

RI BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

DATE 17 October 2006

PLACE 1 Capitol Hill, 2nd Floor Conference Room B, Providence, RI

MEMBERS PRESENT Messrs. DiOrio, Lipsitz, Reddington and Sheldon

**OTHERS PRESENT Ms. Christina Styron, Administrative Assistant
Mr. Peter N. Dennehy, Esquire, Legal Counsel**

CALLED TO ORDER Chairman DiOrio called the meeting to order at 1:07 PM.

AGENDA ITEM #1 Secretary Reddington made a motion, seconded by Vice Chairman Sheldon, Approval of Minutes to approve the Regular and Executive Session minutes of the 12 September 2006 meeting. The motion was passed unanimously.

AGENDA ITEM #2 Because of the nature of the following items, Vice Chairman Sheldon made Executive Session a motion at 1:08 PM, seconded by Mr. Lipsitz, to hold an

Executive Session according to Section 42-46-5a of the Rhode Island

General Laws, for sessions or work sessions pertaining to collective

bargaining or litigation under Section 42-46-5(A)(2) and for investigative

proceedings regarding allegations of civil or criminal misconduct under

Section 42-46-5(A)(4) and the motion was passed. See Executive Session

Minutes Agenda.

Vice Chairman Sheldon made a motion at 2:09 PM, seconded Mr. Lipsitz, to come out of Executive Session. The motion was passed unanimously.

Record of Votes Taken in Executive Session

Executive Agenda Item #1 - Secretary Reddington made a motion, seconded by Vice Chairman Sheldon, to have Attorney Dennehy file a Motion to adjudge the person named in this complaint in contempt of the Consent Judgment and be ordered to pay an additional \$500.00 for the cost of pursuing this motion. The motion was passed

unanimously.

Executive Agenda Item 2 - Mr. Lipsitz made a motion, seconded by Secretary Reddington, to send the letter and to close this complaint file. The motion was passed unanimously.

Executive Agenda Item 3 - Mr. Lipsitz made a motion, seconded by Secretary Reddington to have Mr. Federici draft a letter to the person involved in this complaint. Attorney Dennehy will review the draft. The motion was passed unanimously.

Executive Agenda Item 4 - Mr. Federici made a motion, seconded by Secretary Reddington, to continue this matter until the next meeting. The motion was passed unanimously.

Executive Agenda Item 5 - Mr. Federici made a motion, seconded by Mr. Lipsitz, to notify the two principals of the firm involved in this complaint that the Board wants the packages in this office before the next meeting and to have them appear at the November meeting and to continue this matter until the next meeting. The motion was passed unanimously.

10-17-06

Page 1 of 5

RI STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

Executive Agenda Item 6 – Mr. Lipsitz made a motion, seconded by Mr. Federici, to strike the word “closely” from the draft letter and then send it and to continue this matter until the next meeting. The motion was passed unanimously.

Executive Agenda Item 2 b.c. - Mr. Lipsitz made a motion, seconded by Vice Chairman Sheldon, to table this matter until the next meeting. The motion was passed unanimously.

Executive Agenda Item 2 b.d. – No motions were made for this Agenda Item.

Executive Agenda Item 2 b.e. – No motions were made for this Agenda Item.

Executive Agenda Item 2 b.f. - Mr. Lipsitz made a motion, seconded by Secretary Reddington, to accept the exam scores. The motion was passed unanimously.

AGENDA ITEM #3 1. A letter from the RIDEM Director acknowledging the Board’s concerns Correspondence about the proposed Rules & Regulations governing the administration &

enforcement of the Freshwater Wetlands Acts amendments of 2006 Draft was received.

2. A letter from NCEES asking if the Board has any nominations for the NCEES National Awards was received. This Board will not be making any nominations.

3. A copy of a letter sent by Louis Federici to CCRI regarding the Associates Degree Program was received

4. A Memorandum regarding the 2007 NCEES Board Presidents Assembly to be held 15-17 February 2007 was received. NCEES will fund the Board Chairman or a representative and the Board's Administrative Assistant. None of the Board Members present will be able to attend; we will see if Mr. Federici can. Ms. Styron will be attending.

5. NCEES Licensure Exchange was received.

6. A memo from NCEES regarding the vote approved at the Annual Meeting to increase examination fees was received.

7. Notice of the Colonial States Boards of Surveyors Registration to be held 19-22 October 2006 was received. No one from this Board will be able to attend due to not having any out-of-state travel funding.

8. CRMC Notice of Public Hearing was received.

9. A letter from RI Emergency management regarding a meeting about Flooding Issues in RI to be held on 30 October 2006 was received. Per Chairman DiOrio's approval. Ms. Styron sent Pam Pogue of RIEMA the PLS registrants mailing list in order to notify them of this meeting.

