

Nebraska Board of Engineers and Architects
Board Meeting Minutes – February 15, 2019

CALL TO ORDER

The February 15, 2019 meeting of the Nebraska Board of Engineers and Architects was held at the Lower Platte South NRD Conference Room, 3125 Portia St, Lincoln, Nebraska. Chair Klein called the meeting to order at 8:30 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.

Member Roll Call – Jennifer Klein, Chair; Lenora Isom, Vice-Chair; Jan Bostelman, Secretary; Mark Champion; Brett Foley; Randy Peters; Daniel Thiele. Absent: Brian Kelly.

Staff Present – Jon Wilbeck, Executive Director (ED); Lindy Rauscher, Compliance Officer (CO); Sandra Weaver, Business Manager; Jean Lais, Administrative Assistant; Molly Mayhew, Public Information Officer (PIO).

Public Present

Jill Pilkington, Pell Reporting

The following appeared before the Board:

Rich Lombardi, Legislative Liaison, American Communications Group, Inc

A. CONSENT AGENDA

January 15, 2019 meeting minutes

Motion by Isom, second by Bostelman to approve the consent agenda. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

B. MEETING REPORTS

Ad Hoc Committee Reports

Decoupling Committee Report

ED Wilbeck reported productive discussions between the Decoupling Committee and the chapters of the Nebraska Society of Professional Engineers (NSPE-NE) on the topic of decoupling engineering experience from the PE exam. A request will be sent to NSPE-NE for a motion be taken at its annual meeting to determine if there is approval of the decoupling concept. Thiele suggested putting together statistical measures for states that have decoupled. ED Wilbeck noted he would be reaching out to the American Council of Engineering (ACEC/Nebraska) to do a presentation on decoupling.

Other Reports

Legislative Report

The first session of the 106th Legislature was launched on January 9, 2019. Legislative Liaison Lombardi distributed a list of legislative bills of interest and gave a summary to the Board. LB 30 and amendments concerning the Board of Landscape Architects were discussed.

Executive Session – Commenced at 9:06 a.m.

Motion by Thiele, second by Peters to enter into executive session for discussion of compliance investigations not a matter of public information to prevent needless injury to the reputation of those involved. The limitation for going into executive session was restated by Chair Klein. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

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Executive Session – Concluded at 9:24 a.m.

Motion by Thiele, second by Bostelman to close executive session for discussion of compliance investigations not a matter of public information to prevent needless injury to the reputation of those involved. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Bostelman to grant a motion for continuance of the hearing for Case 18.17 until March 22, 2019. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Hearing on Nebraska Board of Engineers and Architects v. Schipporeit Farms LLC and Tate Schipporeit, 18.17

The hearing for Case 18.17 was continued until March 22, 2019.

C. OLD BUSINESS

Marketing Plan Progress Report

PIO Mayhew summarized outreach communications to various organizations. On January 14, 2019, a presentation was delivered to the Nebraska Growers and Brewers Conference on when licensees are required. A table will be manned at the UN-L engineering library for a day during E-Week, which begins on February 17, 2019, to promote licensure and offer information about the Board. An Instagram targeted toward students has been created and a U-Tube infographic video is being developed to explain the Engineers and Architects Regulation Act and the exemption matrix in the rules and regulations. PIO Mayhew and CO Rauscher will give a presentation on when licensees are required at the Nebraska Planning and Zoning Association (NPZA) in Kearney, Nebraska, on March 7, 2019. On March 13, 2019, Hastings Community College students will be given a presentation at the Board office on when licensees are required for a project. On March 14, 2019, ED Wilbeck will give a presentation promoting licensure to a UN-L architectural class.

NCEES Distinguished Service Award Nomination submittal

Staff reported that a nomination for former Board member, Michael Conzett for the 2019 NCEES Distinguished Service Award was provided to NCEES on January 29, 2019.

D. NEW BUSINESS

NCEES 2018 Engineering Education Award presenter request

The University of Nebraska-Lincoln was the recipient of a \$10,000 NCEES Engineering Education Award in 2018. The award recognizes engineering programs that encourage collaboration between students and professional engineers. NCEES requested that a member of the Nebraska board present the award on behalf of NCEES for the project completed at the Charles W. Durham School of Architectural Engineering and Construction. Peters will present the Award at the presentation ceremony on February 28, 2019.

