

Nebraska Board of Engineers and Architects  
Board Meeting Minutes  
June 27, 2014

**CALL TO ORDER**

The meeting was held at 206 S 13<sup>th</sup> Street, Suite 101, Downtown Lincoln Association Board Room, 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 on the Board's website and in the Lincoln Journal Star in compliance with the Open Meetings Act.

**Roll Call:** Jennifer Klein, Chair; Lori Krejci, Vice-Chair; Michael Conzett, Secretary; Mark Champion; Fred Choobineh; Roger Helgoth, Tom Laging. Absent: Krista Kester.

**Staff Present:** Steve Masters, Executive Director (ED); Sandra Weaver, Administrator (AD); Lisa Mathews, Compliance Officer (CO); Jean Lais, Administrative Assistant (AA); Rachel Fetterman, Public Information Officer (PIO).

**Public Present**

Robin R. Kilgore, Budget Management Analyst, State of Nebraska

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**Agenda Items**

**A Consent Agenda**

**Meeting Minutes**

May 30, 2014 meeting minutes

**Approval of Consent Agenda**

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

**B Committee Reports (Accomplishments and Remaining Tasks)**

**Board committee appointments and assignments**

The current committee appointments and assignments were provided. Chair Klein stated new committee appointments would be addressed at the Strategic Planning Session to be held after the regular Board meeting.

**Contract Ad Hoc Committee Report**

Helgoth reported the Contract Ad Hoc Committee met on June 9th. An information letter was sent to potential candidates as well as the current provider of legal services. The Committee will meet in July to review responses and create a recommendation for the Board. The Attorney General's Office will have final approval. ED Masters will check to see if the current legal services contract could be approved on a month by month basis until a decision is made. The Contract Ad Hoc Committee was tasked with creating a document for processing all future contracts.

**Executive Committee Report**

Chair Klein reported the Executive Committee conducted the Executive Director performance review and salary recommendation and brought it to the Board in May for its action.

**Education and Communication Committee Report**

Committee Chair Conzett reported the Education and Communication Committee had many issues to address over the last year. He noted the challenge of educating licensees and the public as well as being the front runner in implementing change. Sponsoring continuing education events annually will be an important goal. A Facebook Activity Report tracking activity from May 22, 2014, to June 18, 2014, was presented by PIO Fetterman.

**Enforcement Committee Report**

Committee Chair Krejci reported ongoing goals to develop tiered fees for Certificates of Authorization and to evaluate and monitor the tower crane issue. The Committee is reworking disclosure language for all applications.

**Legislative Committee Report**

The Legislative Committee agreed to keep language as amended for LB 665. Staff recommendations will be reviewed at the Strategic Planning Session after the regular meeting. The Committee will be working with Senator Krist on a legislative bill for the 2015 Legislative Session. Senator Krist is preparing a letter to send to Interested groups.

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**C Old Business**

**Governance Items**

**2014 Strategic Planning Session**

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A Strategic Planning Session was held on June 13, 2014, in La Vista, Nebraska. The final session will be held after today's regular meeting.

**Public Works Exemption Expenditures**

Neb. Rev. Stat. § 81-3449 (4) and § 81-3453 (4) allows the Board to adjust the contemplated expenditure amount for an exemption on public work projects for architecture and engineering every fifth year. The adjustment is based on the cumulative percentage change in the Consumer Price Index for Urban consumers. ED Masters expressed appreciation for the reviews provided by AD Weaver and PIO Fetterman.

**Action** Motion by Krejci, second by Laging to approve the adjustment of the exempted public works expenditures for the next five years from \$100,000 to \$109,000, beginning on July 1, 2014. Voting Yes: Krejci, Laging, Champion, Choobineh, Konzett, Helgoth, Klein. Voting No: None. Absent: Kester.

