

# NEBRASKA STATE BOARD OF EXAMINERS FOR LAND SURVEYORS

May 22, 2025

The Nebraska Board of Examiners for Land Surveyors (Board) convened at 9:01 a.m. at 555 N. Cotner Blvd., Lower Level, Lincoln, NE, with the following members present:

Virlyn S. Bolte, Chair  
Jeremy D. Feusner, Vice-Chair  
Mary L. Pro  
Thomas A. Tremel  
Dennis L. Whitfield

Casey Sherlock, Ex Officio Secretary of the Examining Board

Others present:  
Charles G. Lovell, PLS 635, North Platte, NE  
Jason R. Latzke, PLS, 707, Sartell, MN  
Jerry Penry, Deputy State Surveyor  
Gerri Monahan, Admin. Asst.

Public notice of this meeting was given by publication in the *Lincoln Journal Star* on May 12, 2025.

The Chair stated that this meeting was being held in compliance with the updated Nebraska Open Meetings Act (Act) and that a current copy of the Act was available on the table.

All items were voted on in the form of a roll call vote.

Pro moved and Tremel seconded to approve the March 31, 2025, NBELS Board meeting minutes as presented.

Voting Aye: Feusner, Pro, Tremel, Whitfield, Bolte.

Motion carried.

Feusner moved, and Pro seconded that the NBELS March and April expense vouchers be approved:

Bolte, Virlyn, February 20 Board Meeting mileage .....	96.60
DAS IM Services, February web hosting .....	28.00
DAS Materiel, February postage) .....	59.70
Feusner, Jeremy, February 20 Board Meeting mileage .....	224.00
J.P. Cooke & Company, 132 PLS seals .....	2,046.00
Lincoln Journal Star, February 20 Meeting notice .....	10.74
Tremel, Thomas, February 20 Board Meeting mileage .....	113.40
Whitfield, Denny, February 20 Board Meeting mileage .....	<u>70.00</u>

March Total ..... \$2,648.44

Bolte, Virlyn, February 26 & March Board Meeting mileage .....	193.20
DAS IM Services, March web hosting .....	28.00
DAS Materiel, March postage (majority pocket cards and stamp seals)	859.21
Feusner, Jeremy, March Board Meeting mileage .....	224.00
J.P. Cooke & Company, seal and freight .....	21.00
Lincoln Journal Star, March 20 & 31 meeting notices .....	23.74

Other Contractual Services, 3 <sup>rd</sup> Qtr., FY 24-25 .....	1,984.86
Rent Expense, 4 <sup>th</sup> Qtr., FY 25-26 .....	582.25
Tremel, Thomas, March Board Meeting mileage .....	113.40
Whitfield, Dennis, March Board Meeting mileage .....	<u>70.00</u>

April Total ..... \$4,099.66

Voting Aye: Pro, Tremel, Whitfield, Bolte, Feusner.

Motion carried.

Pro moved and Feusner seconded that the Board go into executive session at 9:05 a.m. with Sherlock, Penry, Monahan, and Charles G. Lovell, PLS 635, present to discuss Complaint 25-1 and to prevent needless injury to a person's reputation, as such person has not requested a public meeting.

Voting Aye: Tremel, Whitfield, Bolte, Feusner, Pro.

Motion carried.

The Chair stated that discussion in the executive session would be limited to Complaint 25-1.

Charles G. Lovell, PLS 635, was present from 9:05 a.m. to 11:15 a.m. to discuss Complaint 25-1.

Pro moved and Feusner seconded that the Board return to regular session at 11:27 a.m.

Voting Aye: Whitfield, Bolte, Feusner, Pro, Tremel.

Motion carried.

The Chair stated that no subject matter other than Complaint 25-1 was discussed in the executive session.

Land surveying practices, minimum standards, and land surveyor performance reviews were discussed in open session.

Jason R. Latzke, PLS 707, appeared before the Board from 11:28 a.m. to 12:41 p.m. to further discuss the Milligan Wind Farm Project in Saline County.

State Surveyor Sherlock and Deputy State Surveyor Penry discussed their investigation as to what they found and did not find in some of the areas surveyed, which involved 97 sections. They found corners that were not set by the Saline County Surveyor and no ties or monuments in some places.

Latzke reviewed what his crew did over a three-year time frame. Latzke provided Board members a copy of the emails sent to and received from the Saline County Surveyor, Nicholas Siedschlag, PLS 775, between January 2017 and October 2019.

Pro moved and Tremel seconded that the Board go into executive session at 12:49 p.m. with Sherlock, Penry, and Monahan present to discuss Complaint 25-1 and to prevent needless injury to the reputation of a person/s and as such person/s has not requested a public meeting.

Voting Aye: Bolte, Feusner, Pro, Tremel, Whitfield.

Motion carried.

The Chair stated that discussion in the executive session would be limited to Complaint 25-1.

The Board took a working lunch from 1:00 p.m. to 1:45 p.m.

Pro moved and Tremel seconded that the Board return to regular session at 1:40 p.m.