Education evaluation request

An authorization request was received to utilize an evaluation of education by the NCEES Credentials Evaluations to determine whether their education would meet the NCEES Education standard.

Thiele left the meeting.

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Motion by Isom, second by Foley to authorize Sara Arias for an evaluation of her education by the NCEES Credentials Evaluations. Voting Yes: Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly, Thiele.

Thiele returned to the meeting.

Overview of Continuity Plan development

ED Wilbeck and Business Manager Weaver met with AmyLynn Creaney, the Administrative Services Continuity Program Project Manager on January 25, 2019. Staff will research the commitment and resources required to develop a continuity plan and bring back a proposed timeline and estimate of resources needed at the Board's March 2019 meeting.

Call for volunteers for NCARB committees

The National Council of Architectural Registration Boards (NCARB) is accepting applications for volunteers to serve on its committees for the upcoming fiscal year from July 1, 2019 through June 30, 2020. Committee service contributes to the development of policies that affect the licensure process and the continued protection of the public. The online Committee Application must be submitted by February 28, 2019.

Operational planning meeting topics

The Board discussed setting a date and possible topics for an operational planning meeting. ED Wilbeck will reach out to Kelly to see when he would be available to attend. Suggested topics included the partner agency relationship, compliance processes, and the database conversion.

Robert Calvani; candidacy for NCARB First VP

A letter was received from Robert Calvani, NCARB, FAIA, requesting consideration of his candidacy for First Vice President of NCARB.

2019 Travel and per diem authorization

Authorization requests:

- Isom to receive per diem for January 15, 2019 and February 20, 2019, for phone calls and work related to the facilitation of plans for the 2019 NCARB Regional Summit meeting in March since the regional chair and vice-chair will not be able to attend the meeting.
- Peters to receive per diem for presenting the 2018 Engineering Education Award on behalf of NCEES at the University of Nebraska-Lincoln on February 28, 2019.

Motion by Thiele, second by Bostelman to approve travel and per diem authorization as requested. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

E. COMPLIANCE

February 2019 Compliance Cases

Summary of Open Cases

Compliance Maps

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Executive Session – Commenced at 10:01 a.m.

Motion by Thiele, second by Bostelman to enter into executive session for discussion of compliance investigations, partner-agency processes, and license renewal disclosures not a matter of public information to prevent needless injury to the reputation of those involved. The limitation for going into executive session was restated by Chair Klein. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Active Cases: Summary & Documentation

Case 17.13, Case 17.26, Case 18.02, Case 18.04, Case 18.09, Case 18.10, Case 18.11, Case 18.13, Case 18.14, Case 18.15, Case 18.16, Case 18.17, Case 18.19, Case 18.20, Case 18.21 were reviewed in executive session.

Other Compliance Issues

The following issues were reviewed in executive session:

- Projects 02-01, 02-02 and 02-03
- The Partner-Agency Process Summary
- Disciplinary actions disclosed on license renewals

Executive Session – Concluded at 11:37 a.m.

Motion by Thiele, second by Peters to close executive session for discussion of compliance investigations, partner-agency processes, and licensure renewal disclosures not a matter of public information to prevent needless injury to the reputation of those involved. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Peters to issue a notice of hearing for March 22, 2019 for Case 18.02. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Peters to dismiss Case 18.04 with no disciplinary action based on remediation. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Bostelman to dismiss Case 18.09 with no disciplinary action based on remediation. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Bostelman to dismiss Case 18.10 with no disciplinary action based on remediation. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Bostelman to dismiss Case 18.11 with no disciplinary action based on remediation. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Bostelman to dismiss Case 18.19 with no disciplinary action based on remediation. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Bostelman to open a compliance case for Project Review 02-01 and authorize architecture and engineering remediation and require a response within 30 days and a plan of action within 60 days. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Bostelman to open a compliance case for Project Review 02-02 and authorize engineering remediation and require a response within 30 days and a plan of action within 60 days. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Isom to open a compliance case for Project Review 02-03 and authorize architecture and engineering remediation and require a response within 30 days and a plan of action within 60 days. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

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Motion by Foley, second by Peters to renew license A-2147 and send a letter of caution about future disclosures. Voting Yes: Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Abstain: Thiele. Absent: Kelly.

