

KENTUCKY STATE BOARD OF LICENSURE FOR
PROFESSIONAL ENGINEERS AND LAND SURVEYORS

MINUTES OF THE APRIL 19, 2024, BOARD MEETING

KENTUCKY ENGINEERING CENTER
FRANKFORT, KENTUCKY

MEMBERS PRESENT: Greg Meredith, PE, Chair
Joshua Calico, PLS, Vice Chair
J.C. Pyles, PE, Secretary/Treasurer
Doug Klein
Michael McGhee, PE
Kyle Chism, PE
James Knoth, PLS
Nicole Galavotti, PE
Don Pedigo, PLS

MEMBERS ABSENT: Rudolph Buchheit, Ph.D.
Emmanuel Collins, Ph.D.

STAFF PRESENT: Kyle Elliott, PLS, Executive Director
Heather Baldwin, PE, PLS, Director of Enforcement
Jake Miller, J.D., General Counsel
Wanda Jordan, Executive Assistant
Sarah Uzzle, Assistant to the Director
Shane Beaubien, Board Investigator

GUESTS PRESENT: Russ Romine
James Kelly, PE, NCEES Southern Zone Vice President

- 1. Opening of Meeting** – Chair Meredith called the meeting to order at 8:30 A.M.
 - 1.1 Approval of Agenda** – James Knoth moved to approve the agenda. The motion carried.
 - 1.2 Disclosure of Conflicts of Interest** – Mr. Meredith asked if any member had a conflict with any agenda item. No members indicated a conflict.
 - 1.3 Approval of Minutes** – Don Pedigo moved to approve the minutes of the January 26, 2024, meeting. The motion carried.

2. Information – Enforcement

2.1 Franklin Circuit Court

2.1.1 2024-CA-0206, Joseph B. Curd, Jr. V. Kentucky State Board of Licensure for Professional Engineers and Land Surveyors

Jake Miller provided an update on this ongoing litigation.

No action was taken.

2.1.2 21-CI-0189, Steve Hall – Agreed Injunction

Mr. Miller provided the Board with an update on this unlicensed practice of land surveying civil action in which the Board is involved and presented the Agreed Amended Order of Settlement and Permanent Injunction signed by Judge Wingate on March 1, 2024, to the Board. Kyle Chism moved to accept the Agreed Amended Order of Settlement and Permanent Injunction. The motion carried.

2.1.3 23-CI-00796, Webster Mechanical Engineering, LLC

Mr. Miller provided the Board with an update on this pending unpermitted practice of engineering civil action in which the Board is involved, and the Voluntary Dismissal Order entered by Judge Shephard on April 18, 2024.

No action was taken.

2.2 Actions of the Executive Director

2.2.1 Closed Cases – Heather Baldwin presented a tabulation of cases closed during the first calendar quarter of 2024 with actions other than disciplinary actions. J.C. Pyles moved to accept the closed cases report. The motion carried.

2.2.2 Revocation – Timothy Futch – Ms. Baldwin presented the default revocation of Timothy G. Futch’s professional land surveying license for his failure to meet the terms of a Consent Decree he entered into with the Board on October 27, 2023. Mr. Pedigo moved to accept the revocation. The motion carried.

3. Action Items - Enforcement

3.1 Board Actions – None

3.2 Settlement Agreements/Consent Decrees

3.2.1 Michael Lee Steen, PE – Ms. Baldwin presented the terms of the Settlement Agreement with Michael Lee Steen, PE and asked for the Board’s approval.

Mr. Pyles moved to approve the terms of the agreement. The motion carried.

3.2.2 Matthew D. Wallace, PE – Ms. Baldwin presented the terms of the Settlement Agreement with Matthew D. Wallace, PE and asked for the Board’s approval.

Nicole Galavotti moved to approve the terms of the agreement. The motion carried.

3.2.3 Joel Leslie Storrow, PE – Ms. Baldwin presented the terms of the Settlement Agreement with Joel Leslie Storrow, PE and asked for the Board’s approval.

Mr. Chism moved to approve the terms of the agreement. The motion carried.

3.2.4 Magnum Geo-Solutions, LLC – Ms. Baldwin presented the terms of the Settlement Agreement with Magnum Geo-Solutions, LLC and asked for the Board’s approval.

Doug Klein moved to approve the terms of the agreement. The motion carried.

3.2.5 AOS Engineering, LLC – Ms. Baldwin presented the terms of the Settlement Agreement with AOS Engineering, LLC and asked for the Board’s approval.

Mr. Pyles moved to approve the terms of the agreement. The motion carried.

4. Action Items – Other

4.1 Financial Report – Kyle Elliott presented the Financial Report for the third fiscal quarter of 2024. Mr. Pedigo moved to accept the financial report. The motion carried.

4.2 Ad Interim Actions of the Executive Director – Mr. Elliott presented the Ad Interim actions for the first quarter of calendar year 2024. Mr. Pedigo moved to accept the Ad Interim report. The motion carried.

4.3 Applications

4.3.1 Denied/Rejected applications – Mr. Elliott presented a list of denied and rejected applications for the first calendar quarter of 2024. Mr. Knoth moved to accept the list. The motion carried.

4.4 Executive Committee – Mr. Meredith updated the Board on the Executive committee activities from February 2, 2024, and the previous day.

4.4.1 January 25, 2024, committee minutes - Mr. Meredith presented the committee’s meeting minutes from January 25, 2024. Joshua Calico moved to accept the committee’s meeting minutes from January 25, 2024. The motion carried.

4.4.2 February 2, 2024, Special called committee minutes – Mr. Meredith presented committee’s meeting minutes from February 2, 2024. Mr. Calico moved to accept the committee’s meeting minutes from February 2, 2024. The motion carried.

4.4.3 Proposed revisions to 201 KAR 18:010 and 030 – Mr. Meredith and Mr. Elliott provided an overview of the proposed revisions to these two regulations. Mr. Meredith made a motion from the committee for the Board to approve the revisions. The motion carried.

4.4.4 Proposed revisions to 201 KAR 18:020 and 040 – Mr. Meredith and Mr. Elliott provided an explanation of the proposed revision to these two regulations. Mr. Meredith made a motion from the committee for the Board to review the proposed revisions for their July meeting. The motion carried.

4.4.5 Board Scholarships – Mr. Meredith and Mr. Elliott discussed a path toward the Board offering scholarships for engineering and surveying students in the future and the statutory changes and additions that will be needed. Mr. Meredith made a motion from the committee to direct board staff to begin the process of drafting statutory and regulatory changes that will be necessary to implement Board-funded scholarships for the Board to review. The motion carried.

4.5 CPD Committee – Mr. Knoth updated the Board on the CPD committee activities from the previous day.

4.5.1 January 25, 2024, committee minutes – Mr. Knoth asked the Board to approve the committee’s minutes from their January 25, 2024, meeting. The motion carried.

5. Information Items – Other

5.1 NCEES Update from James Kelly, PE, Southern Zone Vice President – James Kelly provided an overview of the services NCEES provides to board members and applicants. He also discussed the Mutual Recognition Agreement between NCEES and the United Kingdom’s Engineering Council.

5.2 General Update from the Executive Director - Mr. Elliott provided the Board with general updates of the Board of Licensure.

5.3 National Society of Professional Engineers – Kentucky – Russ Romine provided an update to the Board on the National Society of Professional Engineers – Kentucky.

6. Adjournment – There being no further business Ms. Galavotti moved to adjourn. Motion carried. The meeting was adjourned at 12:16 P.M.

Gregory Meredith, PE, Chair