

## CALL TO ORDER

The December 1, 2023, meeting of the Nebraska Board of Engineers and Architects was held in the fifth-floor conference room, 215 Centennial Mall South, Lincoln, Nebraska. Chair Kelly called the meeting to order at 8:45 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:** Brian Kelly, Chair; Jason Suelter, Vice-Chair; Alan Wedige, Secretary; Jan Bostelman, Bruce Dvorak, Brett Foley; Dan Thiele; Absent: Lenora Nelson

**Staff Present:** Jon Wilbeck, Executive Director (ED); Amy Habe, Compliance Officer (CO); Jean Lais, Administrative Programs Officer (APO)

## PUBLIC COMMENT

Erik Kasik – Legislative Fiscal Analyst – No public comments made.

Tim Gay, Melissa Ficke – Catalyst Public Affairs – No public comments made.

## A. CONSENT AGENDA

[October 20, 2023, Meeting Minutes](#)

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

## B. MEETING REPORTS

### NBEA Subcommittee Reports

A copy of the FY 2023-24 committee appointments and charges was provided.

[Interior Design Committee](#)

At the request of Senator Brewer, stakeholders with issues with LB 471 (Interior Design Registration) were asked to meet with Dick Clark, Government, Military, and Veterans Affairs (GMVA) Committee legal counsel. The group met on November 7 and 28. Stakeholders included Nebraska Society of Professional Engineers (NeSPE), American Institute of Architects – Nebraska Chapter (AIA-NE), American Company of Engineering Companies (ACES), Associated General Contractors-Nebraska Chapter (AGC-NE), American Society of Interior Designers-Nebraska/Iowa Chapter (ASID-NE/IA); International Interior Design Association (IIDA), and Council for Interior Design Qualification (CIDQ).

ED Wilbeck provided a summary of the meetings. He also provided copies of correspondence from Catalyst Public Affairs and AIA related to the discussions. A draft of a proposed amendment to LB471 based on discussions after November 7. ED Wilbeck reported that it appeared the direction of the amendment was that no changes would be made to the E&A Act, and the interior designers were seeking to be regulated either as a separate agency or as part of another agency.

**Other Meeting Reports - None**

## C. OLD BUSINESS

[Database Replacement Project w/NCARB](#)

ED Wilbeck updated the members on the progress of the database replacement project. Work continues on developing the landscape architect license applications. A discussion was held on the acceptance of paper

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checks for payment. It was the decision of the Board to not accept and require all persons to apply or renew online using credit cards, debit cards, or ACH payments. The members authorized the staff to implement procedures and policies to update future payment options to include only electronic methods.

*Motion by Thiele, second by Suelter, to authorize staff to implement procedures and policies to update future payment options to include only electronic methods. Voting Yes: Suelter, Thiele, Wedige, Bostelman, Dvorak, Foley, Kelly; Voting No: None; Absent: Nelson*

#### Trade Name Request – Engineered Floors LLC

A request to allow the use of *Engineered* in the organization's name was received from *Engineered Floors LLC* in June 2023. At the August 4, 2023, meeting, the Board denied the request. A response was received from the organization's legal counsel asking the Board to reconsider. The members requested additional information and tabled any action until the December 1, 2023, meeting. Their response was received on November 14, 2023. The directed ED Wilbeck to ask they state on their website and all advertisements, estimates, and offers, that they are not authorized to practice engineering in Nebraska and do not employ professional engineers.

*Motion by Thiele, second by Dvorak, to approve the request from Engineered Floors LLC to use the word 'engineered' in its trade name in accordance with Neb. Rev. Stat. §81-3436. Voting Yes: Suelter, Thiele, Wedige, Dvorak, Foley, Kelly; Voting No: Bostelman; Absent: Nelson;*

#### NCARB Regional Realignment Work Group

NCARB Region 5 met on October 30, 2023, via Zoom to discuss options regarding possibly realigning NCARB's regional structure. Talking points were provided prior to the meeting.

#### Rules Promulgation Discussion and Adoption

The Board discussed adoption of the proposed rules based on received testimony. While clarifications on existing rules were not the subject of the rules promulgation hearing held earlier, the Board's position is that Rule 10.3 works well in conjunction with the E&A Regulation Act (specifically N.R.S. § 81-3449 and 81-3453) and does not believe changes to Rule 10.3 are required. In fact, changes to Rule 10.3 must be done through the provisions of the Negotiated Rulemaking Act (N.R.S. §§ 84-921 to 84-932) as specified in the earlier statutory references.

