

Nebraska Board of Engineers and Architects
Board Meeting Minutes
May 20, 2016

CALL TO ORDER

The meeting was held at 215 Centennial Mall South, 5th Floor Large Conference Room, Lincoln, Nebraska. Chair Kester called the meeting to order at 8:02 a.m. and noted the location of the Public Meeting Statutes. Notice of the meeting was published in the Lincoln Journal Star in compliance with the Open Meetings Act.

Roll Call: Krista Kester, Chair; Roger Helgoth, Vice-Chair; Mark Champion; Tom Laging; Daniel Linzell. Absent: Michael Conzett; Lenora Isom; Jennifer Klein, Secretary. Isom arrived at 8:05 a.m.

Staff Present: Jon Wilbeck, Interim Executive Director/Compliance Officer; Sandra Weaver, Business Manager; Jean Lais, Administrative Assistant; Tanna Dittmar, Public Information Officer.

The following appeared before the Board:

Sean Minahan, Special Assistant Attorney General

8:30 a.m. – Hearing on Nebraska Board of Engineers and Architects v. AGEACAC Inc., 16.02

As the presiding officer, Chair Kester convened the hearing at 8:33 a.m. for the matter of the Nebraska Board of Engineers and Architects v. AGEACAC Inc., Case 16.02. Testimony was provided by Compliance Officer Jon Wilbeck, Deputy State Fire Marshal Brandon Lubke, Miguel Torres, and Veronica Gutierrez. Proceedings were recorded by Jody J. White, Pell Reporting.

A break was taken at 9:53 a.m. and the hearing was reconvened at 9:58 a.m. The hearing concluded at 10:37 a.m.

Action Motion by Helgoth, second by Isom to send an issue order to AGEACAC that the Engineers and Architects Act has been violated, give a time limit of six months to bring past and future work into compliance, and make the coordinating professional for the project available to Board designees. Voting Yes: Isom, Laging, Linzell, Champion, Helgoth, Kester. Voting No: None. Absent: Conzett, Klein.

Agenda Items

A Consent Agenda (Reviewed at 8:02 a.m.)

Meeting Minutes

April 14, 2016 Operational Planning meeting minutes

April 15, 2016 meeting minutes

April 26, 2016 Executive Director Interview meeting minutes

Approval of Consent Agenda

Action Motion by Linzell, second by Laging to approve the consent agenda. Voting Yes: Laging, Linzell, Champion, Helgoth, Kester. Voting No: None. Absent: Conzett, Isom, Klein.

B Committee Reports

2015-16 Board committee assignments and charges

The updated list of 2016-17 Ad Hoc Committees was provided to the Board.

C Old Business

2016 continuing education event discussion

AIA and ACEC indicated options were being put together for a continuing education event for licensees. The Board is considering helping to facilitate the event. Weaver was tasked with finding appropriate avenues of providing financial assistance for the continuing education event.

Architecture Items

FY16 resolutions for consideration at 2016 NCARB Annual Business Meeting

A list of FY16 Resolutions to be acted upon at the 2016 NCARB Annual Business Meeting were reviewed and discussed.

Action Motion by Laging, second by Isom to direct delegates to understand and vote appropriately on resolutions based on discussion. Voting Yes: Isom, Laging, Linzell, Champion, Helgoth, Kester. Voting No: None. Absent: Conzett, Klein.

D New Business

Architecture Items

Survey on NCARB program modifications

Nebraska Board of Engineers and Architects
Board Meeting Minutes
May 20, 2016

A number of upcoming program modifications, including the Architectural Experience Program (AXP), AXP e-Portfolio, and Alternative to Certification for Foreign Architects are being finalized by NCARB. Member boards were asked to complete a brief survey regarding the Board's intentions to adopt these programs. The deadline to respond is Tuesday, May 24, 2016.

