

Nebraska Board of Engineers and Architects  
**Board Meeting Minutes**  
**April 21, 2017**

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**CALL TO ORDER**

The meeting was held at 215 Centennial Mall South, 5<sup>th</sup> Floor Conference Room, Lincoln, Nebraska. Chair Kester 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:** Krista Kester, Chair; Jennifer Klein, Vice-Chair; Jan Bostelman; Mark Champion; Michael Conzett; Tom Laging; Randy Peters.

Lenora Isom, Secretary, arrived at 8:34 a.m. after approval of the consent agenda.

**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).

The following appeared before the Board:

8:45 a.m. – Rich Lombardi, Legislative Liaison, American Communications Group Inc.

**PUBLIC ATTENDANCE** - *No public comment from attendees.*

Andrea Forrester  
Clinton Powell

**A. CONSENT AGENDA**

**March 24, 2017 Meeting Minutes**

**Action: Approval of Consent Agenda**

Motion by Klein, second by Laging to approve the consent agenda. Voting Yes: Laging, Peters, Bostelman, Champion, Conzett, Klein, Kester. Voting No: None. Abstain: None. Absent: Isom.

**B. COMMITTEE REPORTS**

**2016-17 Board committee assignments and charges**

**Legislative Report**

Legislative Liaison Lombardi handed out an updated tracking list of legislative bills of interest to the Board. The Appropriation Committee has worked on its budget and the final budget will be debated next week. Bills reviewed with the Board included LB 9, LB 36, LB 151, LB 299, LB 455, LB 464, LB 590, and LB 591.

Appointment of members to the Board's Ad Hoc Legislative Committee will be deferred to the Board's May Operational Planning meeting.

**C. OLD BUSINESS**

**Progress of rules and regulations promulgation**

ED Wilbeck reported two proposed rules relating to the election of Board officers and the amount of the cash balance were removed from the proposed rule changes at the March 2017 Board meeting. The changes were submitted to the Governor's Policy Research Office, Secretary of State, and the Executive Board of the Legislative Council. The public rulemaking hearing will be held May 24<sup>th</sup> at 8:30 a.m. The regular Board meeting is scheduled to begin at 8:45 a.m. or after the public rulemaking hearing has concluded.

**Draft Operational Planning Meeting Agenda**

Chair Kester reviewed the agenda draft for the Operational Planning Meeting with the Board. Inclusion of additional topics was discussed.

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**D. NEW BUSINESS**

**Delegate selection for NCEES Annual Meeting – August 23-26, 2017**

***Action: Delegate Selection***

Motion by Bostelman, second by Conzett to appoint Klein and Kester as funded delegates and Peters as first-time attendee for the NCEES Annual Meeting. Voting Yes: Laging, Peters, Bostelman, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: None.

**Recap of NCARB Region 5 conference call, April 13, 2017**

A conference call was hosted on April 13<sup>th</sup> by the NCARB Regional Director and Chair to brief members on topics to be discussed at the Board of Directors meeting. A list of agenda items for the Board of Directors meeting on April 20-22, 2017, was provided. Isom, a participant of the Cut Score Task Force Workshop, reported recommendations had been forwarded to the Examination Committee for review and adjustment. The NCARB Board of Directors will conduct a third and final review before the scores are formally established. The Board of Director's decision will initiate steps to align the scores with candidate performance before the release of scores. ED Wilbeck noted NCARB had rolled out its new website.

**Alternative titles for architect interns/AIA support of two new titles**

The AIA announced its task force on "intern title" recommended using either "architectural associate" or "design professional" to describe those unlicensed individuals working in firms. NCARB leadership announced meeting with AIA leadership on April 6<sup>th</sup> to advise AIA of where the impediments to their position may exist. NCARB asked member Boards to notify them if either of the two new terms would be found in non-compliance with any regulation or law addressing title usage. If time allows, the Board will discuss the issue at the operational planning meeting.

**2017 Travel and per diem authorization**

Authorization requests:

- Conzett to attend the NCEES Board of Director's Meeting in Miami Beach, FL, on August 22, 2017. Travel will also occur on August 22<sup>nd</sup>. Funding will be provided by NCEES.
- Conzett, Kester, Klein, Peters, ED Wilbeck to attend the NCEES Annual Meeting in Miami Beach, FL, August 23-26, 2017. Funding will be provided by NCEES.

***Action: Approval of Travel and Per Diem***

Motion by Conzett, second by Peters to approve travel and per diem authorization as requested. Voting Yes: Laging, Peters, Bostelman, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: None.

**E. COMPLIANCE**

***Information***

April 2017 Compliance Cases

Summary of Open Cases

Summary of Recently Closed Cases

**Executive Session – Commenced at 9:38 a.m.**

***Action:***

Motion by Bostelman, second by Conzett to enter into executive session for discussion of compliance investigations, the State Fire Marshal summary, and the outreach summary and schedule 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 Kester. Voting Yes: Laging, Peters, Bostelman, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: None.