The board adopted the proposed revisions to Title 110, NAC, Rules and Regulations, as presented at the public rules hearing held prior to this meeting. A copy of the proposed rules is included with these minutes.

*Motion by Thiele, second by Bostelman, to adopt the proposed revisions to Title 110, NAC, Rules and Regulations as presented. Voting Yes: Suelter, Thiele, Wedige, Bostelman, Dvorak, Foley, Kelly; Voting No: None; Absent: Nelson*

## D. NEW BUSINESS

#### Trade Name Request – Audubon Engineering Operations, LLC

A request was received from Audubon Engineering Operations LLC to allow it to use the word *Engineering* in its trade name. The organization serves as the operations entity for shared services and payroll purposes only for Audubon Engineering Company LP, which is a registered and licensed engineering organization. The directed ED Wilbeck to ask they state on their website and all advertisements, estimates, and offers, that they are not authorized to practice engineering in Nebraska and do not employ professional engineers.

*Motion by Thiele, second by Dvorak, to approve the request from Audubon Engineering Operations LLC to use the word 'engineering' in its trade name in accordance with Neb. Rev. Stat. §81-3436. Voting Yes: Suelter, Thiele, Wedige, Bostelman, Dvorak, Foley, Kelly; Voting No: None; Absent: Nelson*

#### [Certificate of Authorization review per Rule 8.6.1](#)

A certificate of authorization application was received from Miller Electric Company on November 20, 2023. The organization held a previous certificate which expired in February 2014. They replied they had been practicing in the state after the expiration. Per Title 110 NAC, Chapter 8.6.1, the Board must review any application for an organization that has been practicing without a certificate of authorization for over five years.

*Motion by Thiele, second by Foley, to approve the certificate of authorization application upon payment of fees in arrears. Voting Yes: Suelter, Thiele, Wedige, Bostelman, Dvorak, Foley, Kelly; Voting No: None; Absent: Nelson*  
[PE Magazine Article re: Promotion of PE Requirement](#)

A copy of an article that appeared in the Summer 2023 edition of *PE Magazine* regarding how the Board is promoting licensure amid the construction boom in Nebraska was provided.

#### [NCARB Statement Endorsing Multiple Pathways to Licensure](#)

A statement from the NCARB Board of Directors endorsing and encouraging member boards to actively consider multiple alternative pathways to licensure was provided. The statement outlines the work NCARB has done in the last decade and highlights the continuing work being done to improve current programs and develop guidelines and model language to support multiple pathways to licensure that do not necessarily focus on the traditional education and experience requirements.

#### [NCARB Governance Change Memo from Credentials Committee](#)

NCARB provided guidance related to the change in the governance structure as approved at the 2023 Annual Business Meeting. The notice outlines the election process over the next three years to fully implement the changes. Full implementation of the changes will occur during the 2027 Annual Business Meeting.

#### [NCARB BODbrief, September 2023](#)

A copy of the September 2023 NCARB *BODbrief* was provided.

#### [NCARB Update, September, October 2023](#)

Copies of the September and October NCARB *Update* were provided.

#### [NCARB Fast Facts, October 2023](#)

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

#### [NCARB 2024 Regional Summit Save the Date](#)

The NCARB 2024 Regional Summit will be held in Savannah, GA, March 1-2, 2024. The Member Board Executive Workshop will be held on February 29<sup>th</sup>. NCARB will fund two board members of any design profession, one public member, one member board executive, one legal counsel (limited funding on a first come, first serve basis), and one new board member appointed in the current fiscal year from each member board. Chair Kelly, Wedige, Foley, and ED Wilbeck were approved as the funded delegates.

*Motion by Suelter, second by Dvorak, to approve Kelly, Wedige, Foley, and Wilbeck as the funded delegates to the 2024 NCARB Regional Summit in Savannah, GA, February 29-March 2, 2024. Voting Yes: Suelter, Thiele, Wedige, Dvorak, Foley, Kelly; Voting No: None; Absent: Nelson; Not Present for Voting: Bostelman*

#### [Notice of Future Changes to NCEES Exams and Supporting Materials](#)

A copy of the NCEES memo outlining upcoming changes to the exams and support materials was provided.



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### NCEES Foundation Board of Directors; Call for Applicants

A call for applicants for the NCEES Foundation was provided. Applications must be submitted by December 31, 2023. Selected applicants will be notified via email by March 1, 2024. The Foundation will have discretion in handling requests for funds to NCEES and will be responsible for the administrative side of dispersing the funds. It was suggested the invitation be sent to the current emeritus Board members.