Motion by Thiele, second by Peters to issue a letter of caution which does not constitute disciplinary action for an omitted disclosure during the renewal of license E-9782. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

F. APPLICATIONS

Administratively Approved

Licensure of Professional Engineers by NCEES MLE Designation

Approved: E-17502 William Frederick Apperson, Civil; E-17489 Edward Borden, III, Electrical and Computer; E-17491 Alexander Xenophon Cardiasmenos, Electrical and Computer; E-17475 Jason Edward Cottom, Civil; E-17490 Michael Warren Craig, Civil; E-17513 Jason Wood Dawson, Mechanical; E-17500 Justin Randall Denton, Civil; E-17509 Trevor Owen Dupras, Electrical and Computer; E-17494 Charles Douglas Edwards, III, Mechanical; E-17495 Kevin Michael Ensor, Civil; E-17487 Nils Valentine Ericson, III, Civil; E-17472 Louis Phillip Gary, Mechanical; E-17477 Leonard Floyd Gurule, Electrical and Computer; E-17507 Nathan Alan Harness, Electrical and Computer; E-17506 Lukus Michael Hertzog, Civil; E-17479 Cory James Holmes, Civil; E-17478 Keith Allen Isner, Electrical; E-17468 Jason Lee Juhala, Electrical and Computer; E-17481 Benjamin Carl Kenney, Civil; E-15927 Ronald Allen Langstaff, Fire Protection; E-17499 Lowell John Larson, Electrical; E-17504 Jonathan Wayne Liechti, Mechanical; E-17484 Gabriel Jose Lopez, Mechanical; E-17498 Lonnie Allen Marvel, Civil; E-17503 Sean Martin McGrath, Civil; E-17488 Kevin Gerald Miller, Environmental; E-17480 Lance William Munger, Civil; E-17510 Ryan Grant Nesbit, Civil; E-17483 Nathaniel Paul Norton, Civil; E-17471 John Walter Oleksik, Structural; E-17511 Bretton Casey Overholtzer, Civil; E-17492 Daniel Gene Paist, Electrical and Computer; E-17496 Dennis Rudy Albert Pearson, Structural; E-17493 Fortino Jesus Ramirez, Civil; E-17474 Lonny Robert Reed, Civil; E-17497 Mark Douglas Rogers, Electrical; E-17470 Mathew Michael Schon, Mechanical; E-17501 James William Elias Sloan, Structural; E-17512 Christopher James Staab, Mechanical; E-17505 William Lee Teeter, Electrical; E-17473 Steven Cuong To, Mechanical; E-17469 Hardy Widjaja, Electrical and Computer; E-17508 Russell Alan Yarnell, Civil.

Licensure of Architects by NCARB Certification

Approved: A-5025 Christopher John Greeno Aronson, A-5014 Marcus Eric Batte, A-5016 Steven Andrew Ford, A-5017 Michael Charles Schnaare, A-5019 Jason Richard Shepard, A-5018 Mark Everett Spencer, A-5020 Stephen Zellner.

Temporary Permits

Approved: T-596 Charles Rob Fowler, TN, Architect; T-597 Delton Lynn Brown Jr, AR, Engineer.

Engineer Intern Enrollment

Approved: George Thomas Hadleyu Baback V, Joseph Michael Baratta, Jarred Allen Barnes, Greta Faith Ehrhorn, Marissa Ann Gigantelli, Tyler Lee Hamilton, Kalen John Kasik, Cole Daniel Madson, Morgan Lee McCullough, Troy Keith Nelson, Dana Lynn Pendleton, Steven Contrad Rue, Dallas John Schroeder, Jonathan David Zelensky.

Certificates of Authorization

Approved: CA4109 ID8 Architecture LLC, CA4110 Klaas Structural Engineering LLC, CA4111 FCG Associates LLC, CA4112 Vestal Corporation, CA4113 CDS Engineering Company, CA4114 Matlock Design Build Inc, CA4115 Bauer

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Engineering Services LLC, CA4116 Trails West Architecture LLC, CA4117 Legend Engineering LLC, CA4118 Kroeger Janev Architects A Professional Corporation, CA4119 BluDot Engineering LLC, CA4120 DeSimone Consulting Engineering Group LLC, CA4121 Uzman Structural Engineering Inc, CA4122 PSE Consulting Engineers Inc, CA4123 Engineering Operations LLC, CA4124 Larson Engineering Consultants PC, CA4125 Magnum Geo-Solutions LLC, CA4126 US Compliance Corporation, CA4127 John A Martin Structural Engineers Inc.