Voting Aye: Feusner, Pro, Tremel, Whitfield, Bolte.

Motion carried.

The Chair stated that no subject matter other than Complaint 25-1 was discussed in the executive session.

Pro moved and Tremel seconded that the NBELS Board offer Charlie G. Lovell, PLS 635, a settlement agreement with two options for corrective action regarding violations of the standards of practice for land surveying and violations of the Minimum Standards for Land Surveying in the State of Nebraska. The PLS is to choose a settlement agreement, sign it, and return to the Board office by June 6, 2025.

Voting Aye: Pro, Tremel, Whitfield, Bolte, Feusner.

Motion carried.

Feusner moved and Pro seconded that the Board go into executive session at 1:51 p.m. with Sherlock, Penry, and Monahan present to discuss land surveying practices, minimum standards, and land surveyor performance reviews and to prevent needless injury to the reputation of a person, and as such person has not requested a public meeting.

Voting Aye: Tremel, Whitfield, Bolte, Feusner, Pro.

Motion carried.

The Chair stated that discussion in the executive session would be limited to land surveying practices, minimum standards, and land surveyor performance reviews.

Pro moved and Feusner seconded that the Board return to regular session at 2:45 p.m.

Voting Aye: Whitfield, Bolte, Feusner, Pro, Tremel.

Motion carried.

Tremel moved and Pro seconded for the Secretary to send a letter to Jason R. Latzke, PLS 707, instructing him to complete a revised survey plat of each township separately of all work completed by the PLS or their subordinates in regards to the Milligan Wind Farm Project. This is to include a corner record sheet with a monument history abstract, corner location details, and reference ties for each corner recovered in these surveys in Saline County.

Voting Aye: Bolte, Feusner, Pro, Tremel, Whitfield.

Motion carried.

Feusner moved, and Pro seconded that the Secretary send Nicholas Siedschlag, PLS 775, a letter to appear at the July NBELS Board meeting to discuss his involvement as Saline County Surveyor in the survey and restoration of section corners of the Milligan Wind Farm Project.

Voting Aye: Feusner, Pro, Tremel, Whitfield, Bolte.

Motion carried.

The Board reviewed the recent NBELS Certificate of Authorizations (COA). The COA authorized companies are listed on the NBELS website under Rosters.

Pro moved, and Feusner seconded that the Board ratify the NBELS Certificates of Authorizations since the March 31 Board meeting.

Voting Aye: Pro, Tremel, Whitfield, Bolte, Feusner.

Motion carried.

Feusner moved and Pro seconded that the Board go into executive session at 3:00 p.m. with Sherlock, Penry, and Monahan present to discuss license reinstatement applications, and to prevent needless injury to the reputation of a person/s, and as such person/s had not requested a public meeting.

Voting Aye: Tremel, Whitfield, Feusner, Pro, Bolte.

Motion carried.

The Chair stated that discussion in the executive session would be limited to license reinstatement applications.

Tremel moved and Pro seconded that the Board return to regular session at 3:18 p.m.

Voting Aye: Whitfield, Bolte, Feusner, Pro, Tremel.

Motion carried.

The Chair stated that no subject matter other than license reinstatement applications was discussed in the executive session.

Pro moved and Tremel seconded that since Kenneth Dale Huffman, reciprocity from Wyoming, has completed the requirements for reinstatement with the proper professional development hours (PDH), he be approved for licensure upon the \$220.00 reinstatement fee. Reinstatement is effective upon receipt of payment.

Voting Aye: Feusner, Pro, Tremel.

Voting Nay: Bolte, Whitfield.

Motion carried

Pro moved and Tremel seconded that since Mark E. Johnson, reciprocity from Kansas, has completed the requirements for reinstatement with the proper professional development hours (PDH), he be approved for licensure upon the \$220.00 reinstatement fee. Reinstatement is effective upon receipt of payment.

Voting Aye: Feusner, Pro, Tremel, Whitfield, Bolte.

Motion carried.

Pro moved and Tremel seconded that since James J. Coutts, reciprocity from Utah, has completed the requirements for reinstatement with the proper professional development hours (PDH), he be approved for licensure upon the \$220.00 reinstatement fee. Reinstatement is effective upon receipt of payment.

Voting Aye: Pro, Tremel.

Voting Nay: Whitfield, Bolte, Feusner.

Motion failed.

Pro moved and Tremel seconded that since Jesse W. Wininger, reciprocity from Missouri, has completed the requirements for reinstatement with the proper professional development hours (PDH), he be approved for licensure upon the \$220.00 reinstatement fee. Reinstatement is effective upon receipt of payment.

Voting Aye: Tremel, Bolte, Feusner, Pro.

Voting Nay: Whitfield.

Motion carried.

Pro moved and Tremel seconded that since Bryan Kent Wiegert, reciprocity from Missouri, has completed the requirements for reinstatement with the proper professional development hours (PDH), he be approved for licensure upon the \$220.00 reinstatement fee. Reinstatement is effective upon receipt of payment.

Voting Aye: Bolte, Feusner, Pro, Tremel.