### Funded Delegate Notification for NCEES 2024 Central Zone Interim Meeting

The NCEES 2024 Central Zone Interim Meeting will be held in Des Moines, IA, April 24-27, 2024. NCEES will fund the member board administrator, up to three board members.

ED Wilbeck, Dvorak, Thiele, and Foley, or Chair Kelly, were approved as the funded delegates. Bostelman and Suelter will be funded by NCEES as part of the Board of Directors.

*Motion by Thiele, second by Wedige, to approve ED Wilbeck, Dvorak, Thiele, and Foley as the funded delegates to the 2024 NCEES Central Zone Interim Meeting, April 24-27, 2024, in Des Moines, IA, and Kelly as an alternate. Voting Yes: Suelter, Thiele, Wedige, Bostelman, Dvorak, Foley, Kelly; Voting No: None; Absent: Nelson*

### Jason Suelter Nomination for NCEES Central Zone VP

*Motion by Thiele, second by Wedige, to nominate Suelter for the NCEES Central Zone Vice-President position. Voting Yes: Thiele, Wedige, Bostelman, Dvorak, Foley, Kelly; Voting No: None; Absent; Nelson; Abstain: Suelter*

### Marketing/Outreach Marketing Plan Update

CO Habe and ED Wilbeck updated the members on activities related to the FY2023-24 Marketing Plan. They also informed the members Josh Frerking rendered his resignation from the Public Information Officer position effective November 9, 2023. Interviews are currently being held to find his replacement. Highlights to the marketing activities included:

- ED Wilbeck will be speaking to LES next week
- The search for Frerking's replacement is ongoing.

### Board member travel and per diem requests

The following travel and per diem requests were approved:

- |                                  |                          |   |
|----------------------------------|--------------------------|---|
| • Brian Kelly                    | November 13, 2023        | NCARB Licensing Advisors Update (Virtual)   |
| • Jan Bostelman<br>Jason Suelter | November 16, 2023        | NCEES Central Zone Planning Meeting (Virtual)   |
| • Brian Kelly                    | November 16, 2023        | NCARB Credentials Committee Meeting (Virtual)   |
| • Lenora Isom                    | November 17, 2023        | NCARB Board of Directors Meeting (Virtual)  |
| • Jason Suelter                  | November 27, 29-30, 2023 | NCEES SE Exam Scoring Workshop (Virtual)  |
| • Lenora Isom                    | December 1, 2023         | NCARB Workforce Readiness Committee (Virtual)   |
| • Lenora Isom                    | December 6, 2023         | NCARB Line Board Meeting (Washington DC)<br>Travel Day: December 5, 2023                |
| • Lenora Isom                    | December 7-9, 2023       | NCARB Futures Symposium and Committee Summit<br>(Washington DC) Travel Day: December 10 |
| • Bruce Dvorak                   | January 11-12, 2024      | NCEES Education Committee Meeting (Dallas TX)<br>Travel Days: January 10 and 13         |
| • Jan Bostelman                  | January 26-27, 2024      | NCEES EPP Committee Meeting (Tampa FL)<br>Travel Days: January 25 and 27                |

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- Jon Wilbeck      February 29, 2024      NCARB Member Board Executive Workshop (Savannah GA) Travel Day: February 28
- Lenora Nelson      March 1-2, 2024      NCARB Regional Summit (Savannah GA)  
Brian Kelly      Travel Days: February 29 and March 3  
Alan Wedige  
Brett Foley  
Jon Wilbeck
- Jan Bostelman      April 24-27, 2024      NCEES Central Zone Interim Meeting (Des Moines IA)  
Bruce Dvorak      Travel Days: April 24 and 28  
Jason Suelter  
Dan Thiele  
Jon Wilbeck

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

*Motion by Wedige, second by Thiele, to go into executive session for the purpose of discussion of compliance investigations and partner-agency processes, not a matter of public information to prevent needless injury to the reputation of those involved and Executive Order 23-17. Voting Yes: Suelter, Thiele, Wedige, Bostelman, Dvorak, Foley, Kelly; Voting No: None; Absent: Nelson*

Executive Session began at 11:01 a.m.

#### [Executive Order 23-17](#)

Governor Pillen issued Executive Order 23-17 on November 9, 2023, ordering all state employees back into the office Monday-Friday, 8:00 a.m. – 5:00 p.m., except for statutory enactment or proclamation for the President or Governor to be holidays starting January 2, 2024. Discussion held in executive session.

