

RI BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

DATE 12 December 2006

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

MEMBERS PRESENT Messrs. DiOrio, Federici, Lipsitz, and Reddington

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

Mr. Jeffrey Black and Mrs. Janice Black who introduced themselves and stated that they have filed a complaint and are present to get familiar with the process, observe a meeting, expecting that their complaint will be presented and they are looking for due process.

CALLED TO ORDER Vice Chairman Reddington called the meeting to order at 1:14 PM.

AGENDA ITEM #1 Mr. Federici made a motion, seconded by

Secretary Lipsitz, to approve Approval of Minutes the open minutes of the 21 November 2006 meeting. The motion was passed unanimously.

Mr. Federici made a motion, seconded by Secretary Lipsitz, to approve and seal the Executive Session minutes of the 21 November 2006 meeting. The motion was passed unanimously.

AGENDA ITEM #2 Because of the nature of the following items, Mr. Federici made a motion Executive Session at 1:17 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 unanimously.

Mr. Federici made a motion at 2:23 PM, seconded Mr. DiOrio, to come out of Executive Session and reconvene to an open meeting pursuant to RIGL §42-46-4. The motion was passed unanimously.

Mr. Federici made a motion, seconded by Mr. DiOrio, to seal the

Executive Session and record the votes taken in Executive Session pursuant to RIGL§42-46-4 and §42-46-5. The motion was passed unanimously

Record of Votes Taken in Executive Session

Executive Agenda Item #1 - Mr. Federici made a motion, seconded by Secretary Lipsitz to continue this matter until the next meeting. The motion was passed unanimously.

Executive Agenda Item 2 - Secretary Lipsitz made a motion, seconded by Mr. Federici, to continue this matter until the next meeting.

Executive Agenda Item 3 - Secretary Lipsitz made a motion, seconded by Mr. Federici, to continue this matter until the next meeting. The motion was passed unanimously.

12-12-06

Page 1 of 5

RI STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

Executive Agenda Item 4 - Secretary Lipsitz made a motion, seconded by Mr. Federici, to have Ms. Styron draft a letter to two principals of the firm involved in this complaint again asking them to provide the information and to continue this matter until the next meeting. Secretary Lipsitz will review the letter before sending. The motion was passed unanimously.

Executive Agenda Item 5 - Secretary Lipsitz made a motion, seconded by Mr. Federici, to have Ms. Styron draft a final letter to the two firms involved in this complaint stating that if we don't hear to the contrary from them within twenty days of the letter, the Board will assume that they understand and agree with the Board's position in the 13 October 2006 letter. Attorney Dennehy and Mr. Federici will review the letter before sending. The motion was passed unanimously.

Executive Agenda Item 6 – Chairman Sheldon made a motion, seconded by Mr. Lipsitz, to continue this matter for at least forty-five days from 29 November 2006. The motion was passed unanimously.

Executive Agenda Item 7 - Secretary Lipsitz made a motion, seconded by Mr. DiOrio, to have Ms. Styron draft a letter. Secretary Lipsitz will review the letter before sending. The motion was passed unanimously.

Executive Agenda Item 8 - Secretary Lipsitz made a motion, seconded

by Mr. DiOrio, to continue this matter until the next meeting. If no correspondence is received from either party involved in this matter by then, the Board will vote to close this complaint file. The motion was passed unanimously.

Executive Agenda Item 9 - Secretary Lipsitz made a motion, seconded by Mr. DiOrio, to continue this matter until the next meeting. If no correspondence is received from either party involved in this matter by then, the Board will vote to close this complaint file. The motion was passed unanimously.

Executive Agenda Item 10 - Secretary Lipsitz made a motion, seconded by Vice Chairman Reddington, to appoint Mr. DiOrio as the investigator in this matter. The motion was passed unanimously.

Executive Agenda Item 2 b.c. - Secretary Lipsitz made a motion, seconded by Mr. DiOrio to move this item onto today's regular agenda item 5.a. for review and it will no longer appear on the Executive or Regular Agenda after this meeting. The motion was passed unanimously.

Executive Agenda Item 2 b.d. - Secretary Lipsitz made a motion, seconded by Mr. DiOrio, to continue this matter until the next meeting. The motion was passed unanimously.

