

**AGENDA**  
**REGULAR QUARTERLY BOARD MEETING**  
**TEXAS BOARD OF PROFESSIONAL ENGINEERS**  
**SOUTH INTERSTATE 35**  
**AUSTIN, TX 78741**  
**May 25, 2017 – 10:30 AM**

**Call to Order.** (Daniel O. Wong, Ph.D., P.E., Presiding Officer)

1. Roll Call and Welcome Visitors
2. Public Comment
3. Consent Agenda

**(The following items may be acted upon under Consent Agenda and are marked with an asterisk\* on the Regular Quarterly Board Meeting Agenda)**

*(Motion Required)*

- February 15, 2017, Licensing Committee Minutes **(See agenda item #6)**
- February 16, 2017, Enforcement Committee Minutes **(See agenda item #7)**
- February 16, 2017, Policy Advisory Opinion Committee Minutes **(See agenda item #5)**
- February 16, 2017, Legislative Committee Minutes **(See agenda item #8)**
- February 16, 2017, Regular Quarterly Board Meeting Minutes **(See agenda item #4)**
- Administrative Reports, Outstanding Administrative Penalties Dismissed Cases **(See agenda item #17)**
- Licensing Applications. **(See agenda item #21)**

**Discuss and Possibly Approve Board Minutes:**

4. **\*(Consent Agenda)** Discuss and possibly approve minutes of the February 16, 2017, Regular Quarterly Board Meeting
5. **\*(Consent Agenda)** February 16, 2017, Policy Advisory Opinion Committee Minutes

**Discuss and Possibly Accept Committee Minutes:**

6. **\*(Consent Agenda)** February 15, 2017, Licensing Committee Minutes
7. **\*(Consent Agenda)** February 16, 2017 Enforcement Committee Minutes
8. **\*(Consent Agenda)** February 16, 2017, Legislative Committee Minutes

**Discuss and Possibly Act on the following agenda items (9-23):**

9. Board Members' Activity Reports

*(Report – submitted in accordance with §131.11 (g))*

- |             |           |
|-------------|-----------|
| • Ballí     | • Reyna   |
| • Cheng     | • Summers |
| • Kannappan | • Womack  |
| • Nejad     | • Wong    |
| • Norwood   |           |

10. Advisory Members' Activity Reports

*(Report)*

- |            |            |
|------------|------------|
| • Gonzalez | • Nadkarni |
| • Guerra   |            |

11. Finance and Budget..... presented by Jeff Mutscher

- FY17 2<sup>nd</sup> Quarter Budget *(Report)*
- FY18 Proposed Draft Budget *(No action, information only)*

12. Discuss and possibly act on Performance Measure Review..... presented by David Howell, P.E.

*(Report)*

**Discuss and Possibly Act on Issues Regarding Committee Reports or Items on the Committee Agendas:**

13. Licensing Committee meeting

summary (May 24, 2017) ..... presented by Dr. Sina Nejad, P.E., Chair

- Personal Appearances from Licensing Applicants:

*(Motion required on all personal interviews)*

- Gregersen, Casey
- Iton, Kyle
- Kane, Kyle

- Ogban, Oghenetega
- Belzer, Brett
- Gastineau, Clarence
- Williams, Patrick
- Jones, Christopher
- Grabowski, Michael
- Potts, Shane
- Sauers, Brett
- Hooper, Russell

14. Enforcement Committee Meeting summary (May 25, 2017) ..... presented by Bobby Ballí, P.E., Chair
- Discuss and possibly adopt the following rules ..... presented by David Howell, P.E.  
(*Motion Required*)
    - 137.19, Engineers to be qualified Windstorm Inspectors-Repeal
    - 139.35(b), Sanctions and Penalties
15. Legislative Committee Meeting summary (May 25, 2017) ..... presented by Elvira Reyna, Chair
- Update of Legislative activities ..... presented by David Howell, P.E.  
(*Report*)

**Discuss and Possibly Act on Reports or Items reported by the Executive Director:**

16. Executive Director’s Report ..... presented by Lance Kinney, Ph.D., P.E.
- Daily Activity Report (*Report*)
  - IH 35 Expansion (*Motion Required*)
  - Strategic Plan/Journey Towards Excellence (JTE)(*Update*)
  - Update on Murdough Center for Engineering Ethics
  - National Council of Examiners for Engineering and Surveying (NCEES)
    - Southern Zone (SZ) Meeting (*Report*)
    - Nomination for Southern Zone Secretary/Treasurer Position (*Possible Motion*)
      - Lamberto “Bobby” Ballí, P.E.
    - NCEES Leadership Program-Visit to State Boards (*Report*)
      - Gary Thompson, P.L.S., NCEES Treasurer-Visit with Texas Board
    - NCEES Annual Meeting-August 23-26, 2017 (*Report*)
  - Outreach (*Report*)
    - 80<sup>th</sup> Anniversary Booklet
    - Visit to New London, Texas
    - Texas State Science Fair
    - Texas Alliance for Minorities in Engineering (TAME)
    - Draft Plan for Regional Advisory Meetings
    - Kudos

**Discuss and Possibly Act on Enforcement/Disciplinary Matters:**

17. **\*(Consent Agenda)** Administrative Reports, Outstanding Administrative Penalties, Dismissed Cases ..... presented by Dave Daigle  
*Report to full Board pursuant to Board rule §139.21*
18. Agreed Board Order ..... presented by Dave Daigle  
(*Motion Required*)  
Informal Reprimands (*In accordance with Board Rule 139.31(b) individual names are not listed*)
1. D-36850 (Cheng recused)
  2. D-36224 (Cheng recused)
- Practice Violations
3. Jay Victor Hamm, P.E. – D-36864 (Cheng recused)
19. Consent Orders ..... presented by Dave Daigle  
(*Motion Required*)  
Filed at SOAH
1. David Franco – B-36649
- Informal Reprimands (*In accordance with Board Rule 139.31(b) individual names are not listed*)
2. D-36880
  3. D-36966

Non-Practice Violations

4. Lonny E. Phelps – D-36900

Practice Violations

5. Phillip Barnett, P.E. – D-36881

6. Daniel Liston Heischman, P.E. – D-36861

7. Manuel Fernando Lizcano, P.E. – D-36889

Sanctions Against Non-License Holders

8. John W. Holm – B-36753

Firm Registration/Sole Proprietorship

9. Mark Bird, P.E. d/b/a Wesley Engineering Group, Inc. – B-36859

10. Texas Development Services, L.L.C. – B-36975

20. SOAH Final Board Order .....presented by Morgen Cuming, J.D.

- Contain Water Systems, Inc. (case #B-36331)

**Discuss and Possibly Act on Licensing Applications requiring board ruling:**

21. **\*(Consent Agenda)** Licensing Applications.....presented by David Howell, P.E. / Rick Strong, P.E.

*Vote or Reconfirm Votes Pursuant to Board Rule §133.87:*


- Approved for Exams
- Approved for Licensure
- Firms Approved
- Waivers – FE
- Waivers---PE
- Waivers—Both
- Not Approved for Licensure

**Discuss and Possibly Act on Other Matters**

22. Issues from the Board member to consider for next scheduled Board Meeting

23. Adjourn.

The Board may meet in closed session on any agenda item listed above as authorized by the Texas Open Meetings Act, Tex. Gov’t. Code Ann. Chapter 551.

 Individuals needing auxiliary aids or services should contact the Texas Board of professional Engineers at (512) 440-7723, in a timely manner.