

## CALL TO ORDER

The June 9, 2023, meeting of the Nebraska Board of Engineers and Architects was held in the fifth-floor conference room, 215 Centennial Mall South, Lincoln, Nebraska. Vice-Chair Suelter called the meeting to order at 8:33 a.m. and noted the location of the Open Meetings Act. Notice of the meeting was published in the Lincoln Journal Star in compliance with the Open Meetings Act.

**Roll Call:** Jason Suelter, Vice-Chair; Jan Bostelman, Bruce Dvorak, Brett Foley, Lenora Isom, Dan Thiele; Absent: Brian Kelly, Chair; Alan Wedige

**Staff Present:** Jon Wilbeck, Executive Director (ED); Amy Habe, Compliance Officer (CO); Jean Lais, Administrative Programs Officer (APO); Diana Stahlnecker, Administrative Programs Officer (APO); Josh Frerking, Public Information Officer (PIO)

Thiele was appointed Secretary for the meeting in Wedige's absence.

## PUBLIC COMMENT

Melissa Ficke, Catalyst Public Affairs, provided an end-of-the-session legislative report. The session adjourned June 1st. There were 820 bills introduced, with 291 bills passed in 31 packages. There were 107 priority bills, of which 72 passed.

Ficke recommended meeting with Senator Bosn regarding LB471 over the interim. While she is not on the Government, Military, and Veteran's Affairs (GMVA) Committee, she has Geist's staff. She also suggested the Board meeting with committee members, other senators, and the Governor's staff.

Senator Brewer introduced LR221 calling for an interim study on how interior designer regulation would fit within the Occupational Board Reform Act. ED Wilbeck will reach out to Dick Clark, legal counsel for the GMVA Committee, to set up a meeting.

Senator Brewer also introduced LR222 calling for an interim study on how landscape architects regulations fits into the Occupational Board Reform Act. According to APO Lais, the State Board of Landscape Architects has reached out to the senator's office, but no response has been received. It is unclear if the study is related to LR221. It may be related to the required five-year rules review required by the Occupational Reform Board Act as it has not gone through the review to date.

## A. CONSENT AGENDA

[May 4, 2023, Operational Planning Minutes](#)

[May 12, 2023, Meeting Minutes](#)

*Motion by Isom, second by Bostelman to approve the consent agenda. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

## B. MEETING REPORTS

### NBEA Subcommittee Reports

A copy of the 2022-23 committee appointments and charges was provided.

#### [Interior Design Committee](#)

Copies of resolutions LR221 and LR222 introduced by Senator Brewer were provided. The resolution calls for the Government, Military, and Veterans Affairs (GMVA) Committee to conduct the study and provide the Legislative Council or Legislature with a report of its findings.

LR222 calls for an interim study by the GMVA Committee on the credentialing requirements for landscape architects found in the Professional Landscape Architects Act in furtherance of the purposes of the Occupational Board Reform Act.

#### Rules Committee

ED Wilbeck provided a copy of the latest rules revisions from the committee and feedback received from the committee members. The following revisions were discussed. The committee will work on the wording and bring back to the August meeting.

- 2.4.1.7.1 – Remove structural exam reference
- 2.4.3.2.1 – need to clarify to show that if don't receive acceptable on less than four sections, not eligible for licensure.
- 2.7.1 – Raise the reimbursement to \$100
- 3.7.1 – Raise the reimbursement to \$150
- 9.1.2 – Delete as it causes confusion with the licensees
- 9.7.1 – Remove "...of the current renewal period" to accommodate conducting continuing education audits outside the renewal process.

#### Other Meeting Reports – *None*

### C. OLD BUSINESS

#### Database Replacement Project w/NCARB

ED Wilbeck updated the members on the database conversion.

#### NCARB 2024 Annual Meeting

##### FY23 Resolutions

A copy of the final resolutions was provided.