Executive Agenda Item 2 b.e. – Secretary Lipsitz made a motion,

seconded by Mr. DiOrio, to continue this matter until the next meeting. The motion was passed unanimously.

12-12-06

Page 2 of 5

RI STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

Executive Agenda Item 2 b.f. - Secretary Lipsitz made a motion, seconded by Mr. DiOrio, to continue this matter until the next meeting. The motion was passed unanimously.

Executive Agenda Item 2 b.g. - Mr. Lipsitz made a motion, seconded by Mr. Federici, to send a registrant a letter telling him/her that the Board needs a physical address and another phone number at which he/she can be reached. If he/she does not respond, the Board will be holding a hearing at the 7 January 2007 meeting to consider suspension of his/her Certificate of Authorization. The motion was passed unanimously.

Executive Agenda Item 2 b.h. - No motions were made for this agenda item and it will no longer appear as an agenda item.

AGENDA ITEM #3 1. A memorandum from NCEES regarding foreign discussions scheduled to Correspondence be discussed at the Board Presidents Assembly was received.

2. A memorandum from NCEES regarding appointment of Associate and Emeritus members was received. This Board will not be making any nominations.

3. A memorandum from NCEES regarding committee assignments for 2007-08 was received. This Board will not be serving on any committees this year.

4. NCEES Licensure Exchange was received.

5. Missouri Board newsletter was received.

6. Two letters from Jeffrey and Janice Black regarding request for records under the A.P.R.A. were received. .Attorney Dennehy has responded to them and is continuing to research their requests.

7. Letters regarding the RI Portion exam were received from Michael Darveau and Matthew Cotta.

AGENDA ITEM #4 a. Legislation

Old Business

RISPLS had previously proposed legislation to change the education requirement for registration which they are revising and planning to discuss at their February general meeting.

Comity Applicants – Vice Chairman Reddington and Mr. Federici are still working on developing a guideline as a policy. Attorney Dennehy will review the comity language.

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:

12-12-06

Page 3 of 5

RI STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

Sponsor Date Seminar/Course Title PDH Value

**PESI, LLC 9-15-06 Running a Successful
Surveying Business 8**

**LORMAN 2-21-07 Historic Preservation:
Easements, Tax Incentives
and Litigation 4**

Mr. DiOrio made a motion, seconded by Mr. Federici, 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 is continuing to work on updating the website.**
- BOR Schedule – There are no additional comments at this time.**

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

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

g. Education

- **CCRI Update – Mr. Federici reported that there is a new Chairman of the Department, Peter Woodbury, who is working on pushing the program along.**

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 this afternoon.

AGENDA ITEM #5 a. COA Application Review

New Business

The following applications were reviewed:

- 1. Alfred John Lloyd – applying as exempt from COA**
- 2. Civil Engineering Concepts, Inc. – amending application to add Patricia Kelly as a person in responsible charge along with Donald Medeiros**
- 3. K. Andrews renewal application**

12-12-06

Page 4 of 5

RI STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

4. Ocean State Planners, Inc. – amending application removing Marcus Channell as a person in responsible charge

Mr. DiOrio made a motion, seconded by Mr. Federici, to approve the above listed COAs. The motion was passed unanimously.

b. LSIT/PLS Application Review – There are no applications for review at this time.

c. Miscellaneous – There are no miscellaneous items

d. Comments from the General Public

Mr. Cotta, RISPLS Liaison reported:

1. Some members of the RISPLS have reservations about accepting CEU's for the NBI seminar held on 12-5-06 entitled "Boundary Disputes: Resolving Conflicts Without Going to Court". The Board told him to have a letter written and provide back-up documentation and the Board will review it.

2. They are trying to have a New England Society convention in 2008. They would like to have the Board attend and do some kind of presentation.

3. RISPLS is revising and planning to discuss their proposed legislation to change the education requirement for registration at their February general meeting.

e. The next Board meeting will be 9 January 2007 at 1:00 PM.

ADJOURNMENT The meeting was adjourned on the appropriate motion and was

approved unanimously at 3:18 PM.

12-12-06

Page 5 of 5