Action Motion by Isom, second by Laging to authorize IED Wilbeck to respond "yes" to the questions as proposed. Voting Yes: Isom, Laging, Linzell, Champion, Helgoth, Kester. Voting No: None. Absent: Conzett, Klein.

Engineering Items

2016 NCEES Annual Meeting information

The 95th Annual NCEES Meeting will be held at Indianapolis, IN, on August 24-27, 2016. Registration is open and the deadline to register is July 8, 2016. A schedule of events was provided. Board member Michael Conzett is the 2015-16 NCEES President.

Other New Business

Employment Agreement for Executive Director

The Search Committee offered the position of Executive Director to Jon Wilbeck on April 28, 2016.

Action Motion by Linzell, second by Champion to approve the Offer of Employment Agreement for Jon Wilbeck as Executive Director. Voting Yes: Laging, Linzell, Champion, Kester. Voting No: Helgoth, Isom. Absent: Conzett, Klein.

After formal ratification by the Board, Wilbeck assumed the position as the Executive Director as of May 20th.

2016 Spring Newsletter draft

The newsletter draft will be revised to announce Wilbeck as the new Executive Director. The final draft will be sent to the printer next week. Laging noted at the Zone meeting there was discussion of another state board's newsletter which was used to provide a quiz on ethics. The Board staff will investigate for possible inclusion in the 2016 Fall newsletter. The Board also discussed putting an article in a future newsletter about the ethical side of organization website advertising.

2016 New Licensee Ceremony Discussion

Discussion was deferred to the June meeting.

Authorization for Travel

2016 travel and per diem authorization

Champion will email staff the dates for September NCARB meetings to include on the travel list.

E Compliance

Logs

Open cases

History of closed cases

Executive Session – Commenced at 11:07 a.m.

Action Motion by Linzell, second by Laging to enter into executive session for discussion of compliance cases not a matter of public information to prevent needless injury to the reputation of those involved. Voting Yes: Isom, Laging, Linzell, Champion, Helgoth, Kester. Voting No: None. Absent: Conzett, Klein.

Cases

15.04 – Summary & Documentation

Reviewed in Executive Session

15.25 – Summary & Documentation

Reviewed in Executive Session

15.26 – Summary & Documentation

Reviewed in Executive Session

16.02 – Summary

Reviewed in Executive Session

16-03 – Summary & Documentation

Reviewed in Executive Session

16-04 – Summary & Documentation

Reviewed in Executive Session

Nebraska Board of Engineers and Architects
Board Meeting Minutes
May 20, 2016

- Executive Session – Concluded at 12:08 a.m.**
- Action** Motion by Helgoth, second by Champion to close executive session for discussion of compliance cases not a matter of public information to prevent needless injury to the reputation of those involved. Voting Yes: Isom, Laging, Linzell, Champion, Helgoth, Kester. Voting No: None. Absent: Conzett, Klein.
- Action** Motion by Helgoth, second by Linzell to proceed with an informal process at the June meeting for Compliance Cases 15.25 and 15.26. Voting Yes: Isom, Laging, Linzell, Champion, Helgoth, Kester. Voting No: None. Absent: Conzett, Klein.
- Action** Motion by Linzell, second by Isom to open a new compliance case in relation to Case 15.04 with respect to respondent's videos published on YouTube on March 27th. Voting Yes: Isom, Laging, Linzell, Champion, Helgoth, Kester. Voting No: None. Absent: Conzett, Klein.
-