- **2023-1: NCARB Model Law and Regulations Amendment – Responsible Control**  
The Mississippi State Board of Architecture is recommending the definition of responsible control be updated to address concerns of the Mississippi Board regarding the clarity and specificity of responsible control language as amended in June 2022. The NCARB Board of Directors is requesting the membership to consider voting against the resolution. Proposed Board Position: **Oppose**
- **2023-02: Omnibus Sunset of Education Policy Resolutions**  
This resolution is part of a multi-year effort to review and sunset resolutions passed by the membership that no longer align with how NCARB operates today. This batch of resolutions focuses specifically on education policies passed between 1960-1999. Proposed Board Position: **Support**
- **2023-03: Omnibus Sunset of Resolutions in Conflict with Current Council Policies**  
This resolution is part of a multi-year effort to review and sunset resolutions passed by the membership that no longer align with how NCARB operates today. This batch of resolutions focuses specifically on finance, the NCARB Certificate, processes, experience, continuing education, and records policies passed between 1960-1979. Proposed Board Position: **Support**
- **2023-04: NCARB Model Rules of Conduct Amendment – Ethics Updates**  
The FY22 Ethics Work Group is recommending the *NCARB Model Rules of Conduct* be updated to reflect modern practices and expectations regarding ethical conduct. The resolution proposes language be added to the *Model Rules of Conduct* to address the acceptance of payments or gifts that may impact judgment, as well as fraudulent or illegal conduct. Proposed Board Position: **Support**
- **2023-05: Amendment and Restatement of the NCARB Bylaws – Governance**  
The FY23 Governance Work Group is recommending the *NCARB Bylaws* be updated to adopt a new governance structure for the Council to be reflective of modern governance best practices and incorporate

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diversity, equity, and inclusion in the Council's access to leadership roles and leadership structure.

Proposed Board Position: **Support**

If the resolution passes, the Board of Directors structure will not begin to change until the FY 2024 elections and full implementation will occur with the 2027 elections. The final board positions will include:

- 14 positions
- 4 Officers: President, Vice President, Secretary/Treasurer, and Past President
- 6 Regional Directors
- 2 At-Large Directors
- 1 Public Director
- 1 MBE Director

#### NCARB Officer Elections

There are no contested races for the First Vice President/President-Elect and the Second Vice President positions. Kenneth Van Tine is running for First Vice President/President-Elect, and Edward Marley is running for Second Vice President.

#### Secretary Candidate Resumes

Lenora Isom (NE) and Sylvia Kwan (CA) are running for Secretary. Their resumes were provided. Proposed Board Candidate: **Isom**

#### Treasurer Candidate Resumes

John Patrick Rademacher (OH) and Richard McNeel (MS) are running for Treasurer. Their resumes were provided. Proposed Board Candidate: **Defer to Board**

*Motion by Thiele, second by Isom to adopt the voting positions as noted above and support McNeel as NCARB Secretary. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

## D. NEW BUSINESS

#### NCARB *Fast Facts*, May 2023

A copy of the May 2023 NCARB *Fast Facts* was provided.

#### NCARB *Update*, April 2023

A copy of the April NCARB *Update* was provided.

#### American Nuclear Society Letter

A letter was received from the American Nuclear Society regarding the possible retirement of the nuclear engineering exam by NCEES. A response from David Cox, NCEES CEO, was provided explaining no decision has been made to retire the exam and the remedial process, in conjunction with the technical society, that will be followed to attempt to increase the number of first-time takers to achieve the minimum number of candidates to provide an accurate psychometric analysis.

#### Notice of Future Changes to NCEES Exams and Supporting Materials

A copy of the notice of future changes to the engineering exams was provided. Of note, the first computer-based structural exam testing will be on April 16-17, 2024. The control systems, Electrical and Computer: Electronics, Controls, and Communications, and the Fire Protection exams will be changing to Spring exam administrations starting in April 2024.

#### Voting Delegates for 2023 NCEES Annual Meeting

Dvorak was designated as the voting delegate for the 2023 NCEES Annual Meeting.

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*Motion by Thiele, second by Foley to designate Dvorak as the voting delegate and Thiele as the alternate for the 2023 NCEES Annual Meeting. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

#### Marketing Plan Update

PIO Frerking provided an update on the 2022-23 Marketing Plan. Highlights included:

- The Spring newsletter was published in May
- PIO Frerking traveled to 18 second-class cities and villages on May 24<sup>th</sup>, dropping off marketing materials, answering questions, and encouraging members of the local jurisdictions to become front-line partners.
- PIO Frerking and CO Habe presented at the Associated Builders and Contractors meeting in Omaha on May 10<sup>th</sup>
- A joint Lunch and Learn webinar with the State Fire Marshal was held on June 7<sup>th</sup> – 430 attendees at peak
- Work continues on the *What is the Board* video
- Day trips will continue in June to additional second-class cities
- ED Wilbeck present to NeSPE on June 8<sup>th</sup> in Columbus – 45 in person and 10 virtual participants
- The next Lunch and Learn webinar is scheduled for July 12<sup>th</sup>
- First blog post scheduled for July

#### FY 23 Marketing Plan

A copy of the proposed FY2023-24 Marketing Plan was provided.

