

**KENTUCKY STATE BOARD OF LICENSURE FOR
PROFESSIONAL ENGINEERS AND LAND SURVEYORS**

MINUTES OF THE JULY 29, 2022 BOARD MEETING

**KENTUCKY ENGINEERING CENTER
FRANKFORT, KENTUCKY**

MEMBERS PRESENT: Nicole Galavotti, PE, Chair
Chris Gephart, PLS, Vice Chair
Ryan Griffith, PE, Secretary/Treasurer
Gregory Meredith, PE
Donald Pedigo, PLS
Joseph C. Pyles, PE
Michael McGhee, PE
Joshua Calico, PLS
Emmanuel Collins, Ph.D.

MEMBERS ABSENT: Rudolph Buchheit, Ph.D.
Doug Klein

STAFF PRESENT: Kyle Elliott, PLS, Executive Director
Jonathan Buckley, JD, General Counsel
Heather Baldwin, PE, PLS, Director of Enforcement
Wanda Jordan, Executive Assistant
Sarah Uzzle, Enforcement Assistant

GUESTS PRESENT: Russ Romine, NSPE-KY, Executive Director

- 1. Opening of Meeting** – Chair Galavotti called the meeting to order at 8:30AM.
 - 1.1 Approval of Agenda** – Don Pedigo moved for the agenda to be approved. The motion carried.
 - 1.2 Disclosure of Conflict of Interest** – Nicole Galavotti asked if any member had a conflict with any agenda item. No members indicated a conflict.
 - 1.3 Approval of Minutes** – Ryan Griffith moved to approve the minutes of the April 29, 2022 meeting. The motion carried.
- 2. Information – Enforcement**
 - 2.1 Franklin Circuit Court**
 - 2.1.1 Leonard T. Rudick and McClellan Rudick & Affiliates, Inc.**

Heather Baldwin presented an Agreed Injunction that had been filed in Franklin Circuit Court against Leonard T. Rudick and McClellan Rudick & Affiliates, Inc. Motion to accept made by Greg Meredith. The motion carried.

2.1.2 Balis Poff, III

Heather Baldwin presented an Agreed Injunction that had been filed in Franklin Circuit Court against Balis Poff, III. Motion to accept made by Chris Gephart. The motion carried.

2.2 Actions of the Executive Director

2.2.1 Closed Cases

Heather Baldwin presented a tabulation of cases closed during the second calendar quarter 2022 with actions other than disciplinary action. Don Pedigo moved to accept the closed cases report. The motion carried.

3. Action Items - Enforcement

3.1 Board Actions – Enforcement - none

3.2 Consent Decrees

3.2.1 Timothy Ernest Anheuser, PE

Heather Baldwin presented the terms of the Settlement Agreement with Anheuser and asked for the Board’s approval. Don Pedigo moved to approve the terms of the agreement. The motion carried.

3.2.2 Potesta & Associates, Inc.

Heather Baldwin presented the terms of the Settlement Agreement with Potesta & Associates, Inc., and asked for the Board’s approval. Don Pedigo 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 fourth quarter of the 2022 Fiscal Year. Ryan Griffith moved to accept the financial report. The motion carried.

4.2 Ad Interim Actions of the Executive Director – Kyle Elliott presented the Ad Interim actions for the second calendar quarter of 2022. Ryan Griffith moved to accept the Ad Interim report. The motion carried.

4.3 Applications

4.3.1 Denied/Rejected applications – Kyle Elliott presented a list of denied and rejected applications. Michael McGhee moved to accept the list. The motion carried.

4.4 Executive Committee - Nicole Galavotti updated the Board on committee activities from their previous meeting. Greg Meredith moved to accept the Executive Committee minutes. The motion carried.

4.5 Engineering Committee – Ryan Griffith updated the Board on the Engineering committee activities from the previous day. Mr. Griffith then made a recommendation from the committee to approve the reinstatement application of Keith Curtis. The motion carried. Mr. Griffith then asked the Board to accept the minutes of the committee from the April 28, 2022 meeting. The motion carried.

4.6 CPD Committee – Don Pedigo updated the Board on the CPD committee activities from the previous day. Mr. Pedigo then asked the Board to approve the minutes of the committee for their April 28, 2022 meeting. The motion carried.

4.7 Surveying Committee – Chris Gephart updated the Board on the surveying committee activities from the previous day. Mr. Gephart then asked the Board to accept the minutes of the committee from their April 28, 2022 meeting. The motion carried.

5. Information Items – Other

5.1 General Update by the Executive Director – Kyle Elliott provided the Board with a legislative update, as well as updates regarding staffing changes, renewals, and UK’s upcoming ABET accreditation review visit.

5.2 National Society of Professional Engineers – Kentucky - Russ Romine, Executive Director, provided the Board an update on the recent happenings with NSPE-KY and the ongoing building renovations.

5.3 Kentucky Association of Professional Surveyors – no report.

Dr. Collins left the meeting at approximately 11:00AM.

5.4 NCEES Motions

After a discussion about what motions to pull from the Consent Agenda at the upcoming NCEES meeting in Carlsbad, CA, Chris Gephart made

a motion for any member who attends to agree to pull the following NCEES motions from the meeting's consent agenda:

Education motion 9,
Committee on Examination Policy and Procedures motion 6,
Committee on Examinations for Professional Surveyors motion 1,
Finance committee motion 4, and
The Engineering Licensure model task force motion 1.

The Board requested for the Executive Director to inform NCEES of their intent to pull these motions from the consent agenda.

6. **Adjournment** – There being no further business Don Pedigo moved to adjourn. Motion carried. The meeting was adjourned at 12:06PM.

Nicole Galavotti, PE, Chair