Voting Nay: Whitfield.

Motion carried.

Pro moved and Tremel seconded that since Wayne W. Wheeler, Jr., from Nebraska, has completed the requirements for reinstatement with the proper professional development hours (PDH), he be approved for licensure upon the \$220.00 reinstatement fee. Reinstatement is effective upon receipt of payment.

Voting Aye: Feusner, Pro, Tremel, Bolte.

Voting Nay: Whitfield.

Motion carried.

Pro moved and Feusner seconded that the Board go into executive session at 3:26 p.m. with Sherlock, Penry, and Monahan present to discuss Class 1 Land Surveyor Application, Class 2 Reciprocity Land Surveyor Applications, and Class 3 Surveyor-in-Training Application, and to prevent needless injury to the reputation of a person and as such person/s has not requested a public meeting.

Voting Aye: Bolte, Feusner, Pro, Tremel, Whitfield.

Motion carried.

The Chair stated that discussion in the executive session would be limited to Class 1 Land Surveyor Application, Class 2 Reciprocity Land Surveyor Applications, and Class 3 Surveyor-in-Training Application.

Pro moved and Feusner seconded that the Board return to regular session at 3:47 p.m.

Voting Aye: Pro, Tremel, Whitfield, Bolte, Feusner.

Motion carried.

The Chair stated that no subject matter other than Class 1 Land Surveyor Application, Class 2 Reciprocity Land Surveyor Applications, and Class 3 Surveyor-in-Training Application were discussed in the executive session.

Feusner moved and Pro seconded that the Class 1 application of Brian J. Morgan be tabled up to one year pending completion of 15 in-person professional development hours in legal principles and professional survey practices.

Voting Aye: Tremel, Whitfield, Bolte, Feusner. Pro.

Motion carried.

Feusner moved and Pro seconded that the Class 2 application of Timothy Blair Wiswell for Nebraska Professional Land Surveyor License, by reciprocity from Kansas, be approved and that he be required to appear before the Secretary of the Board for an interview and the Nebraska State-Specific land surveyor examination.

Voting Aye: Whitfield, Bolte, Feusner, Pro, Tremel.

Motion carried.

Feusner moved and Pro seconded that the Class 3 application of Dustin Michael Cotter for registration by Surveyor-in-Training (SIT) be approved and that since he has demonstrated a knowledge of surveying fundamentals by passing the NCEES Fundamentals of Surveying (FS) examination on April 2, 2025, and upon receipt of the SIT registration for \$20.00, he be granted SIT registration dated May 31, 2025, under Certificate No. 312.

Voting Aye: Bolte, Feusner, Pro, Tremel, Whitfield.

Motion carried.

NBELS Board members reviewed the annual in-state travel policies.

Pro moved and Tremel seconded to approve that the members and staff of the Nebraska Board of Examiners for Land Surveyors are hereby given blanket approval to travel within the State of Nebraska in the performance of their official duties while attending board meetings or seminars as the official representative of the Examining Board.

Blanket approval is also granted for these members and staff to claim reimbursable travel expenses when necessary.

Voting Aye: Feusner, Pro, Tremel, Whitfield, Bolte.

Motion carried.

Tremel and Sherlock reported on the recent National Council of Examiners for Engineering and Surveying (NCEES) zone meeting in Albuquerque, N.M. Highlights included the geospatial exam and licensing, A.I. position statement, model law and rules revisions, and the Public Land Survey System (PLSS) exam.

Delegates to attend the August NCEES annual Meeting in New Orleans, LA, were discussed.

Pro moved and Feusner seconded to approve Tremel and Feusner as the NBELS Board delegates, and Member Board Administrator (MBA) Sherlock to attend the NCEES Annual Meeting in New Orleans, LA., in August.

Voting Aye: Pro, Tremel, Whitfield, Bolte, Feusner.

Motion carried.

Emails sent to the NBELS Board email were discussed.

Tremel moved, and Pro seconded to suspend the rules and regulations and cast a unanimous ballot for Jeremy Feusner as NBELS Chair effective July 1, 2025.

Voting Aye: Tremel, Whitfield, Bolte, Feusner, Pro.

Motion carried.

Pro moved and Feusner seconded to suspend the rules and regulations and cast a unanimous ballot for Tom Tremel as NBELS Vice Chair effective July 1, 2025.

Voting Aye: Whitfield, Bolte, Feusner, Pro.

Abstain: Tremel.

Motion carried.

The next NBELS Board meeting will be held on July 16, 2025, at 9:00 a.m. at 555 N. Cotner Blvd., in the Lower Level Conference Room, Lincoln, NE.

Pro moved and Feusner seconded that the NBELS meeting be adjourned at 4:26 p.m.

All in favor.

Motion carried.

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Casey C. Sherlock, Ex Officio Secretary  
NE Board of Examiners for Land Surveyors

The mission of the State Board of Examiners for Land Surveyors is to enforce and administer the laws relating to the regulation of land surveying through licensing in Nebraska and to ensure the quality of land surveying in Nebraska for the protection of the public.