

### **Minutes**

The 503<sup>rd</sup> MEETING of the COUNCIL of PROFESSIONAL ENGINEERS ONTARIO (PEO) was held at PEO Offices, 40 Sheppard Avenue West, Toronto, Ontario on Friday, November 20, 2015 at 9:00 a.m.

Present: T. Chong, P.Eng., President and Chair

J. D. Adams, P.Eng., Past President [minutes 11572 - 11602 only]

G. Comrie, P.Eng., President-elect

B.Dony, P.Eng., Vice President (Appointed) [minutes 11572 – 11586, 11590 – 11599 a-c only]

P. J. Quinn, P.Eng., Vice President (Elected) [minutes 11572 – 11602 only]

I. Bhatia, P.Eng.

D. Brown, P.Eng.

D. Chui, P.Eng.

N. Colucci, P.Eng.

B. Dony, P.Eng.

S. K. Gupta, P.Eng.

R. Jones, P.Eng.

C.M. Kidd, P.Eng.

L. King, P.Eng.

B. Kossta

E. Kuczera, P.Eng.

M. Long-Irwin

D. Preley, P.Eng.

S. Reid, C.Tech.

S. Robert, P.Eng.

C. Sadr, P.Eng.

R.K. Shreewastav, P.Eng.

M. Spink, P.Eng.

W. Turnbull, P.Eng.

Regrets: R. A. Fraser, P.Eng.

R. J. Hilton, P.Eng.

R. Huang, LL.B.

Staff: G. McDonald, P.Eng., Registrar

S.W. Clark, LL.B.

M. Cellucci

C. Mucklestone

L. Latham, P.Eng.

M. Price, P.Eng. [minutes 11572 – 11589 only]

Z. Sarmento

J. Zuccon, P.Eng.

R. Martin

D. Power

Guests: A. Bergeron, PEO Director, Engineers Canada [minutes 11572 – 11606, except minute 11599]

D. Freeman, PEO Director, Engineers Canada [minutes 11572 – 11606, except minute 11599]

H. Brown, Brown & Cohen [minutes 11572 – 11606 except minute 11599]

A. Brownlee, Office of the Fairness Commissioner [minutes 11572 – 11606 except minute

11599]

R. Gupta, Finance Committee member [minutes 11572 – 11605, except minute 11599]

S. Perruzza, OSPE [minutes 11572 – 11606 except minute 11599] B. Steinberg, CEO [minutes 11572 – 11606 except minute 11599]

On Thursday evening, Council held a plenary session to discuss updates related to the Continuing Professional Development, Competency and Quality Assurance Task Force (CPDCQA TF); the fall regional town halls; Aptify and Communication Audit.

Council convened at 9:00 a.m. Friday, November 20, 2015.

### **CALL TO ORDER**

Notice having been given and a quorum being present, the Chair called the meeting to order.

### 11572 APPROVAL OF AGENDA

Moved by Councillor Sadr, seconded by Councillor Shreewastav:

#### That:

- a. the agenda, as presented to the meeting at C-503-1.1, Appendix A be approved, and
- b. the Chair be authorized to suspend the regular order of business.

### **CARRIED**

### 11573 PRESIDENT/REGISTRAR'S REPORT

Registrar McDonald recognized Johnny Zuccon, P.Eng. Deputy Registrar, Tribunals and Regulatory Affairs, for his 20 years of service to PEO.

# 11574 CONTINUING PROFESSIONAL DEVELOPMENT, COMPETENCY AND QUALITY ASSURANCE TASK FORCE (CPDCQA TF)

Council was provided with the final report of the Continuing Professional Development, Competence and Quality Assurance Task Force.

Moved by Councillor Brown, seconded by Councillor Sadr:

- That Council approve the guiding principles and the basic program elements outlined in the section on Proposed Implementation in the Final Report as presented to the meeting at C-503-2.1, Appendix A.
- 2. That Council direct the Registrar to create Terms of Reference for a continuing professional development program task force comprised of eight PEO members (a majority of whom are sitting Councillors), who will be responsible for finalizing a risk review form, a continuing professional development requirement algorithm, and criteria for acceptable technical activities, and to provide the Terms of Reference to Council for approval at its February 2016 meeting.