*Motion by Thiele, second by Dvorak to approve the FY2023-24 Marketing Plan. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

#### FY2023-24 In-State Travel Approval for Executive Director

The Board approved all FY2023-24 in-state travel for ED Wilbeck

*Motion by Thiele, second by Isom to authorize/approve all in-state travel for official Board business for the executive director during FY2023-24. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

#### FY2023-24 Per Diem Approval for Chair or Designee for Agenda Review Meetings

*Motion by Thiele, second by Bostelman to authorize travel and per diem for the Board chair or representative for attendance of agenda review meetings during FY2023-24. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

#### Board member travel and per diem requests

Suelter informed the Board he has been appointed the chair of the NCEES Examinations Policy and Procedures (EPP) Committee for FY2024.

The following travel and per diem requests were approved:

- Brian Kelly – June 1, 2023 – NCARB Listening Session (Virtual)
- Brian Kelly – August 3-5, 2023 – NCARB/Association of Licensed Architects Summit (Kansas City MO)  
Travel Days: August 3 and 6
- Lenora Isom – June 15-17, 2023 – NCARB Annual Business Meeting (Tampa FL) (Per Diem Only)  
Travel Day: June 14
- Lenora Isom – June 18, 2023 – NCARB Board of Directors Meeting (Tampa FL) (Per Diem Only)  
Travel Day: June 19
- Lenora Isom – June 23, 2023 – NCARB Lineup Board Meeting (Virtual)
- Jan Bostelman – October 20-21, 2023 – NCEES Board of Directors Meeting (Portland ME) (Per Diem Only)  
Travel Days: October 19 and 22
- Jan Bostelman – February 23-24, 2024 – NCEES Board of Directors Meeting (Key West FL) (Per Diem Only)  
Travel Days: February 22 and 25



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- Jan Bostelman – May 19-20, 2024 – NCEES Board of Directors Meeting (Bozeman MT) (Per Diem Only)  
Travel Days: May 18 and 20

*Motion by Foley, second by Thiele, to approve the travel and per diem requests. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

*Motion by Thiele, second by Bostelman, to go into executive session for the purpose of the performance review of the Executive Director and discussion of compliance investigations and partner-agency processes, not a matter of public information to prevent needless injury to the reputation of those involved. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

Executive Session began at 10:41 a.m.

#### [Executive Director 2022 Performance Review and Compensation](#)

The 2022 performance review and 2023 compensation of the executive director were discussed in executive session.

### **E. COMPLIANCE**

Cases 20.14, 21.24, 21.33, 21.40, 22.05, 22.09, 22.16, 22.21, 22.25, 23.13, 23.14, 23.15, 23.16, 23.17, 23.18, 23.19, and 23.20 were discussed in executive session.

#### **Other Compliance Issues**

Partner-agency processes were discussed in executive session.

*Motion by Thiele, second by Isom, to close the executive session for the purpose of the performance review of the Executive Director and discussion of compliance investigations and partner-agency processes, not a matter of public information to prevent needless injury to the reputation of those involved. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

Executive session ended at 11:50 a.m.

*Motion by Thiele, second by Dvorak, to approve an 8% increase to Executive Director Wilbeck's current salary effective July 1, 2023. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

*Motion by Thiele, second by Isom, to dismiss Case 22.05 with no disciplinary action based on the successful completion of architectural remediation. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

*Motion by Thiele, second by Isom, to close Case 23.17 without prejudice due to pending civil action and request the complainant refile the complaint once civil action is settled if appropriate at that time. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

*Motion by Thiele, second by Bostelman, to authorize architectural and engineering remediation in Case 23.18, request a response within 30 days, and a remediation plan within 60 days. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

*Motion by Thiele, second by Dvorak, to open a case against the related entity in Case 23.18 for offering to practice engineering in Nebraska without a certificate of authorization. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

*Motion by Thiele, second by Bostelman, to authorize architectural and engineering remediation in Case 23.19, request a response within 30 days, and a remediation plan within 60 days. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

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*Motion by Thiele, second by Foley, to authorize architectural and engineering remediation in Case 23.20, request a response within 30 days, and a remediation plan within 60 days. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

