

**AGENDA**  
**REGULAR QUARTERLY BOARD MEETING**  
**TEXAS BOARD OF PROFESSIONAL ENGINEERS**  
**1917 S. IH 35**  
**Austin, Texas 78741**  
**August 23, 2018—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 highlighted in blue on the Regular Quarterly Board Meeting Agenda)**

*(Motion Required)*

- May 16, 2018 Licensing Committee Minutes (**See agenda item #5**)
- May 16, 2018 Policy Advisory Opinion Committee Minutes (**See agenda item #6**)
- May 17, 2018 Strategic Plan Meeting (**See agenda item #7**)
- May 17, 2018 Regular Quarterly Board Meeting Minutes (**See agenda item #4**)
- Administrative Reports, Outstanding Administrative Penalties, Dismissed Cases, Violation Terminated Cases, Voluntary Compliance Cases (**See agenda item #16**)
- Licensing Applications (**See agenda item #20**)
- Fiscal Year 2019 Informal Conference Schedule (**See agenda item #21**)
- Fiscal Year 2019 Board Meetings (**See agenda item #22**)

**Discuss and Possibly Approve Board Minutes:**

4. (**Consent Agenda**) May 17, 2018 Regular Quarterly Board Minutes

**Discuss and Possibly Accept Committee Minutes:**

5. (**Consent Agenda**) May 16, 2018 Licensing Committee Minutes

6. (**Consent Agenda**) May 16, 2018 Policy Advisory Opinion Committee Minutes

7. (**Consent Agenda**) May 16, 2018 Strategic Plan Meeting Minutes

**Discuss and Possibly Act on the following agenda items (8-24):**

8. Board Members' Activity Reports

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

- Ballí
- Cheng
- Kannappan
- Nejad
- Norwood
- Reyna
- Summers
- Womack

- Wong
9. Advisory Members' Activity Reports  
*(Report)*
- Gonzalez
  - Guerra
  - Nadkarni
10. Finance and Budget.....presented by Jeff Mutscher
- FY18 3<sup>rd</sup> Quarter Budget *(Report)*
  - FY19 Budget and Fees *(Motion Required)*

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

11. Licensing Committee Meeting Summary  
(August 22, 2018).....presented by Lamberto Ballí, P.E., Chair
- Personal Appearances from Licensing Applicants:  
*(Motion required on all personal interviews)*
    - Brian Christopher Alexander (represented by Jason A. Danowsky, Attorney)
    - Mark Justin Berry
    - Joel Capper Rife
    - Sergio Flores Swain
12. Policy Advisory Opinion Committee Meeting Summary  
(August 23, 2018).....presented by Kyle Womack, P.E., Chair
- Discuss and possibly approve the response for:
    - Request for Policy Advisory Opinion Regarding Texas P.E. Sealing Requirements for Offshore Oil and Gas Facilities.....presented by Michael Sims, P.E.*(Motion Required)*
13. Legislative Issues Committee Meeting Summary  
(August 23, 2018).....presented by Elvira Reyna, Chair
- Legislative Action Plan for 86<sup>th</sup> Texas Legislative Session.....presented by David Howell, P.E.  
*(Report)*
14. Nominating Committee Meeting Summary  
(August 23, 2018).....presented by Daniel O. Wong, Ph.D., P.E., Chair
- Nomination of Board Officers for Fiscal Year 2019 *(Motion Required)*
  - Renewal Contract of Current Advisory Board Members for Fiscal Year 2019 *(Motion Required)*
    - Edmundo Gonzalez, P.E., R.P.L.S.
    - Jose I. Guerra, P.E.
    - Govind Nadkarni, P.E.

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

15. Executive Director's Report.....presented by Lance Kinney, Ph.D., P.E.
- Daily Activity Report
  - Strategic Plan/Journey Towards Excellence (JTE)
  - National Council of Examiners for Engineering and Surveying (NCEES)
    - NCEES Annual Meeting – August 15-18, 2018
  - Regional Advisory Meetings
    - Midland Meeting – October 2, 2018
  - Building Plan Update
  - Outreach
  - Kudos

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

16. (**Consent Agenda**) Administrative Reports, Outstanding Administrative Penalties, Case Pending Status Report, Dismissed Cases, Violation Terminated Cases, Voluntary Compliance Cases.....presented by Michael Sims, P.E.  
*Report to full Board pursuant to Board rule §139.21*
17. Agreed Board Orders.....presented by Michael Sims, P.E.  
*(Motion Required)*
1. Gary W. Jaster, P.E. – D-37034 (Nejad - recused)
  2. Douglas Kent Miller, P.E. – D-35068 & D-36628 (Cheng - recused)
  3. William “Bill” Wesley Ruth – B-37318 (Summers - recused)
18. Consent Orders.....presented by Michael Sims, P.E.  
*(Motion Required)*  
Informal Reprimands (*In accordance with Board Rule 139.31(b) individual names are not listed*)
1. D-37761
  2. D-37763
- Non-Practice Violations
3. Stephen Phillip Maslan – D-37697 (Revocation Order)
- Practice Violations
4. Richard E. Weathers, P.E. – D-37421
- Sanctions against Non-License Holders
5. Miguel Castillo – B-37584
  6. William “Billy” James Wilson – B-37429
- Firm Registration
7. Blackaller Engineering, Inc. – B-37821
19. SOAH Final Board Order.....presented by Morgen Cuming, J.D.  
*(Motion Required)*
- Thomas W. Keiss – Case B-37520 [SOAH Docket No. 460-18-4256]

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

20. (**Consent Agenda**) Licensing Applications.....presented by Rick Strong, P.E.  
*Vote Pursuant to Board Rule §133.87:*

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

**Discuss and Possibly Act on Other Matters:**

21. Texas Board of Professional Engineers' Fiscal Year 2019 Informal Conference Schedule  
(*Report*)

22. Texas Board of Professional Engineers' Fiscal Year 2019 Board Meetings  
(*Motion Required*)

23. Issues from the Board members to consider for next scheduled board meeting

24. Adjourn

\*The consent agenda consists of those agenda items which are routine or non-controversial, and which neither a member of the Board nor the public has asked to be pulled for discussion. The Board will vote on the agenda item in one vote, and will not discuss items separately unless requested by the Chair, a Board Member or a citizen, in which event the item will be removed from the consent agenda and considered as a regular agenda item.

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.