3. That Council direct the Registrar to develop a communications plan to notify PEO licence holders and other stakeholders about the proposed continuing professional development and quality assurance program and provide that plan to Council for approval at its February 2016 meeting.

CARRIED Recorded Vote

For I. Bhatia D. Brown D. Chui N. Colucci G. Comrie B. Dony C. Kidd L. King B. Kossta M. Long-Irwin D. Preley S. Reid S. Robert C. Sadr R. Shreewastav M. Spink	Against J. D. Adams E. Kuczera P. Quinn	Abstain S. Gupta R. Jones
M. Spink W. Turnbull		

# 11575 FUTURE OF ONTARIO CENTRE FOR ENGINEERING AND PUBLIC POLICY (OCEPP)

Council, at its Plenary Session on September 24, 2015, conducted a straw vote regarding OCEPP's viability. The result of this vote was that OCEPP be discontinued.

Registrar McDonald advised that the funds allocated to OCEPP will remain in the budget and as such can be re-directed as Council sees fit.

Moved by Councillor Brown, seconded by Councillor Colucci:

- 1. That Council discontinue the Ontario Centre for Engineering and Public Policy and its operations.
- 2. That funds associated with OCEPP be removed from the 2016 budget.
- 3. That the OCEPP Advisory Board be stood down with thanks.

**CARRIED** 

### 11576 2016 OPERATING BUDGET

Council discussed a \$42,000 increase to the professional development budget to \$250,000. There being no objections, the 2016 operating

budget was amended accordingly.

Moved by Councillor Jones, seconded by Councillor Colucci:

That Council approve the draft 2016 operating budget as recommended by the Finance Committee as presented to the meeting, and as amended, at C-503-2.3, Appendix A.

CARRIED Recorded Vote

<u>For</u>	<u>Against</u>
I. Bhatia	J. D. Adams
D. Brown	R. Jones
D. Chui	P. Quinn
N. Colucci	
G. Comrie	
B. Dony	
S. Gupta	
C. Kidd	
L. King	
B. Kossta	
E. Kuczera	
M. Long-Irwin	
D. Preley	
S. Reid	
S. Robert	
C. Sadr	
R. Shreewastav	
M. Spink	
W. Turnbull	

11577 2016 CAPITAL BUDGET Moved by Councillor Jones, seconded by Councillor Colucci:

That Council approve the draft 2016 capital budget as recommended by the Finance Committee as presented to the meeting at C-503-2.4, Appendix A.

CARRIED UNANIMOUSLY Recorded Vote

### For

J.D. Adams

I. Bhatia

D. Brown

D. Chui

N. Colucci

G. Comrie

B. Dony

S. Gupta

R. Jones

- C. Kidd
- L. King
- B. Kossta
- E. Kuczera
- M. Long-Irwin
- D. Preley
- P. Quinn
- S. Reid
- S. Robert
- C. Sadr
- R. Shreewastav
- M. Spink
- W. Turnbull

### 11578 BORROWING RESOLUTION

To help manage the working capital and provide convenience to senior volunteers and staff, Scotiabank provides PEO two credit facilities in the form of an operating overdraft and corporate credit cards.

Moved by Councillor Jones, seconded by Councillor Bhatia:

### That Council:

- a) approve the borrowing of money upon the credit of the association by way of:
  - i. an operating overdraft up to an amount not to exceed CAD\$250,000; and
  - ii. use of corporate credit cards with an aggregate limit not to exceed CAD\$120,000.
- b) in compliance with PEO's Internal Control Banking Policy, hereby confirms that this Borrowing Resolution is to expire on January 31, 2017.

**CARRIED** 

## 11579 ENGINEERING DIMENSIONS EDITORIAL OBJECTIVES

Engineering Dimensions has immense, untapped potential for connecting members to PEO and as such Council should provide direction and renewed policies to staff.

Moved by Vice-President Quinn, seconded by Past President Adams:

### That:

- 1. Council approves the objectives as presented to the meeting at C-503-2.6, Appendix A;
- 2. Council approves the establishment of a three person Advisory Communications Board, (the ACB), to act for Council, (with final

decision making authority should the Editor require guidance as to content), and report to Council for ratification of its decisions in a timely fashion.