## **F. APPLICATIONS**

### **Administratively Approved**

#### **Licensure of Professional Engineers by NCEES MLE Designation**

**Approved:** E-19958 Jacob Rayn Allen, Civil; E-19981 Mallory Lynn Phillips Anderson, Mechanical; E-19997 Roberk Luck Baldwin III, Structural; E-19984 Issac Charles Block, Civil; E-19957 Jeffrey Donald Burns, Control Systems; E-19999 Dennis Michael Burton, Electrical and Computer; E-20003 Mark David Cowell, Mechanical; E-19992 Michael Shane Cranford, Electrical and Computer; E-20007 Daniel Bradley Denis, Metallurgical and Materials; E-19959 James Andrew Eyre, Mechanical; E-19994 Robert Wayne Ezold, Mechanical; E-19998 Andrew Kurt Fendrich, Structural; E-19961 Brandon Ryan Ferrante, Civil; E-19954 Douglas Warren Fisher, Fire Protection; E-20006 Christopher Lee Fitzsimmons, Civil; E-19996 Matthew Keith Forbes, Mechanical; E-20009 Craig Timothy Grimsley, Electrical and Computer; E-19956 John Michael Ham, Chemical; E-20005 David Alan Hilty, Civil; E-19962 Drew Allen Hoops, Civil; E-19989 Danielle Jo Houts, Civil; E-20008 Scott Andrew Howard, Civil; E-19990 Chad Michael Howsden, Civil; E-20010 Erin Kelly Jordan, Civil; E-19960 Joseph Marion LaVere, Civil; E-19991 Gregory Ross Lindberg, Mechanical; E-20004 Hugh Ross Lucas, Civil; E-19993 Mohamed Said Mahmoud, Mechanical; E-20001 Jonathan Joseph Malaterre, Civil; E-19952 John Matthew McCutcheon, Civil; E-19988 Ramin Parsi, Electrical and Computer; E-19951 Mark Edward Petroski, Civil; E-20000 Stephen John Prange, Civil; E-20002 Heath Edward Reynolds, Civil; E-19995 Philip Lloyd Roalty, Mechanical; E-19985 Aaron Christopher Seal, Civil; E-19983 James William Snead, Electrical; E-19986 Benjamin Mark Sprinkle, Mechanical; E-19982 Nathaniel Morgan Stanton, Structural; E-20011 Robert Kent Stewart, Electrical and Computer; E-19953 Theodore Tan Quang Vuong, Civil; E-20012 Logan James Wells, Mechanical; E-19973 Katie Elizabeth Westphal, Civil; E-19955 Josh Allen Yarrow, Civil

#### **Licensure of Architects by NCARB Certification**

**Approved:** A-5538 Peter Levi Block, A-5534 James Gordon Holloway, A-5537 Brian David Koetter, A-5536 Jared Allen Larson, A-5533 Gene Lavastida, A-5531 Edward James Wilson, A-5532 Jason Charles Winters

#### **Temporary Permits – None**

#### **Engineer Intern Enrollments**

**Approved:** Emille Nothani Bryant, Zachary Austin Kelly, Maximilien Sosthene Kiemde, Domenic James Zambutto

#### **Certificates of Authorization**

**Approved:** CA5055 Hurst-Roshce Inc, CA5056 Veritas Architecture and Design LLC, CA5057 CW Suter & Sons Inc, CA5058 Fire Protection Consulting Group LLC, CA5059 Finite Composites Consulting LLC, CA5060 SMW Architects LLC, CA5061 Larson Karle Architects PC, CA5062 Sapp Design Associates Architects Inc, CA5063 Arcodev Architects PC, CA5064 Fisher Engineering Inc, CA5065 Engineered Building Solutions LLC, CA5066 T.O.R. Engineering Corporation, CA5067 Cross Discipline Engineering LLC, CA5068 Langan Engineering and Environmental Services Inc, CA5069 JB Electrical Design PC, CA5070 RDH Engineering Inc, CA5071 Fortress Structural Engineering, CA5072 Penn Fusion Engineering LLC, CA5073 Benham Design LLC, CA5074 DDS Engineering and Surveying LLP, CA5075 Valor Forensic Engineering Services LLC, CA5076 BC Architects Engineers PLC, CA5077 DRG Technical Solutions LLC

#### **PE Exam Approvals**

**Approved:** Hazem Dakhil, Civil; Elizabeth Kay Humphus, Civil; Zachary Martin Hurst, Civil; Maximilien Sosthene Kiemede, Environmental; Ryan Adam Kruse, Electrical & Computer; Tyler Dean Pester, Civil