**NCARB request for comments on proposed changes to the IDP, BEA, and BEFA**

Krejci and Champion will review the proposed changes to the Intern Development Program (IDP), the Broadly Experienced Architect Program (BEA), and the Broadly Experienced Foreign Architect Program (BEFA) and will bring back comments to the Board at the August meeting. Staff will provide feedback to the NCARB Board of Directors after receiving input from the Board in August. The survey must be submitted by 5:00 p.m. on Friday, September 5, 2014.

**NCARB Annual Meeting Report**

The NCARB Annual Meeting was held in Philadelphia, PA, on June 18-21, 2014. Champion reported discussion on whether an NCARB officer should be required to have a certified NCARB record. Krejci reported NCARB would like to implement data sharing with all of architects, not just those holding NCARB records. AIA is looking at secret shoppers to review the quality of continuing education offerings. In the future, NCARB will provide free technical monologues for certificate holders to earn continuing education and will be looking at ways to modify required hours to complete the IDP.

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**D New Business**

**Engineering Items**

**Board Delegate Form (for voting) for the 2014 NCEES Annual Meeting**

NCEES requested a Board Delegate Form to be submitted for the NCEES Annual Meeting. The list should include all members of the Board that will be attending. Only members designated on the form can cast votes at the Annual Meeting. Laging stated he would like to attend if circumstances allowed and would let AD Weaver know at a later date if he can go.

**Clarification for processing unacceptable results for structural exam components**

Rule 2.4.1.7 states after the fourth or subsequent failure of an engineering examination, the candidate is required to submit evidence of receiving additional relevant formal learning. In 2011, the new 16-hour structural exam was implemented with two 8-hour components. Only acceptable or unacceptable results are provided by NCEES for each structural exam component. A candidate must receive acceptable results on both components to pass the exam. Staff asked for clarification on how an unacceptable result should be interpreted in relation to Rule 2.4.1.7 for the structural exam. The Board was in agreement that a structural exam candidate would be allowed to fail each component four times before evidence of relevant formal learning would be required for reexamination.

**Action** Motion by Choobineh, second by Krejci to authorize staff to develop a policy for the next meeting relative to Rule 2.4.1.7 to clarify the calculation of failures for engineering examination modules. Voting Yes: Krejci, Laging, Champion, Choobineh, Konzett, Helgoth, Klein. Voting No: None. Absent: Kester.

**Architecture Items**

*None at this time.*

**Other New Business**

**Approval for in-state travel for Executive Director for FY 2014-15**

**Action** Motion by Konzett, second by Krejci to approve all necessary in-state travel for official board business for Executive Director Steve Masters for FY 2014-15. Voting Yes: Krejci, Laging, Champion, Choobineh, Konzett, Helgoth, Klein. Voting No: None. Absent: Kester.

**2014 regional and national meeting travel authorization**

Chair Klein and ED Masters were authorized to attend the NCARB Member Board Chairs (MBC) and Member Board Executive (MBE) Conference October 31, 2014 - November 1, 2014, in Indianapolis, IN. Vice Chair Krejci

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was authorized as an alternate if Klein is unable to attend. Laging was authorized to attend the NCEES Annual Meeting, August 20-23, 2014, in Seattle, WA.

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**E Compliance**

**Logs**

Current complaints provided.  
History of closed complaints provided.

**Executive Session - Commenced at 10:08 a.m.**

**Action** Motion by Helgoth second by Laging to enter into executive session for discussion of pending compliance cases 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: Krejci, Laging, Champion, Choobineh, Conzett, Helgoth, Klein. Voting No: None. Absent: Kester.

**Cases**

**13.01 – Summary & Documentation**

Reviewed in Executive Session

**13.08 – Summary & Documentation**

Reviewed in Executive Session

**Other Compliance Issues**

**Clarification of 2010 compliance case**

Reviewed in Executive Session

**Executive Session - Concluded at 10:24 a.m.**

**Action** Motion by Conzett, second by Krejci to close executive session for discussion of pending cases not a matter of public information to prevent needless injury to the reputation of those involved. Voting Yes: Krejci, Laging, Champion, Choobineh, Conzett, Helgoth, Klein. Voting No: None. Absent: Kester.