F Applications

Administratively Approved

NCEES MLE – Engineers

E-16067 Michael Jerome Berning, Mechanical; E-16061 Jeremy Michael Buening, Structural; E-16090 Michael Arthur Callahan, Civil; E-16076 Daniel Seymour Cantrell, Civil; E-16094 Travis Ryan Carnes, Civil; E-16087 Jeffrey Paul Derra, Civil; E-16093 William Joseph Dery, Civil; E-16063 Nicholas John Engling, Civil; E-16084 John Scott Julian, Control Systems; E-16086 Michael Anthony Klein, Civil; E-16065 Tyler Gregory Manker, Civil; E-16059 Matthew Paul Marek, Electrical and Computer; E-16092 Pamela Sue McElrath, Electrical; E-16077 Arvind Krishna Nerurkar, Structural; E-16096 Pratap Vithal Rajadhyaksha, Civil; E-16083 Phillip Lee Reeb, Jr; Electrical and Computer; E-16060 Todd Jeffrey Reyling, Civil; E-16095 Alan James Schambach, Structural; E-16064 Andrew Blake Swindell, Mechanical; E-16066 Mark Brewster Timberlake, Electrical; E-16085 Zack Lee Tomlin, Mechanical; E-16091 Steven Michael Vrenick, Electrical and Computer; E-16088 Nathan Eugene Winkley, Civil; E-16062 Cody James Wissman, Civil.

NCARB Certification – Architects

A-4677 Robert Edward Anderson; A-4676 Anglica Ugaddan Batac; A-4678 Scott Joseph Broadbent; A-4681 William Albert Browne, Jr; A-4684 Curtis Dewayne Ehler; A-4680 Bryan Lee Karsky; A-4683 Charles John Penix; A-4679 Martin James Townley; A-4682 Randy Ray Wagner.

Temporary Permits - None

Engineer Intern Enrollment

Joseph David Brakenhoff, NE; Alexa Muhs Metcalf, NE; Runzhou Zhang, NE.

Organizational Practice – Certificates of Authorization

CA3555 Garver LLC; CA3556 MEP Delta Design LLC; CA3557 Censpace LLC; CA3558 Applied Technical Services Inc; CA3559 National Engineering & Consulting Inc; CA3560 Structural Engineering & Inspections; CA3561 SKA Consulting Engineers Inc; CA3562 Design Learned Inc; CA3563 Altus Studios PC; CA3564 Strategic Design LLC; CA3565 Timberlake Engineering PC; CA3566 InvestWell Architects LLC; CA3567 Barnhardt Crane and Rigging; CA3568 Harris Kocher Engineering Group Inc; CA3569 RMA Engineering LLC; CA3570 RKW Engineering PC; CA3571 Amor Architectural Corp; CA3572 Garrad Hassan America Inc; CA3573 Bowers Engineering Services Inc; CA3574 JLL Inc; CA3575 RATIO Architects Inc.

Licensure/Examination

Applications for licensure of Engineers by Comity

Approved: Mikel Scott Beutler, Civil, CA; John Scott Coburn, Civil, IL; Gregory Robert Kaszas, Civil, FL; Anna Lyn Kavan, Civil, CA; William Kegang Lou, Electrical and Computer Engineer, CA; William Bradley Shores, Jr, Civil, KS; Zachary James Wirth, Civil, CO.

Applications for licensure of Engineers by Experience

Approved: Billy Arthur Harris, Jr, Civil, CO; Anthony Charles Meister, Civil, CA; John Thomas Palmer, Mechanical, IA; Brad Bailey Watson, Civil, TX.

Applications for licensure of Architects by Experience

Approved: Russell Alan Owens, Architect.

Applications for licensure by Reinstatement

Approved: E-12508 Wan Tao Arvid Chu, Mechanical; E-6726 Karen Lea Wilson, Civil; A-4131 Ronald William Ankeny; A-3285 Daun Paul St Amand.

Applications to take the PE Exam

Nebraska Board of Engineers and Architects
Board Meeting Minutes
May 20, 2016

Approved: Brian David Bartels, NE, Structural VL; Eric Leigh Cutler, NE, Mechanical; Seth Tucker Hoffman, NE, Structural VL; Dayangnewende Anselme Nassa, NE, Civil; Taesun You, NE, Civil.

Architect Registration Examination/Re-approvals

Approved: Tyson Carleton Fiscus, NE.