## **Licensure/Examination**

### [Licensure of Professional Engineers by Comity and Initial](#)

**Approved Initial Applications:** Lucas Daniel Chmela, Civil; Anna Christine Cole, Civil; Brandon Lee Conley, Mechanical; Brendan Christopher Findall, Civil; Cameron Kyle Gilinsky, Electrical and Computer; Noah Daniel Hawkins, Civil; Sarah Marie Hruby, Civil; Michael Thomas Johannson, Civil; Isaac Beau Kreikemeier, Civil; Cody Alexander Largent, Electrical and Computer; John Benjamin Massey, Mechanical; Elizabeth Anne Potter, Civil; Matthew Josiah Rennau, Civil; Ryan Brandon Ruenholl, Civil; Jena Rose Vogt, Civil

**Approved Comity Applications:** Yildiz Stella Dak, Civil; Aleksei Isen, Electrical and Computer; Philip Edward Schulz, Electrical and Computer; Darren Eugene Thrasher, Architectural

### [Licensure of Professional Engineers by Experience](#)

**Approved:** William A Cincilla, Civil; Michael Andrew Murphy, Civil; Jeffrey Jens Wilke, Civil

### [Licensure of Architects by Comity and Initial – None](#)

### [Licensure of Architects by Experience](#)

**Approved:** Amanda Elizabeth Orsillo

### [Licensure of Professional Engineers by Reinstatement](#)

**Approved:** E-16287 Kyle Gerald Cussen, Civil; E-16056 David Andrew Edward, Environmental; E-17844 Tomme Ching-Yue Eng, Control Systems

### [Licensure of Architects by Reinstatement](#)

**Approved:** A-4576 Brian Scott Thomas

## **Special Cases – None**

## **Other Issues/Information**

### [NCEES Education Evaluation Requests](#)

**Approved:** Dalya Al Akam, Eric Bird

### [Completed Application Statistics](#)

Charts and statistics regarding the number of applications, certificates of authorization, and other application types were provided.

*Motion by Thiele, second by Foley to accept the staff recommendations on applications. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

*Motion by Foley, second by Isom to approve the NCEES Education Credentials Evaluation Request for Dalya Al Akan. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

*Motion by Thiele, second by Foley to approve the NCEES Education Credentials Evaluation Request for Eric Bird. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

## **G. FINANCIAL MATTERS**

### **Financial Reports – May**

#### [FY22-23 Financial Profile](#)

#### [Budget Status Report](#)

#### [Fund Summary Report](#)

#### [MTD General Ledger Detail Reports](#)

*Motion by Thiele, second by Foley to accept the financial reports as presented. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

## Other Financial Matters

### [Fee Schedule Review](#)

The Board reviewed the fee schedule and determined no adjustments are needed at this time.

*Motion by Thiele, second by Isom to maintain the fees at existing levels for FY2023-24. Voting Yes: Bostelman, Dvorak, Foley, Isom, Thiele, Suelter; Voting No: None; Absent: Kelly, Wedige*

## H. GENERAL INFORMATION

A schedule of upcoming meetings and events was provided. The next regular board meeting is scheduled for August 4, 2023, at 8:30 a.m., in the fifth-floor conference room, 215 Centennial Mall South, Lincoln, Nebraska.

### Licensure and Certificate Trends

*Numbers as of June 1, 2023*

Professional Engineers .....	8,929
Architects .....	1,914
Certificates of Authorization .....	2,442
Temporary Permits.....	22

### Examination Information/Statistics

The June 2023 ARE Open Eligibilities and April 2023 ARE Pass/Fail reports were provided.

### Other Information

The FY2022-23 Marketing Plan was provided.

### [Social Media Analytics – May 2023](#)

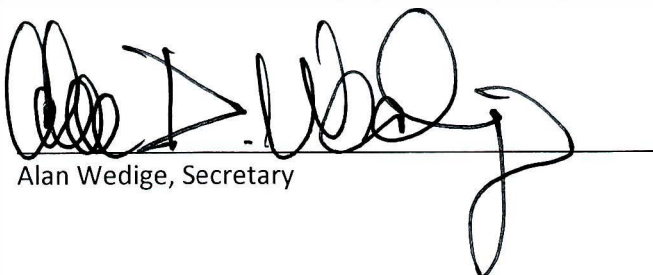
The Facebook Analytics for May 2023 shows 943 people were reached, with 82-page visits and 7 new likes.

### [Record of Board Policies](#)

The Board's approved policies as of February 16, 2023, were provided.

## ADJOURNMENT

*Vice-Chair Suelter adjourned the meeting at 12:10 p.m.*



Alan Wedige, Secretary