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

**Case 15.04**

**Case 16.02**

**Case 16.06**

**Case 16.18**

**Case 17.02**

**Case 17.03**

**Case 17.04**

**Case 17.06**

**Case 17.07**

**Case 17.09**

**Case 17.10**

**Case 17.11**

**Case 17.12**

**Case 17.13**

All cases were reviewed in executive session.

***Other Compliance Issues***

The State Fire Marshal summary and the outreach summary and schedule were reviewed in executive session.

**Executive Session – Concluded at 10:56 a.m.**

***Action:***

Motion by Bostelman, second by Conzett to close executive session for discussion of compliance investigations, the State Fire Marshal summary, and the outreach summary and schedule not a matter of public information to prevent needless injury to the reputation of those involved. Voting Yes: Laging, Peters, Bostelman, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: None.

Bostelman temporarily stepped out of the meeting at 10:57 a.m.

***Action: Approval of Compliance Case Disposition***

Motion by Klein, second by Conzett to close Case 16.18 with disciplinary action. Voting Yes: Laging, Peters, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: Bostelman.

Motion by Klein, second by Conzett to dismiss Case 17.02 with no disciplinary action. Voting Yes: Laging, Peters, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: Bostelman.

Motion by Klein, second by Isom to dismiss Case 17.04 with no disciplinary action. Voting Yes: Laging, Peters, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: Bostelman.

Motion by Klein, second by Isom to dismiss Case 17.11 with no disciplinary action. Voting Yes: Laging, Peters, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: Bostelman.

Bostelman returned to the meeting at 11:00 a.m.

Motion by Klein, second by Isom to dismiss Case 17.12 with no disciplinary action. Voting Yes: Laging, Peters, Bostelman, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: None.

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**F. APPLICATIONS**

***Administratively Approved***

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

**Approved:** E-16520 Clayton Garrison Abbott, Mechanical; E-16533 Lisa Diane Akagi, Mechanical; E-16519 Sean David Beilman, Mechanical; E-16527 Ryan Carl Benning, Mechanical; E-16535 Jeffrey Powers Bolyard, Mechanical; E-16534 Kevin Martin Boothe, Civil; E-16530 Jay Patague Carillo, Electrical and Computer; E-16528 Peter James Christesen, Civil; E-16518 Kevin Conroy, Structural; E-16517 Christopher Eric Copeland, Civil; E-16529 John Robert Crase, Civil; E-16525 Sean O'Neill Eisler, Mechanical; E-16531 Joshua Dan Hanes, Civil; E-16532 Paul Thomas Kahle, Electrical and Computer; E-16538 Jordan Shane Kirkendoll, Civil; E-16540 Shawn Duane Lothrop, Structural; E-16526 Wayne Edward McFarland, Civil; E-16539 Andrew Michael Miller, Civil; E-16522 Timothy Ecker Nelligan, Civil; E-16537 Jeffrey Wayne Obermeyer, Civil; E-16506 David Bingham Porter, Structural; E-16523 Leonardo Andres Sferra, Civil; E-16521 Steven James Simpson, Civil; E-16505 Keith Edward Summer, Electrical; E-16507 Reinier Arnold van der Keyl, Civil; E-16536 Shawn Walter Vanhove, Structural; E-16524 Travis Puckett Walker, Electrical and Computer.

**Licensure of Architects by NCARB Certification**

**Approved:** A-4779 David Barton Greusel; A-4780 Robert Brian Marshall; A-4778 Michael Lance Perry; A-4782 Gary Clifford Prager; A-4781 William Norman Schalk.

**Temporary Permits**

**Approved:** T-558 Matthew Jason Cartwright, KS, Architect.

**Engineer Intern Enrollment**

**Approved:** Alireza Behfar, NE; Brandon Ray Boosalis, NE; Freddy Israely Briseno Serrano, NE; Andrew Joseph Eisenbraun, NE; Daniel Joseph Fechner, NE; Drew Elliott Fleming Gay, NE; Seth Alan Kiely, NE; Shuo Li, NE; Matthew Berry Newman, NE.

**Certificates of Authorization**

**Approved:** CA3751 T-O Engineers Inc; CA3752 Hill Foley Rossi & Associates LLC; CA3753 Oleson + Hobbie Architects LLC; CA3754 Matrix Technologies Inc; CA3755 MRV Architects Inc; CA3756 IMEG Corp; CA3757 Kirk Gross Company; CA3758 Frost Structural Engineering - Idaho LLC; CA3759 IV Engineering PC; CA3760 Buford Goff & Associates Inc; CA761 Centerline Solutions LLC; CA3762 Forum Studio Inc; CA3763 The Mannik & Smith Group Inc; CA3764 Katahdin Environmental Corporation; CA3765 Milburn Civil Engineering LLC; CA3766 WL Port-Land Systems Inc.

***Licensure/Examination***

**Licensure of Professional Engineers by Comity**

**Approved:** Paul Michael Alsina, Civil, TX; James David Gersema, Civil, MN; Xuan Kong, Civil, TX; Rodney Dean Lacy, Civil, KS; Dustin James Leo, Civil, IA; Benjamin David Nelson, Civil, CA; Chris Leal Sarmiento, Electrical, CA; Timothy Jay Sheets, Civil, IA; Robert Carlos Valdes, Civil, IL.