10-17-06

Page 2 of 5

RI STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

10. Notice of the 31st Annual FARB Forum to be held 2-4 February 2007 was received. No one from this Board will be able to attend due to not having any out-of-state travel funding.

AGENDA ITEM #4 a. Legislation – The Board should submit and discuss legislative proposals

Old Business at the November meeting.

Chairman DiOrio will write a letter to the RISPLS informing them that the Board is opposed to their proposed legislation to change the education requirement for registration.

Comity Applicants - Secretary Reddington and Mr. Federici are still working on developing a guideline as a policy.

b. Statewide Planning/RIGIS - There is no update at this time.

c. CEU committee - committee - The following courses were reviewed and assigned PDH value as follows:

Sponsor Date Seminar/Course Title PDH Value

LORMAN 10-25-06 Affordable Housing in RI 3

NBI 12-5-06 Boundary Disputes:

Resolving Conflicts Without

Going to Court 7

URI/ESRI/CE 1-16-18-07 ArcGIS 1 Day 1 3.5

& 3-19-21-07 Day 2 3.5

Day 3 3.5

Vice Chairman Sheldon made a motion, seconded by Mr. Lipsitz, to approve the above listed courses and PDH values as indicated. The motion was passed unanimously.

d. Administrative Issues

- Budget -There is no update at this time.**

- Website – Ms. Styron has made several updates and is continuing to work on updating the website to include a list of which registrants are exempt from Continuing Education.**

- BOR Schedule – The Board reviewed Ms. Styron’s preliminary schedule at the last meeting. There are no additional comments at this time.**

- Rules & Regulations have to be re-filed on January 2, 2007.**

e. NCEES –There is no update at this time.

f. NSPS - There is no update at this time.

10-17-06

Page 3 of 5

RI STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

g. Education

- **CCRI Update - There is no update at this time.**

h. Pending Policies

- **Interim (Emergency) COA – There is no update at this time.**

i. Miscellaneous -

Re-writing of the Technical Standards & Code of Ethics – Secretary Reddington reported that they are having a meeting on this next Tuesday.

AGENDA ITEM #5 a. COA Application Review

New Business

The following applications were reviewed:

- 1. Sheldon Surveyors of South County, LLC. – new company with David R. Sheldon as the person in responsible charge – approve pending receipt of Certificate of Good Standing.**

2. Design Professionals, Inc. - new company with Lawrence R. Geissler, Jr. as the person in responsible charge – approve pending receipt of Certificate of Good Standing.

Secretary Reddington made a motion, seconded by Mr. Lipsitz, to approve the above listed COA's; Vice Chairman Sheldon abstained. The motion was passed.

A letter from Milton Pelosi, PLS #1681, asking for a waiver of late fees on his past 2 COA's was received.

Vice Chairman Sheldon made a motion, seconded by Mr. Lipsitz, to waive the late fees due to Mr. Pelosi's extenuating circumstances. The motion was passed unanimously.

b. LSIT/PLS Application Review – The individuals listed below were interviewed by the Board on 26 September 2006. They were asked to provide transcripts and other course/seminar information. The Board reviewed the additional information and made the following decisions:

Russell Moresi, PLS Applicant - Vice Chairman Sheldon made a motion, seconded by Mr. Lipsitz, to approve Mr. Moresi to sit for the RI Portion exam. The motion was passed unanimously.

Alexander Holowaty, PLS Applicant - Vice Chairman Sheldon made a motion, seconded by Secretary Reddington, to continue review of Mr. Holowaty's application. Vice Chairman Sheldon will send a letter to Mr. Holowaty explaining what additional information is still needed. The motion was passed unanimously.

10-17-06

Page 4 of 5

RI STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

Michael Darveau, PLS Applicant - Vice Chairman Sheldon made a motion, seconded by Mr. Lipsitz, to approve Mr. Darveau to sit for the RI Portion exam. The motion was passed unanimously.

Geoffrey Hoogasian, PLS Applicant - Vice Chairman Sheldon made a motion, seconded by Secretary Reddington, to approve Mr. Hoogasian to sit for the RI Portion and the NCEES 2nd Day exams. The motion was passed unanimously.

William Theodore, LSIT Applicant – Vice Chairman Sheldon made a motion, seconded by Secretary Reddington, to continue review of Mr. Theodore’s application. Vice Chairman Sheldon will send a letter to Mr. Holowaty explaining what additional information is still needed. The motion was passed unanimously.

d. Comments from the General Public – There are no comments at this time.

e. The next Board meeting will be 8 August 2006 at 1:00 PM.

ADJOURNMENT The meeting was adjourned on the appropriate motion and was

approved unanimously at 3:12 PM.

10-17-06

Page 5 of 5