Licensure/Examination

Licensure of Professional Engineers by Comity

Approved: Michael Daniel Konrad, Structural, SD; Toshio Shimada, Civil, TX.

Licensure of Professional Engineers by Experience

Approved: Mohamed Thabet Al Harash, Structural, MO; Hui-Fong Chang, Civil, TX; Oyvind Naess, Mechanical, WA.

Licensure of Architects by Comity

Approved: Trudy Rae Faulkner, KS.

Licensure of Architects by Experience

Approved: Patrick Francis Lempka, Architect, TX.

Licensure of Professional Engineers by Reinstatement (*None*)

Licensure of Architects by Reinstatement (*None*)

ARE Exam Approvals

Approved: Nicholas Steven Bender, Sarah Elizabeth Gordon, Adam James Wiese.

PE/SE Exam Approvals

Approved: Andrick Paul Hofrichter, Structural VL; Noah Laverdure Miner, Civil; Steven Charles Santelman, Mechanical.

Special Cases

Licensure of Professional Engineers by Comity

Approved: Michael Scott Moore, Civil, TX.

Licensure of Professional Engineers by Experience

Approved: Andrew Makepeace Lasich, Structural, PA.

Licensure of Professional Engineers by Reinstatement

Deferred: E-16060 Todd Jeffrey Reyling, Civil.

Motion by Thiele, second by Bostelman to approve applications as recommended by staff with the exception of the reinstatement application for Todd Jeffrey Reyling. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Motion by Thiele, second by Peters to defer the reinstatement application review for Todd Jeffrey Reyling. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

G. FINANCIAL MATTERS

Financial Reports

FY 2018-19 Financial Profile, as of January 31, 2019

Budget Status Report, January 2019

MTD General Ledger Detail Report, January 2019

Fund Summary Report, January 2019

Motion by Isom, second by Bostelman to approve the financial reports as presented. Voting Yes: Thiele, Bostelman, Champion, Foley, Isom, Peters, Klein. Voting No: None. Absent: Kelly.

Other Financial Issues

Governor's budget recommendation summary

ED Wilbeck reviewed Governor Rickett's budget recommendation with the Board for the 2019-2021 biennium as set forth in LB 294 and the executive budget brief. The preliminary Appropriations Committee budget recommendations will be received in the next few days. A public hearing is scheduled on February 27, 2019 before the Appropriations Committee. ED Wilbeck and Business Manager Weaver will review the committee recommendations when released and, if needed, prepare testimony.

H. GENERAL INFORMATION

Mark Champion was honored by the Board with a plaque for serving 15 years as a member of the Board of Engineers and Architects. His term expires on February 28, 2019.

A schedule of upcoming meetings and events was provided for review. The next meeting is scheduled on March 22, 2019, at 8:30 a.m. in the large conference room, 5th floor, 215 Centennial Mall South, Lincoln, NE. Foley indicated he would not be able to attend the May 17, 2019 Board meeting.

Individuals and organizations authorized to practice as of February 4, 2019:

Professional Engineers.....	7,929
Architects	1,861
Certificates of Authorization.....	2,156
Temporary Permits	22

Examination Information/Results

The 2018 Pass/Fail Report for the ARE 5.0 showed 137 exams attempted and 59.1% exams passed.

The Monthly Pass/Fail Report for December 2018 for the ARE 5.0 showed 19 exams taken and 12 exams passed.

There were 83 ARE candidates with open eligibilities on February 1, 2019.

Other Information

Licensee location maps showing architects and professional engineers per county in Nebraska as of January 22, 2019, were provided.

The Board's Facebook Analytics Report showed 651 individuals engaged from January 7, 2019, to February 3, 2019.

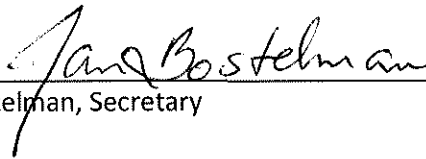
The January 2019 Dashboard Report indicated the Board's website had 3,465 visitors.

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Approved Board policies as of September 14, 2018, were provided.

ADJOURNMENT

The meeting was adjourned at 12:18 p.m.



Jan L. Bostelman, Secretary