## **E. COMPLIANCE**

### **Active Cases: Summary & Documentation**

Cases 22.09, 22.25, 23.15, 23.23, 23.27, and 23.08 were discussed in executive session.

### **Other Compliance Issues**

Project Review 12-01 and partner agency processes were discussed in executive session.

*Motion by Wedige, second by Suelter, to close the executive session for the purpose of discussion of compliance investigations and partner-agency processes, not a matter of public information to prevent needless injury to the reputation of those involved and Executive Order 23-17. Voting Yes: Suelter, Thiele, Wedige, Bostelman, Dvorak, Foley, Kelly; Voting No: None; Absent: Nelson*

Executive Session ended at 11:32 a.m.

*Motion by Wedige, second by Thiele, to dismiss Case 22.09 without disciplinary action based on the successful completion of the architectural and engineering remediation. Voting Yes: Suelter, Thiele, Wedige, Bostelman, Dvorak, Foley, Kelly; Voting No: None; Absent: Nelson*

*Motion by Wedige, second by Foley, to authorize architectural remediation in Case 23.28, and request a response within 30 days and a remediation plan within 60 days and open case against the plan preparer. Voting Yes: Suelter, Thiele, Wedige, Bostelman, Dvorak, Foley, Kelly; Voting No: None; Absent: Nelson*

## F. APPLICATIONS

### Administratively Approved

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

**Approved:** E-20258 Corey James Albrecht, Civil; E-20292 Craig Richard Aznoe, Fire Protection; E-20295 Joseph William Ball, Civil; E-20318 David Michael Barber, Civil; E-20310 Jeffrey Allan Beane, Structural; E-20301 Jeremy Joshua Bragg, Civil; E-20316 Douglas Clair Brunot, Structural; E-20294 Daniel Gregory Campbell, Civil; E-20326 Samuel Page Campbell, Civil; E-20297 Felix Erasmo Cestari, Civil; E-20298 Brandon Wayne Claassen, Mechanical; E-20306 Jordan Allen Clancy, Mechanical; E-20323 Michelle Kwon Gilhousen, Civil; E-20255 Torrey Joseph Graf, Electrical and Computer; E-20289 Lawrence Fletcher Griffith, Civil; E-20319 Taylor Patrick Hahn, Mechanical; E-20309 James Scott Hass, Electrical, E-20304 Erik Charles Johnson, Civil; E-20254 Colin Ryker Jones, Mechanical; E-20308 Alexandre Karam Karam, Mechanical; E-20322 Williman Harvey Koch, Civil; E-20260 Andrew Donald Kozak, Mechanical; E-20314 Jess Jay Kuenning, Civil; E-20312 George Laity, Electrical and Computer; E-20302 Brian Joseph Leavitt, Electrical and Computer; E-20281 Timothy Sungsoo Lee, Electrical and Computer; E-20293 Sawyer Leon Krueger LeSage, Mechanical; E-20285 Michelle Alejandra Lopez, Fire Protection; E-20311 Joseph Scott Maxwell, Mechanical; E-20324 Colin Gregory McInnes, Civil; E-20290 Jason Michael McQueen, Civil; E-20320 Philip John Mels, Civil; E-20315 James David Norton, Civil; E-20256 Matthew James Pfister, Mechanical; E-20313 Albert Alexander Pipkins, Civil; E-20291 Randall Charles Purdue, Civil; E-20299 Michael William Rademacher, Electrical and Computer; E-20300 Chester Benjamin Rainwater III, Mechanical; E-20307 Allen Taylor Sasser, Electrical and Computer; E-20283 Thaddeus James Shymanski, Civil; E-2027 Bobby Dale Skelton, Civil; E-20317 Zachary Michael Smith, Mechanical; E-20284 Adam Ross Sticka, Civil; E-20287 Abbasali Taghavighalesari, Civil; E-20296 John Dallas Thompson, Electrical and Computer; E-20286 Dana Emery Thornton, Mechanical; E-20282 Andrew John Thul, Fire Protection, E-20305 William Edwin Vernier III, Mechanical; E-20321 Megan Janelle Walter, Civil; E-20321 Morgan McKinnley Welch, Mechanical; E-20303 Giovana Gisel Zavaglia, Electrical and Computer

#### Licensure of Architects by NCARB Certification

**Approved:** A-5584 Sebastienne Nicole Brown, A-5580 William Eugene Cox, A5582 Trevor Joel Huffaker, A-5581 Timothy Joseph Kent, A-5583 James Aaron Lastovica, A-5585 Kimberly Nelson Montague, A-5586 Daniel Aaron Redstone