**Approval of Compliance Case Disposition**

**Action** Motion by Krejci, second by Choobineh to give the respondent until October 1, 2014, to complete the steps as proposed by the respondent's counsel in Compliance Case 13.01. Voting Yes: Krejci, Laging, Champion, Choobineh, Conzett, Helgoth, Klein. Voting No: None. Absent: Kester.

**Action** Motion by Conzett, second by Krejci to close Compliance Case 13.08 after notification of interested parties. Voting Yes: Krejci, Laging, Champion, Choobineh, Conzett, Helgoth, Klein. Voting No: None. Absent: Kester.

**Action** Motion by Conzett, second by Krejci to clearly communicate to interested parties that action in 2010 for Compliance Case 10.13 was not a disciplinary action. Voting Yes: Krejci, Laging, Champion, Choobineh, Conzett, Helgoth, Klein. Voting No: None. Absent: Kester.

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**F Applications**

**Administratively Approved**

**NCEES MLE – Engineers**

E-15161 Jacob Russell Beedle, Civil, NV; E-15142 Brooks Wesley Blackmer, Civil, UT; E-15217 Christopher Michael Bowers, Structural, PA; E-15169 Aaron Paul Buys, Mechanical, CO; E-15220 John Lawrence Coulson, Civil, AR; E-15223 Tyson Lee Dinges, Civil, KS; E-15167 Stephen Ward Dorau, Civil, CO; E-15204 Willis Monte Hadlock, Jr, Civil, MI; E-15203 Benjamin Reed King, Mechanical, CA; E-15208 Philip Brian Kocher, Mechanical, MO; E-15222 Samul Deering Malinowsky, Civil, KS; E-15224 Cara Lipin Martin, Civil, TN; E-15166 Karyn Alyn Mueller, Civil, CO; E-15216 Joseph Nowikowski, Electrical, AZ; E-15219 Stephen Graham Owen, Civil, AR; E-15164 Joseph John Pluta, Electrical, IN; E-15221 Christopher Allen Soller, Civil, AR; E-15178 Strider Eugene Steele, Architectural, TX; E-15165 John Tsouflias, Civil, WI.

**NCARB Certification – Architects**

A-4462 Kevin Daniel Barber, IA; A-4460 Adam Kendall Cramm, IA; A-4461 Patrick Jacob Moore, OR; A-4459 David Bruce Nicholson, NY.

**Temporary Permits - None**

**Engineer Intern Enrollment**

Philip Anthony Blankenau, NE; Brian John Meissner, NE.

**Architect Registration Examination/Re-approvals - None**

**Organizational Practice – Certificates of Authorization**

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CA3200 ADF International Inc; CA3201 Barry Engineering Inc; CA3202 Robertson-Ceco II Corporation; CA3203 NCI Group Inc; CA3204 Stresscon Corporation; CA3205 Landplan Engineering PA; CA3206 360 Energy Engineers LLC; CA3207 Shaffer Wilson Sarver & Gray A Professional Corporation; CA3208 Schmidt & Stacy Consulting Engineers Inc; CA3209 Davidson & Associates Inc; CA3210 Environmental Compliance Services Inc; CA3211 AG&E Associates PLLC; CA3212 Three Sixty Engineering Inc; CA3213 Pinnacle Structures Inc; CA3214 Summit Fire Protection Co; CA3215 Integrity Structural; CA3216 HCP Architects LLP.

**Licensure/Examination**

**Applications for licensure of Engineers by Comity**

**Approved:** Charles David Conway, Electrical, GA; Hasu Dalichand Doshi, Fire Protection Engineer, KS; Bernard Anthony Frankl, Civil, SD; Jeffrey Arthur Johnson, Civil, MN; Michael Richard Kosa, Civil, WA; Wayne Francis Lorenz, Civil, CO; John Earl Reynolds, Electrical, MO; Wayne David Owen, Mechanical, SC; Matthew Reed Sheats, Civil, GA; Timothy James Shimerdla, Mechanical, IA; Terrence Lee Smith, Civil, IA; Richard Stroschein Uckert, Civil, SD.