Special Cases – Applications for licensure of Engineers by Comity

Approved: William Lawrence Toney, Jr, Civil, WV.

Deferred: Baichen Liu, Chemical, IA – Must pass the FE exam or obtain 15 years licensed experience; John Francis Welch, Jr, Electrical, GA – Must obtain 15 years of licensed experience in another jurisdiction or obtain an EAC/ABET-accredited degree and pass the FE exam; Grzegorz Pawel Papuga, Agricultural, WI – Must obtain an EAC/ABET-accredited degree or meet the NCEES Education Standard, or obtain 15 years of licensed experience in another jurisdiction.

Special Cases – Applications for licensure by Reinstatement

Deferred: A-4036 Gary William Fischer – Continuing Education submittal does not comply with Rule 9.2.3.

Approval of Applications

Action Motion by Laging, second by Linzell to approve applications as recommended by staff except for the deferral of Grzegorz Pawel Papuga’s application for licensure by comity. Voting Yes: Isom, Laging, Linzell, Champion, Helgoth, Kester. Voting No: None. Absent: Conzett, Klein.

G Financial Matters

Reports

FY 2015-16 Financial Profile, April 2016

Budget Status Report, April 2016

MTD General Ledger Detail Report, April 2016

Fund Summary Report, April 2016

ED Wilbeck reviewed the April financial reports with the Board.

Approval of Financial Reports

Action Motion by Helgoth, second by Isom to approve the Financial Reports as presented. Voting Yes: Isom, Laging, Linzell, Champion, Helgoth, Kester. Voting No: None. Absent: Conzett, Klein.

Other Financial Matters

Review of fees

Discussion of fees was deferred until the June meeting.

Budget request for 2016-2019 biennium

Wilbeck stated spreadsheets showing a history of past fiscal year expenditures and revenue and the projected expenditures and revenue for FY 2015-16 and FY 2016-17 were available for review. The spreadsheets are in preparation of the 2016-2019 Biennium Budget request. The deadline for submittal is September 15th.

H General Information

Public meeting notice publication

An ad for the May 20, 2016 meeting was publicized in the Lincoln Journal Star.

Board meetings and schedule

A schedule of upcoming meetings and events was provided for review. The June meeting date was moved to Thursday, June 23, 2016. Conzett will not be able to attend the June meeting because of a meeting conflict. Weaver will send a reminder to the Board concerning the change in date and location for the June meeting.

Roster of Board members

An updated roster of the Board was provided showing the current Emeritus Board members.

Travel Reimbursement Policy

The agency travel reimbursement policy was provided.

Licensing and Certification Trends

Trends in Licensure

Trends in Renewals

Trends in Certificates of Authorization

Nebraska Board of Engineers and Architects
Board Meeting Minutes
May 20, 2016

Database reports reflecting licensure trends, renewal statistics, and active certificates of authorization were provided.

Examination Information/Results

ARE Candidates with Open Eligibilities – May 1, 2016

A total of 591 ARE candidates had open eligibilities on May 1, 2016.

ARE Monthly Pass/Fail Report – March 2016

Sixteen exams were attempted for various sections of the ARE in March 2016. Eleven exams were passed.

ARE Monthly Pass/Fail Report – April 2016

Fifteen exams were attempted for various sections of the ARE in April 2016. Thirteen exams were passed.

CBT FE Exam Registration Numbers and Pass Rate History Report

Registration numbers and pass rate history for the 2016 FE exams were provided by NCEES.

Other information

Facebook Activity Report

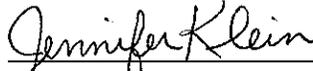
An Activity Report tracking activity on the Board's website from April 13, 2016 to May 10, 2016, was provided.

Approved Board policies

Approved Board policies were provided for review.

Adjournment

The meeting was adjourned at 12:29 p.m.



Jennifer Klein, Secretary