- The ACB consist of three recent past-presidents willing to serve, who will establish its terms of office and reference for Council approval.
- Council agrees that the renewal of Engineering Dimensions is a matter where time is of the essence, and that all shall act accordingly.
- 5. The ACB have an annual expense allowance of \$2,000 from the operations budgets.

Moved by Councillor Chui, seconded by Councillor Bhatia:

That this item be tabled to the February 2016 Council meeting.

#### **CARRIED**

# 11580 GUIDELINE – DESIGN EVALUATION OF DEMOUNTABLE EVENT STRUCTURES SUBCOMMITTEE

The Professional Standards Committee (PSC) requested authorization to form a Design Evaluation of Demountable Event Structures
Subcommittee to prepare a guideline describing the best practices for engineers involved in this line of work. The present guideline on demountable structures has no specific guidelines on design evaluation.

Moved by Councillor Jones, seconded by Councillor Brown:

That Council direct the Professional Standards Committee to form a Design Evaluation of Demountable Event Structures subcommittee to develop a guideline as described in the Terms of Reference presented to the meeting at C-503-2.7, Appendix A.

### **CARRIED**

## 11581 PROFESSIONAL ENGINEERS PROVIDING FORENSIC ENGINEERING INVESTIGATIONS

The Professional Standards Committee, as instructed by Council, has developed a guideline to address forensic engineering practice and provide information on how practitioners should carry out forensic engineering activities in an ethical and legal manner.

Moved by Councillor Jones, seconded by Councillor Sadr:

#### That Council:

- Approve the practice guideline for Professional Engineers
   Providing Forensic Engineering Investigations as presented to
   the meeting at C-503-2.8, Appendix A;
- 2. Direct the Registrar to publish the guideline and notify

members and the public of its publication through usual PEO communications; and

3. Stand down the Guideline for Forensic Engineering Subcommittee with thanks.

**CARRIED** 

## 11582 PROFESSIONAL STANDARDS INDUSTRIAL SUBCOMMITTEE FINAL REPORT

The Professional Standards Committee was instructed by Council to establish an Industrial sub-committee with a mandate to address industrial issues, within the practice of professional engineering, related to industrial/product design and manufacturing.

Councillor Jones, seconded by Councillor Colucci:

### **That Council:**

- 1. Receive the Professional Standards Industrial Subcommittee Final Report as presented to the meeting at C-503-2.9, Appendix A;
- Direct the Registrar to send the Professional Standards Industrial Subcommittee Final Report to the Enforcement department and external stakeholders for their consideration; and
- 3. Stand down the Professional Standards Industrial Subcommittee with thanks.

**CARRIED** 

## 11583 TERM LIMITS AND SUCCESSION PLANNING FOR COUNCIL POSITIONS

At the 2015 Annual General Meeting of the Association, two resolutions dealing with term limits were presented to the members attending, one dealing with the establishment of term limits for Council positions and the second with establishing a system of succession planning to identify candidates for positions on Council, especially given that incumbents have to vacate positions more frequently. Both resolutions passed with large pluralities.

Council considered these two resolutions at the September 2015 Council meeting. The general consensus was favourable, but opinions varied as to how to reach the goals.

During the June 2015 round of regional congresses, the Northern Region established an open issue 37 whereby "NRC requests RCC to establish a task force to consider the AGM Term Limits motion and make recommendations back to RCC." RCC then recommended that Council appoint as Task Force to review term limits for all PEO Council members.

Moved by Councillor Brown, seconded by Councillor Sadr:

1. Respecting two 2015 Member AGM Motions, Council affirms in

- principle that term limits and succession planning should be established for all Council positions.
- That Council direct the Registrar to develop the draft terms of reference and proposed list of members for a task force to examine the issues of term limits and succession planning for Council positions for approval by Council at its February 2016 meeting.
- 3. That the terms of reference require the task force to provide a report with recommendations for approval by Council before the 2017 Annual General Meeting.

**CARRIED** 

### 11584 ACT CHANGE PROTOCOL

Use of the proposed Act Change Protocol will ensure that future Act change proposals are well developed prior to Council approval and ready for inclusion in future government legislation. The protocol requires that the person proposing any Act change provide answers to the first set of questions on policy intent for Council's initial review, after which time the proposal is referred to the Legislation Committee for further regulatory analysis and recommendation back to Council with a fully-scoped proposal.

