcement of practices was pointed out, and Council was asked to consider ramifications and impact of a "stamp everything" imperative.

Discussion points included:

- A better definition of public requested
- Disagreement that PPNP would make sure requirements would be met.
- Determining responsibility (contractors work with a variety of employers)
- A better definition desired of what is a "final" document and what is a "professional" document
- Simply stamping is not going to protect the public interest

- Provisions are currently in place within companies to verify authorship and ownership
- Disagreement whether pressure vessels had to be stamped and whose responsibility it was considered to be
- A suggestion was made for more time to consider alternatives.
- The motion was thought to be premature and the Practice Standards Committee should revise the current guidelines and come up with more workable ones that Council can review.
- If changes are made to the guideline, act changes will be required as well.

Amendment Moved by Jim Becket seconded Shawn Morrison that the original motion be replaced by: **09-09**

Council requests the Practice Standards Committee develop a revised practice standard on stamping and sealing documents which takes into account practical and workable current industry standards and practices for presentation to Council along with implications to relevant legislation.

CARRIED UNANIMOUSLY

Discussion revolved around whether this motion would include professional technologists as well, and whether the guidelines should be expanded to include the two associations. Since the regulations actually use the terms “professional member or licensee”, it was concluded that the motion was sufficiently all-inclusive.

5.8* Practice Standards Committee

5.8.1* Guideline: “Determining the Need for Professional Involvement in Outsourced Engineering” Draft

The Director Professional Practice presented the guideline.

Moved by Dick Walters and Seconded by Shawn Morrison **09-10**
THAT Council receive the guideline, “Determining the Need for Professional Involvement in Outsourced Engineering” for review and comment.

CARRIED UNANIMOUSLY

6. EXECUTIVE DIRECTOR REPORTS

6.1* 2009 Business Plan Priorities Progress Report

The Executive Director presented the first Business Plan Report for 2009. A question was raised regarding the use of Meloche Monnex for insurance purposes while accepting funds from them: are we not in some degree of conflict? The Executive Director answered that the Meloche Monnex insurance products are delivered through Engineers Canada, not APEGGA. Also, Meloche Monnex would benefit from a similar arrangement with specialty markets in the United States as it currently enjoys with APEGGA.

Their sponsorship of events gives them an opportunity for access to boards in the States and across Canada. The small amount they are putting towards the conference would not sway APEGGA in the choice of an insurance provider therefore there is no conflict of interest.

6.2* Public Members Recommendations

Terms of three public members are due to expire this year and re-appointments are suggested.

Moved by Jim Smith and Seconded by Leah Lawrence

09-11

THAT the Council recommend to the Minister, the reappointment for a three-year term, of Mr. Gary Campbell, Q.C, to the APEGGA Council, Dr. Hakan Gnarpe to the Practice Review Board and Mr. Ron Weisenburger, P.Ag. to the Board of Examiners.

That the Council approve the nomination to the Minister of one of Ms. Muriel Dunnigan, Mr. Aaron Falkenberg or Mr. Murray Mikaluk as a public member of the Discipline Committee for a three-year term from April 2009 to March 2012.

CARRIED UNANIMOUSLY

6.3* PEGG Format

The Manager Editorial Services presented points for switching from a newspaper to a magazine format and outlined features of the new, improved e-PEGG.

Moved by Dick Walters and Seconded by Anne Simpson

09-12

THAT APEGGA's newspaper (The PEGG) be replaced with a magazine that will be published at least six times per year, tentatively starting January 2010.

CARRIED UNANIMOUSLY

Discussion: The switch was seen as a great positive change, and comments made that the new layout was attractive and professional looking. The question arose of whether any changes or modifications were required to information given to members, in order to meet regulatory requirements. The Manager Editorial Services said that while the wording of a few regulations may need to be modified we have been allowed, for a couple of years now, to reach members through electronic means.

7.* REPORT FROM ENGINEERS CANADA

7.1* Engineers Canada Meeting, Ottawa, February 12-13

- Engineers Canada Executive, Dan Motyka, gave a verbal report from the February 2009 Meeting of the Board of Directors of Engineers Canada.
- Engineers Canada Director, Dave Chalcraft, spoke on the National Engineering Summit May 19-21, 2009 in Montreal QC, and urged members of Council to attend.

- Engineers Canada will hold their Strategic Planning Meeting for the new executive June 22-23 in Fort McMurray.

**7.2* World Federation of Engineering Organizations (WFEO)
Committee on Engineering and the Environment (CEE)**

7.2.1* Progress Report to Meloche-Monnex December 2008

Darrel Danyluk, representative of WFEO, made a presentation and encouraged members of APEGGA to participate in future WFEO meetings.

8. REPORT FROM CCPG

Presentation from Dr. Ian McIlreath, P.Geol.

9. BRANCH CHAIRS' REPORT

Verbal report from Calgary Branch Chair, George Anderson included:

- An update on the Lethbridge High Level Bridge Centennial plans
- Various branches were financially sound and engaged in a variety of activities
- The Peace River Branch was concerned that the APEGGA Education Foundation has ceased scholarships to outlying post secondary educational institutions (other than the main Universities)

Staff replied that the Universities themselves have said that part of the scholarship funds transferred to them from the Foundation have been earmarked for those from outlying areas with financial need. The President indicated that the Branch's concern was to be conveyed to the APEGGA Education Foundation.

10. STRATEGY SESSION

The Executive Director gave a presentation regarding the Canadian Framework for Licensure Task Force.

Professional Engineers of Ontario have put forward a motion for the consideration of Council by June 2009 regarding a national inclusivity proposal. Striking a task force was suggested to investigate the proposal, bring information back to APEGGA, and make recommendations for Council to consider.

The President asked the Executive Committee to create a small task force for this purpose. Jim Beckett suggested that the Strategic Planning Committee be the ones to handle this as it will affect our strategic plans.

11. COMPLETION OF SELF-ASSESSMENT FORM

Councilors completed their self-assessment forms.

12. NEXT MEETING

The next meeting is to be Friday, April 24, 2009 in Calgary.

13. ADJOURNMENT

MOVED BY SHAWN MORRISON AND SECONDED BY JIM BECKETT

THAT the Council Meeting be adjourned at 1:50 p.m.

CARRIED UNANIMOUSLY

Council Caucus

Signed by President, Gordon Williams, P.Geol.



Signed by Executive Director & Registrar, H. Neil Windsor, P.Eng.