**Applications for licensure of Engineers by Experience - None**

**Applications for licensure of Architects by Experience - None**

**Applications for licensure by Reinstatement**

**Approved:** A-4243 James Steven Mickey.

**Applications to take the PPE Exam**

**Approved:** Joshua Joseph Kankovsky, Civil, NE.

**Special Cases - Applications to take the PPE Exam**

**Approved:** Patrick Wagner, Electrical & Computer, NE.

**Special Cases - Applications for licensure of Engineers by Comity**

**Approved:** Madhan Kumar Kantha Samy, Structural, AZ.

**Special Cases - Applications for licensure of Architects by Experience - None**

**Special Cases - Organizational Practice - Certificates of Authorization - None**

**Approval of Applications**

**Action** Motion by Konzett, second by Krejci to approve the applications as presented. Voting Yes: Krejci, Laging, Champion, Choobineh, Konzett, Helgoth, Klein. Voting No: None. Absent: Kester.

**Licensing Information**

Comparison of ABET-EAC Accredited Programs and NCEES Education Standard provided.

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**G Financial Matters**

**Reports**

**FY 2013-14 Financial Profile, May 2014**

**Budget Status Report, May 2014**

**MTD General Ledger Detail Report, May 2014**

**Fund Summary Report, May 2014**

ED Masters reported seeing some continued growth in licensure applications. Expenses continue to be less than anticipated in part because of staff changes and lower travel expenditures. Many of the Board members attending meetings have been funded by the national organizations. The potential for litigation needs to be kept in mind when reviewing the budget and cash fund.

**Approval of Financial Reports**

**Action** Motion by Konzett, second by Krejci to approve the financial reports. Voting Yes: Krejci, Laging, Champion, Choobineh, Konzett, Helgoth, Klein. Voting No: None. Absent: Kester.

**Robert Hanna, Robert Hanna Studios**

The proposed FY 2014-15 contract with Robert Hanna, Robert Hanna Studios, beginning July 1, 2014, and ending June 30, 2015, provides for black and white graphics 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 \$1200.

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**Action** Motion by Conzett, second by Krejci to approve the FY 2014-15 contract with Robert Hanna, Robert Hanna Studios, as presented. Voting Yes: Krejci, Laging, Champion, Choobineh, Conzett, Helgoth, Klein. Voting No: None. Absent: Kester.

**Other Financial Items**

**2015-2017 biennial budget request**

State Budget Administrator Gerry Oligmueller has announced that the biennial budget request system is live and the narrative screens are available. The Agency and Program narratives should be completed in a preliminary form in the NBRRS system by Friday, August 1, 2014. The final budget request must be completed and electronically submitted by September 15, 2014.

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**H General Information**

**Public meeting notice publication**

A request was sent to the Lincoln Journal Star to publish a notice for the June 27, 2014 meeting.

**Board meetings and schedule**

A schedule of upcoming meetings and events was provided for review.

**Roster of Board members**

A current roster of Board members was provided.

**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 Results**

**ARE May 2014 Pass/Fail Report**

Twenty-two examinees sat for various sections of the ARE exam in May 2014. Nineteen exams were passed.

**FE 2014 CBT Exam Registration Numbers and Pass Rate History Report**

Fifty-eight examinees took the FE computer based test. Thirty-seven exams were passed.

**PE April 2014 Overall Exam Performance by Discipline Report**

The April 2014 overall exam performance by discipline summary for the PE exam was reviewed by the Board. A total of 88 candidates sat for the PE exam in Nebraska (excluding the structural exam components).

**Other information**

**Approved Board policies**

Approved Board policies were provided for review.

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**Adjournment**

The meeting was adjourned at 10:56 a.m.

  
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Michael Conzett, Secretary