Moved by Vice-President Dony, seconded by Councillor Kossta:

That Council adopt the Act Change Protocol for all future proposals to amend the Professional Engineers Act as presented to the meeting at C-503-2.11, Appendix A.

CARRIED

## 11585 ANNUAL TECHNOLOGY ALLOWANCE FOR COUNCILLORS

A motion was passed at the September 2011 Council meeting to establish a pilot program for the use of technology by Councillors for Council related materials in order to facilitate paperless Council meetings and transmission of other Council related material. In order to formalize this allowance, Council was presented with a policy for approval.

Moved by Councillor Kuczera, seconded by Councillor Jones:

That Council approve the policy for an annual technology allowance of \$300 for Councillors as presented to the meeting at C-503-2.12, Appendix A.

**CARRIED** 

### 11586 CHAIN OF OFFICE

In June 2015, President Chong asked staff to examine the issue of a President's Chain of Office. Organizations such as Professional Engineers and Geoscientists of Saskatchewan, the Ontario Association of Architects and other provincial constituent associations have a President's Chain of Office that is worn by the President at the Annual General Meeting and other special events.

Moved by Councillor Sadr, seconded by Councillor Chui:

That Council approve the use of, design and production of a President's Chain of Office as presented to the meeting at C-503-2.13, Appendix A, at a cost of \$2,399.00.

**CARRIED** 

## 11587 ONE YEAR REVIEW OF ENGINEERING DIMENSIONS' RETURN TO PRINT

Council, at its September 2015 meeting, approved a return to sending the print edition of *Engineering Dimensions* to all PEO license holders and engineering interns, unless they request the digital edition. The return to print for all comes at a significant cost and it is prudent that Council, as stewards of PEO's finances, determine whether this decision has achieved the desired result.

Moved by Councillor Brown, seconded by Councillor Sadr:

That Council review after one year the decision to resume sending the print edition of Engineering Dimensions to all licence holders and engineering interns to ascertain whether it has increased readership, such review to include an update of the data presented in item C-502-2.4, Appendix A.

**CARRIED** 

A survey will be conducted after one full year of print which is the end of 2016 for Council's decision in early 2017.

### 11588 COMMERCIAL TENANT PRIVACY POLICY

Council, at its March 21, 2014 meeting, passed a motion to direct the Registrar to develop a separate privacy policy to govern the commercial relationship between PEO and its tenants.

Moved by Councillor Preley, seconded by Councillor King:

That Council approve the Commercial Tenant Privacy Policy as presented to the meeting at C-503-2.15, Appendix A.

**CARRIED** 

### 11589 MEMBER SURVEY QUESTIONNAIRE

A strategic objective of the approved 2015-2017 Strategic Plan is that PEO has a sustainable organization-wide continuous-improvement culture. One of the strategies is that PEO conduct a member survey to assess the relevance of PEO to their needs. To achieve the strategy, a Member Satisfaction Survey questionnaire was developed to seek input on how well PEO regulates and advances the practice of engineering from professional engineers practicing in Ontario.

Moved by Councillor Sadr, seconded by Councillor Brown:

That Council approve the implementation of a Member Satisfaction

### Survey as presented at C-503-2.16, Appendix A.

**CARRIED** 

11590
CANADIAN ENGINEERING
ACCREDITATION BOARD (CEAB)

Vice-President Dony provided an update regarding the ongoing issue of accreditation and licensure wherein the National Council of Deans of Engineering and Applied Science (NCDEAS) are proposing changes to the required academic unitsrequired for accreditation. Since this is of primary concern to PEO as a regulator, Vice-President Dony suggested that this item be included as a topic for the February 2016 plenary session so that Council may delve into this matter further.

11591 CONSENT AGENDA Moved by Councillor Kuczera, seconded by Councillor Colucci:

### That the Consent Agenda be approved.

**CARRIED** 

Included on the consent agenda:

- 3.1 Minutes 239th Executive Committee meeting August 11, 2015
- 3.2 Minutes 240<sup>th</sup> Executive Committee meeting October 27, 2015
- 3.3 Minutes 502nd Council meeting September 25, 2015
- 3.4 Approval of CEDC Applications
- 3.5 PEO Annual Committee and Task Forces Membership Roster
- 3.6 Committees and Task Forces Human Resources and Work Plans
- 3.7 Changes to Committee/Task Force Terms of Reference

[Note: minutes 11592 to 11598 reflect the motions provided in the briefing notes presented to the meeting.]

