

Texas Board of Professional Engineers and Land Surveyors  
Regular Quarterly Board Meeting  
August 08, 2024  
10:30 am Central Time

Physical Meeting Location:

Texas Board of Professional Engineers and Land Surveyors  
1917 S. Interstate 35  
Austin, TX 78741

## **AGENDA**

### **Discuss and Possibly Act on the Following Agenda Items:**

1. Preliminary Matters - Officer Presiding
  - A. Call to Order
  - B. Roll Call
  - C. Excuse Absent Board Members
  - D. Recitation of the Pledge of Allegiance
  - E. Welcome Visitors
  - F. Public Comment

### **2. Consent Agenda\***

#### **The following items may be acted upon under Consent Agenda\*:**

- A. May 15, 2024 Licensing and Registration Committee Meeting Minutes (See agenda item #3)
- B. May 16, 2024, Policy Advisory Committee Meeting Minutes (See agenda item #4)
- C. May 16, 2024, Regular Quarterly Board Meeting Minutes (See agenda item #5)
- D. Administrative Reports, Outstanding Administrative Penalties, Default Judgment, Dismissed Cases, Violation Terminated Cases, Voluntary Compliance Cases (See agenda item #15)
- E. Licensing and Registration Applications – Engineering and Land Surveying (See agenda item #19)

### **Board and Committee Meeting Minutes:**

3. [Consent Agenda\\* May 15, 2024, Licensing and Registration Committee Meeting Minutes](#)
4. [Consent Agenda\\* May 16, 2024, Policy Advisory Committee Meeting Minutes](#)
5. [Consent Agenda\\* May 16, 2024, Regular Quarterly Board Meeting Minutes](#)

**Board and Advisory Members' Quarterly Activity Matters:**

6. Board Members' Quarterly Activity Update, including conferences and meetings attended and presentations given:
  - A. Adejokun
  - B. Cheng
  - C. Friese
  - D. Johnson
  - E. Moreno
  - F. Nejad
  - G. Neugebauer
  - H. Norwood
  - I. Shah
  - J. McClinton Stoglin
7. Advisory Members' Quarterly Activity Update, including conferences and meetings attended and presentations given:
  - A. Ballí
  - B. Edwards
  - C. Gonzalez
  - D. Hodde
  - E. Nadkarni

**Finance and Budget Matters:**

8. Finance and Budget
  - A. FY '24 3rd Quarter Budget Report
  - B. FY '25 Fees and Budget – Discussion and Approval

**Committee Matters:**

## 9. Licensing and Registration Committee Meeting Summary

### A. Applications for Licensure

Personal Interviews Cases:

1. Isaak, Benjamin Earl
2. Smith, James McClellan
3. Vartevan, Koruin Vahan
4. Venson, Anthony Ray

### B. Adopt Amendments to 22 Tex. Admin. Code Chapter 134, Subchapter D – Education

§134.31 Educational Requirements for Applicants

### C. International Licensure Report

### D. Texas Board of Professional Engineers and Land Surveyors' Land Surveying Exam Update

### E. Recognition of new Licensed State Land Surveyors:

Jonathan Edward Cooper and Mark Dillon Harp

## 10. Policy Advisory Committee

A. Policy Advisory Opinion Request Regarding The Ethical Expectation of Engineers to Share Concerns About a Project (Policy Advisory Opinion Request No. 67)

B. Policy Advisory Opinion Request Regarding The Expectations of an Engineer Engaging in Peer Review of a Project (Policy Advisory Opinion Request No. 68)

C. Policy Advisory Opinion Request Regarding The Definition of "Specification" as Found in Section 1001.401 of the Texas Engineering Practice Act (Policy Advisory Opinion Request No. 69)

D. Policy Advisory Opinion Request Regarding The Ability of Engineers to Contractually Limit Their Liability (Policy Advisory Opinion Request No. 70)

## 11. Nominating Committee

A. Nomination of Board Officers for Fiscal Year 2025

B. Renewal of Contracts of Advisory Members for Fiscal Year 2025

1. Lamberto Balli, P.E.
2. William Edwards, Ph.D., R.P.L.S., L.S.L.S
3. Edmundo Gonzalez, P.E., R.P.L.S

4. Jon Hodde, R.P.L.S.
5. Govind Nadkarni, P.E.

**Executive Matters:**

12. Executive Director Activities and Reports

- A. Quarterly Meeting Activity Update, including conferences and meetings attended and presentations given
- B. Agency Operations Report
- C. National Council of Examiners for Engineering and Surveying (NCEES)
  - Meetings and Activity Update
    1. NCEES Annual Meeting - August 2024
- D. Outreach Report
- E. Kudos Report

13. Department Director Reports

- A. Licensing and Registration Report, including updates on the department's operations and workload.
- B. Compliance & Enforcement Report, including updates on the department's operations and workload.
- C. Operations Report, including updates on the department's operations and workload.

14. Surveying Advisory Committee Report - August 1, 2024

- A. Nomination of New Surveying Advisory Committee Members

**Enforcement/Disciplinary Matters:**

**15. Consent Agenda\* Administrative Reports, Outstanding Administrative Penalties, Dismissed Cases, Violation Terminated Cases, Voluntary Compliance Cases**

16. Agreed Board Orders

- A. Engineering Informal Reprimand
  1. D-42476 (Norwood - recused)

17. Consent Orders

- A. Engineering

1. Rhett Townsend - B-42360
2. J.J.S. Custom Built Homes, Inc. - B-42363
3. Mohammed Sarwar Kamal, P.E. - D-38683
4. Jose Luis Obet Burgos Zepeda - D-42120 & B-42121
5. Herminio Oliveira Cruz, P.E. - D-42125
6. Zeyn Burhan Uzman, P.E. - D-42211
7. Paul Carl Gilham, P.E. - D-42407
8. Christopher Mark Hahn, P.E. - D-42481
9. Franklin Daniel Bingham, P.E. - D-42714

Informal Reprimand

10. D-42929

B. Surveying

11. Monument Surveys, LLC - B-42640
12. John Cordell Copley, R.P.L.S. - D-42197

18. Request to Amend Conditions of Previously Adopted Consent Order  
- Dennis James Ellis, R.P.L.S. - D-42040

**Licensing and Registration Matters:**

**19. Consent Agenda\* Licensing and Registration Applications**

**– Engineering and Land Surveying**

A. Professional Surveyor Registration:

1. Firms Approved
2. Licensed State Land Surveyor (LSLS) Approved
3. Registered Professional Land Surveyor (RPLS) Approved
4. Surveyor-In-Training (SIT) Approved

B. Professional Engineer Licensing:

1. Licensure/Registration Status Counts
2. Approved for Exams

3. Approved for Licensure
4. Firms Approved
5. Waivers – Fundamentals of Engineering Examination
6. Waivers – Professional Engineering Examination
7. Waivers – Both
8. Not Approved for Licensure

**Miscellaneous Matters:**

20. Future Board Meetings: Agenda items, dates, locations, and other arrangements

21. 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 considered separately from other agenda items. The Board may vote on all items in the consent agenda under one motion and will not discuss items separately unless requested by the Presiding Officer, a Board Member, or a member of the public, in which event the item will be removed from the consent agenda and considered as a separate agenda item.**

Note: This meeting may be held by videoconference call pursuant to Texas Government Code §551.127. The member presiding over the meeting will be physically present at the location of the meeting listed above and will preside over the meeting at that location. The meeting will be accessible to the public at the physical location listed above.

The Board may meet in closed session on any agenda item listed above as authorized by the Texas Open Meetings Act, Texas Government Code Chapter 551.

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