#### Temporary Permits – *None*

#### Engineer Intern Enrollment Certificates

**Approved:** Aidan Joseph Anspauch, John Allen Buessing, Grace Ann Chandler, Adolfo Diaz Vargas, Eric Thomas Goodbarn, David Duane Le, Rodrigo Andres Quintero Paez, Andrew Dozler Steinhausen

#### Certificates of Authorization

**Approved:** CA5167 Numerical Advisory Solutions LLC, CA5169 LB PIE LLC, CA5170 Rice Companies Inc, CA5172 Kilian Engineering Inc, CA5173 Torti Gallas and Partners Inc, CA5174 Inventive Engineering Solutions PC, CA5175 Mas Collaborative LLC, CA5176 IIA Nuclear Services Inc, CA5177 Bailey and Son Engineering Inc, CA5178 WSB LLC, CA5179 Adams Environmental Engineering Group LLC, CA5180 Sebern Structural Services PLLC, CA5181 Premier Architecture LLC, CA5182 Brooks Consulting LLC, CA5183 Jurni Design Group LLC, CA5184 Redstone Architects Inc, CA5185 FE Moran Inc Fire Protection

## PE Exam Applications

**Approved:** Austin Phillip Anderson, Mechanical; Gabriel Ian Chandra Cheng, Mechanical; Gabriel John Cohen, Environmental; Jared Thomas Duren, Civil; Patrick Michael Gregg, Civil; Osarobo Ikenchukwu Izevbigie, Civil; Cole Jackson Kalkowski, Mechanical; Grant Austin Lipprand, Civil; Nolan Ryan Lund, Civil; Troy Keith Nelson, Civil; Josephine Maisy Reinhardt, Environmental; Connor Michael Seagren, Civil; Austin Thomas Staebell, Mechanical; Andrew Dozler Steinhausen, Civil; Andrew Evan Stirek, Civil; Makenna Joyce Widholm, Civil

## Licensure/Examination

### Licensure of Professional Engineers by Comity and Initial

**Approved Initial Applications:** Jason Dale Hup, Mechanical; Isaac Benjamin Knutson, Civil; Kyle Joseph Wengel, Mechanical

**Approved Comity Applications:** Fady Asaad Faris, Civil; Samuel Elias Hovde, Civil; Kyle Xinkai Hu, Civil; Matthew Michael Long, Civil; Rafael De Amorim Salgado, Civil

### Licensure of Professional Engineers by Experience

**Approved:** Jason Raymond Doland Sr, Civil; Shawn Dene LaBonde, Civil

### Licensure of Architects by Comity and Initial

**Approved Initial Applications:** William Michael Dendinger III, Ashley Christine Glesinger

### Licensure of Architects by Experience – *None*

### Licensure of Professional Engineers by Reinstatement

**Approved:** E-15183 Sarah Beth Jones, Civil; E-12770 Hewitt Turley Wilkinson III, Civil

### Licensure of Architects by Reinstatement – *None*

## Special Cases – *None*

## Other Issues/Information

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

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

## G. FINANCIAL MATTERS

### Financial Reports – October 2023

#### FY2023-24 Financial Profile

#### Budget Status

#### Fund Summary

#### MTD General Ledger Detail

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

## Other Financial Matters – *None*



**H. GENERAL INFORMATION**

A schedule of upcoming meetings and events was provided. The next regular board meeting is scheduled for January 19, 2024, at 8:30 a.m., in the fifth-floor conference room, 215 Centennial Mall South, Lincoln.

**Licensure and Certificate Trends**

Professional Engineers.....	9,273
Architects.....	1,977
Certificates of Authorization.....	2,489
Temporary Permits .....	17

**Examination Information/Statistics**

The October 2023 ARE Pass/Fail report was provided along with the November 2023 ARE Open Eligibility Report.

**Other Information**

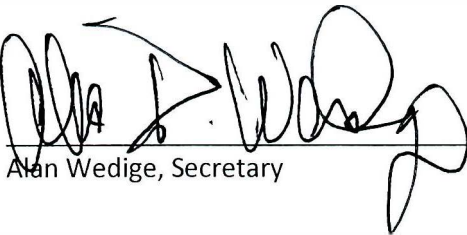
The FY23-24 Marketing Plan was provided.

The Facebook Analytics for November 2023 were provided. Seven posts were made during the month.

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

**ADJOURNMENT**

*Chair Kelly adjourned the meeting at 11:40 a.m.*

 19 Jan 2024  
Alan Wedige, Secretary