11592 MINUTES – 239<sup>th</sup> EXE COMMITTEE MEETING – AUGUST 11, 2015 That the minutes of the open session of the 239<sup>th</sup> meeting of the Executive Committee, held on August 11, 2015 as presented to the meeting at C-503-3.1, Appendix A be ratified.

**CARRIED** 

11593 MINUTES – 240<sup>th</sup> EXE COMMITTEE MEETING – OCTOBER 27, 2015 That the minutes of the open session of the 240<sup>th</sup> meeting of the Executive Committee, held on October 27, 2015 as presented to the meeting at C-503-3.2, Appendix A be ratified.

**CARRIED** 

11594 MINUTES – 502<sup>nd</sup> COUNCIL MEETING – SEPTEMBER 25, 2015 That the minutes of the open session of the 501<sup>st</sup> meeting of Council, held on September 25, 2015 as presented to the meeting, and as amended, at C-503-3.3, Appendix A accurately reflect the business transacted at that meeting.

**CARRIED** 

11595
APPROVAL OF CEDC APPLICATIONS

- 1. That Council approve the exemption from examinations and the applications for designation as Consulting Engineer as presented to the meeting at C-503-3.4, Appendix A, Section 1.
- 2. That Council approve the applications for re-designation as

Consulting Engineer as presented to the meeting at C-503-3.4, Appendix A, Section 2.

3. That Council grant permission to use the title "Consulting Engineers" (or variations thereof) to the firms as presented to the meeting at C-503-3.4, Appendix A, Section 3.

**CARRIED** 

## 11596 PEO ANNUAL COMMITTEES AND TASK FORCES MEMBERSHIP ROSTER

- 1. That Council approve changes to the 2015 PEO Annual Committees and Task Forces Membership Roster as presented at C-503-3.5, Appendix A.
- 2. That Council approve the 2016 PEO Annual Committees and Task Forces Membership Roster as presented at C-503-3.5, Appendix B.

#### **CARRIED**

### 11597

COMMITTEES AND TASK FORCES HUMAN RESOURCES AND WORK PLANS

That Council approve the committee/task force work plans and human resources plans as presented at C-503-3.6, Appendices A to Q inclusive.

#### **CARRIED**

### 11598 CHANGES TO COMMITTEEE/TASK FORCE TERMS OF REFERENCE

- 1. That Council approve the Discipline Committee (DIC) Terms of Reference as presented to the meeting at C-503-3.7, Appendix A.
- 2. That Council approve the Experience Requirements Committee (ERC) Terms of Reference as presented at C-503-3.7, Appendix B.

#### **CARRIED**

Councillor Brown commended the Experience Requirements Committee for the implementation of a procedure for term limits for Chair and Vice-Chair positions. He asked Councillor Gupta and President-elect Comrie to work with him in preparing a briefing note to introduce term limits for all other committees at the February 2016 Council meeting.

### 11599 IN-CAMERA SESSION

Moved by Councillor Sadr, seconded by Councillor Colucci:

### That Council move in-camera.

**CARRIED** 

While in-camera, Council:

- a) ratified the in-camera minutes of the Executive Committee, held on August 11, 2015, as presented to the meeting at C-503-4.1, Appendix A;
- b) verified the in-camera minutes from the 502nd meeting of Council held September 25, 2015 as amended;
- approved a recommendation from the Professional Standards
   Committee regarding the practice standard for tower cranes;
- d) received the Professional Standards Committee Report on Belanger's

- Recommendation 1.21 including approval of a recommendation relating to this item
- e) approved the list of inductees into the Professional Engineers Ontario 2016 Order of Honour;
- f) approved the 2016 awardee of the G. Gordon M. Sterling Engineering Intern Award;
- g) received a report from the HRC Committee;
- h) received an update regarding the repeal of the Industrial Exception;
- i) received decisions and reasons of the Discipline Committee;
- j) received a legal update on legal actions in which PEO is involved;
- k) there were no issues reported regarding PEO's Anti-Workplace Violence and Harassment Policy.