**Licensure of Professional Engineers by Experience**

**Approved:** Saddam Ahmad, Civil, TX; Steven Scott Schreurs, Mechanical, MN; Larry Dean Svitak, Mechanical, MN.

**Licensure of Architects by Experience**

**Approved:** Quinton Merrill Bradley, CO.

**Licensure by Reinstatement**

**Approved:** E-13332 Clinton Lee Powell, Civil; E-10624 John Wallace Pulley, Mechanical; E-10533 Robert Sedlak, Mechanical; A-2490 Douglas Noel Roeder, Architect.

**PE Exam**

**Approved:** Michael David Hale, NE, Civil; Joseph Raymond Roberts, NE, Civil.

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***Special Cases***

**Licensure of Engineers by Experience**

**Approved:** Joseph Walter Kowalski, Civil, OH.

**Temporary Permits**

**Approved:** Joseph Dale Sekely III, OH, Architect; Stuart Madison Alderman, TX, Architect.

**Request for Emeritus Status**

**Approved:** E-4123 Lawrence B. Budler, NE.

***Action: Approval of Applications***

Motion by Isom, second by Cozett to approve applications as recommended by staff. Voting Yes: Laging, Peters, Bostelman, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: None.

**G. FINANCIAL MATTERS**

***Financial Reports***

**FY 2016-17 Financial Profile, March 2017**

**Budget Status Report, March 2017**

**MTD General Ledger Detail Report, March 2017**

**Fund Summary Report, March 2017**

ED Wilbeck reviewed the March 2017 financial reports with the Board. An object code will be added for CIO charges relating to the database to track expenditures in the Budget Status Report. The Budget Status in the state financial system will be updated to reflect revised plans for expenditures.

***Action: Approval of Financial Reports***

Motion by Conzett, second by Bostelman to approve the financial reports as presented. Voting Yes: Laging, Peters, Bostelman, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: None.

***FY 2017-18 Proposed Contracts***

**Richard A. Lombardi, American Communications Group, Inc.**

The proposed FY 2017-18 contract with Richard Lombardi, American Communications Group, Inc, beginning July 1, 2017, and ending June 30, 2018, provides for legislative liaison activities, attendance of Board meetings during the legislative session to provide updates, attendance of the Board's Legislative Committee meetings and assistance with strategizing future revisions of the Board's Act and Rules and Regulations. The maximum fee for the contract is \$21,000.

**Robert Hanna, Robert Hanna Studios**

The proposed FY 2017-18 contract with Robert Hanna, Robert Hanna Studios, beginning July 1, 2017, and ending June 30, 2018, provides for black and white graphic services for use in the Board newsletter or other graphic services for public information activities as requested by the Board not to exceed a maximum fee of \$1,200.

***Action: Approval of FY2017-18 Proposed Contracts***

Motion by Conzett, second by Laging to approve the Richard Lombardi, American Communications Group, Inc. contract as reviewed and authorize Chair Kester to sign the contract. Voting Yes: Laging, Peters, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: Bostelman. Absent: None.

Motion by Laging, second by Isom to approve the Robert Hanna Studios contract as reviewed and authorize Chair Kester to sign the contract. Voting Yes: Laging, Peters, Bostelman, Champion, Conzett, Isom, Klein, Kester. Voting No: None. Abstain: None. Absent: None.

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***Other Financial Matters***

**Office renovation update**

ED Wilbeck reported work on the office renovation was progressing and should be finished in a few weeks. The Building Division has been contacted to assist in updating workstations.

**H. GENERAL INFORMATION**

**Board meeting schedule**

A schedule of upcoming meetings and events was provided for review. An Operational Planning Meeting will be held on Tuesday, May 23, 2017, at the UN-L Prem S. Paul Research Center at Whittier School, Room 344, 2200 Vine St, and a Public Rulemaking Hearing and regular Board meeting on Wednesday, May 24, 2017, at 215 Centennial Mall South in the 5<sup>th</sup> floor large conference room.

**Board member roster**

A roster of the Board was provided. The Board discussed plans for a recognition event for former member Roger Helgoth to be held on May 16<sup>th</sup>.

**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**

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

***Examination Information/Results***

A total of 95 ARE candidates had 485 open eligibilities on April 1, 2017.

Ten ARE 4.0 exams were attempted for various divisions in March 2017. Seven exams were passed.

The Yearly Pass/Fail Report for the Nebraska ARE 4.0 through March of 2017, showed 30 attempted exams for various divisions. Twenty-two exams were passed.

The Yearly Pass/Fail Report for the Nebraska ARE 5.0 through March of 2017, showed 16 attempted exams for various divisions. Eight exams were passed.

***Other information***

A report tracking the Board's Facebook activity from March 15, 2017 to April 11, 2017, was provided by PIO Mayhew.

The March 2017 Website Dashboard Report showed 3,196 total visits to the Board's website.

Board policies approved as of March 24, 2017, were provided.

**ADJOURNMENT**

The meeting was adjourned at 11:40 a.m.



Lenora A. Isom, Secretary