# 11600 PROFESSIONAL STANDARDS COMMITTEE REPORT ON BELANGER'S RECOMMENDATION 1.21

While in-camera, Council moved the motion related to Professional Standards Committee report on Belanger's Recommendation 1.21 into the open public session.

Moved by Councillor Jones, seconded by Vice-President Quinn:

That Council directs the Registrar to contact the Ministry of the Attorney General to explain that the Professional Engineers Act is not an appropriate route to implement the intent of recommendation 1.21 as contained in the final report of the Belanger Commission.

**CARRIED** 

### 11601 LEGISLATION COMMITTEE UPDATE

There was no update.

### 11602 REGIONAL CONGRESS UPDATE

Councillor Sadr, referring to the \$51,000 Chapter allotment increase in the 2016 budget, advised that RCC had established a task force in 2014 comprising of five members, one Councillor from each region, to develop a mathematical model for allotment distribution. This model was used as a reference for the 2016 operational budget and will continue to be used going forward. This model takes several different factors into consideration including core Chapter activities, number of members, land size, etc. and was unanimously approved by RCC on July 25, 2015. Councillor Sadr thanked all regional councillors and RCC members for their great work and specifically to Chapter Manager Matt Ng for all of the support he provides to the Chapters and RCC.

### 11603 ENGINEERS CANADA UPDATE

Councillor Shreewastav advised that some of the items discussed at the September Engineers Canada Board meeting included the following:

- National Code of Ethics Regulating the Profession
- By-law changes and Governance
- Accreditation

There were six engineers elected in the House of Commons in the latest

federal election as well as Minister of Transport Marc Garneau.

A. Bergeron referred to the latest Engineers Canada newsletter. Topics of interest include:

- Engineers PEI to accept Washington Accord degrees as equivalent
- Engineers Canada has released Canadian Engineers for Tomorrow: Trends in Engineering Enrolment and Degrees Awarded 2010-2014.
   The report finds that between 2010 and 2014, undergraduate enrolment in accredited engineering program increased 23 percent.
- Jeanette Southwood has been appointed as V.P. Strategy and Partnerships

### 11604 CANADIAN ENGINEERING QUALIFICATIONS BOARD (CEQB)

A written report was provided.

### 11605 STATISTICS - COMPLAINTS, DISCIPLINE, LICENSING AND REGISTRATION

A question was raised regarding the delay in issuing licenses. Registrar McDonald advised that a Lean consultant was hired to review PEO's licensing system with a view to improve the process. A number of initiatives have been put into place as a result. Additionally, the steps in the process of licensing have been documented to enable PEO to better assess performance in each of those steps which will be linked to the Aptify system once it becomes operational.

### 11606 COUNCILLOR ITEMS

### a) Notice of Item – Term Limits for Committees

Councillor Brown, working with Councillor Gupta and President-elect Comrie, will submit a Briefing Note regarding Term Limits for Committees at the February 2016 Council meeting.

### b) Equity and Diversity Committee

Councillor Shreewastav, Council liaison to the Equity and Diversity Committee, advised that this committee is very much involved with equity and inclusion initiatives related to such things as first nations and women in engineering and that some of these initiatives will be showcased in an upcoming issue of Engineering Dimensions. He encouraged Council members to familiarize themselves with the equity and diversity module posted on PEO's website.

### c) Discipline Committee

Councillor Bhatia advised that the new Chair and Vice Chair of the Discipline Committee are Ravi Gupta and John Vieth. David Wright, The Law Society of Upper Canada, attended the November 4, 2015 meeting to discuss arbitrations.

The Entrepreneurship Program initiated at the Ottawa Chapter is now in the hands of OSPE.

### d) 2016 Election

A. Bergeron, Chair of the Central Election and Search Committee, reminded everyone that the deadline for candidacy submission was Friday, December 4, 2015 at 4:00 p.m.

A. Bergeron noted that if PEO would lend support for some of OSPE's position papers this would provide more leverage when dealing with government. She suggested the presentation of one OSPE position paper at each Plenary Session going forward.

There being no further business, the meeting concluded	l.
These minutes consist of fourteen pages and minutes 13	1572 to 11606 inclusive.
T. Chong, M.Sc., P.Eng., FEC, PMP, Chair	G. McDonald, P.Eng., Registrar