

**RI BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS**

**MINUTES OF THE MEETING OF THE BOARD**

**DATE 12 June 2007**

**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. Matthew Cotta, RISPLS Liaison – Present 3:14 to 4:30**

**Mr. Thomas D. Drury, Jr. – Present 3:14 to 4:00**

**Mr. James Caldarone – Present 3:14 to 3:35**

**Mr. Fausto Anguilla, Esquire – Present during discussion of Executive Agenda Item #a3. only**

**CALLED TO ORDER Chairman Reddington called the meeting to order at 1:08 PM. Messrs. DiOrio, Federici, Lipsitz and Reddington, Attorney Dennehy and Ms. Styron were present.**

**AGENDA ITEM #1 Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to approve Approval of Minutes the open minutes of the 8 May 2007. The motion was passed unanimously.**

**Secretary Federici made a motion, seconded by Chairman, to approve and seal the Executive Session minutes of the 8 May 2007 meeting. The motion was passed unanimously.**

**AGENDA ITEM #2 Because of the nature of the following items, Mr. DiOrio made a motion, Executive Session seconded by Vice Chairman 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 at 1:10 PM.**

**Record of Votes Taken in Executive Session**

**Executive Agenda Item #1 - Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to continue this matter. The motion was passed unanimously.**

**Executive Agenda Item #2 - Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio to close this complaint file. The motion was passed unanimously.**

**Executive Agenda Item #3 - Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to have Attorney Dennehy prepare a Consent Agreement. The motion was passed unanimously.**

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**Executive Agenda Item #4 - Mr. DiOrio made a motion, seconded by to have Attorney Dennehy go forward with further revisions be made to the draft Investigator's report in order to finalize it including setting forth specific items listed in the original complaint and an appendix and to set up a hearing date. The motion was passed with three members approving; Secretary Federici did not vote because he had**

**recused himself and left the room prior to discussion of this matter.**

**Executive Agenda Item #5 – Vice Chairman Lipsitz made a motion, seconded by Secretary Federici, to have Ms. Styron send revised COA renewal approval letters for the last three COA periods bearing the name Lunar Mapping Limited and to close this matter. The motion was passed unanimously.**

**Executive Agenda Item #6 - Secretary Federici made a motion, seconded by Mr. DiOrio, to have Attorney Dennehy revise Secretary Federici's draft letter to Ms. Byrne of Hydro Data, Inc.; send it and to close this complaint file. The motion was passed unanimously.**

**Executive Agenda Item #7 - Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to have Secretary Federici send a copy of the plan and a letter to Mr. Virgadamo and to close this matter. The motion was passed unanimously.**

**Executive Agenda Item #8 - Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to send a copy of the plan and a complaint letter to Apex Environmental, Inc. for their response. The motion was passed unanimously.**

**Executive Agenda Item #9 - Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to send a letter to Martin E. Ezeama/E. A. Design Ltd. asking him to provide the documentation that shows that**

**the information on the plan was provided by a Rhode Island registered Professional Land Surveyor and to forward the plan to the three above listed Boards. The motion was passed unanimously.**

**Executive Agenda Item Miscellaneous a. - Mr. DiOrio made a motion, seconded by Vice Chairman Lipsitz, to send the \$100.00 money order back to the Blacks and a letter stating that this matter remains closed. The motion was passed with three members approving; Secretary Federici did not vote because he had recused himself and left the room prior to discussion of this matter.**

**Executive Agenda Item Miscellaneous b. - Secretary Federici made a motion, seconded by Mr. DiOrio to accept the LSIT, 2nd Day and RI Portion Exam Scores as presented. The motion was passed unanimously.**

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**Mr. DiOrio made a motion, seconded by Vice Chairman Lipsitz, to come out of Executive Session and reconvene to an open meeting pursuant to RIGL §42-46-4. The motion was passed unanimously at 3:12 PM.**

### **End of record of votes taken in Executive Session**

**Mr. DiOrio made a motion, seconded by Vice Chairman Lipsitz, 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.**

**AGENDA ITEM #3 1. RISPLS newsletter was received.**

#### **Correspondence**

**2. NCEES Zone Update was received.**

**3.. A memo from NCEES was received regarding Exam Administration Collection of SSN's..**

**4. A letter from NCEES was received regarding an NCEES management study.**

**6. A cc of a letter to Governor Carcieri was received regarding their endorsement of Richard Nudenberg for appointment to the Board for any future vacancies.**

7. Letters were received from John and Janice Black dated May 7, May 8, May 13, May 19, May 20, June 1 and June 3, 2007 regarding Public Record Requests and their pending Executive Session complaints. Attorney Dennehy reported that he has been responding to the records requests pursuant to the Access to Public Records Act. The letters regarding their complaints were reviewed in Executive Session.

8. A notice of CRMC hearing was received.

**AGENDA ITEM #4 a. Legislation - There is no update on this matter.  
Old Business**

• **b. Statewide Planning/RIGIS - There is no update on this matter.**

**c. PDH review - The following courses were reviewed and recommended PDH value as follows:**

<b>Sponsor</b>	<b>Dates</b>	<b>Seminar/Course Title</b>	<b>PDH Value</b>
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<b>NBI</b>	<b>6-12-07</b>	<b>A Step-by-Step Guide to Understanding Easements</b>	<b>7</b>
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### **MTS 3-7-07 Surveying Workshop:**

**Accuracy & Precision for  
Conventional Equipment 3\***

**\*With the stipulation that the Board is provided a sign-in attendance sheet**

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

**d. Administrative Issues – There is no update on this matter.**

**e. NCEES**

**2007 Annual Meeting – Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, that Secretary Federici will attend the Annual Meeting as the funded delegate. The motion was passed unanimously.**



**f. NSPS – There is no update on this matter.**

**g. Education –**

**CCRI Update – Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to no longer list this as an agenda item. The motion was passed unanimously.**

**Letter to John Gomes –The Board members all signed the letter of thanks which will be mailed after this meeting.**

**h. Pending Policies**

**• Interim (Emergency) COA – Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to no longer list this as an agenda item. The motion was passed unanimously.**

**i. Unusual Plan Filing -. Secretary Federici made a motion, seconded by Mr. DiOrio, to no longer list this as an agenda item. The motion was passed unanimously.**

**j. Miscellaneous -**

**• RISPLS Advisory Committee regarding the Technical Standards & Code of Ethics – Comments from members of the RISPLS will be submitted at their 21 June 2007 general membership meeting.**

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**AGENDA ITEM #5 a. COA Application Review**

**New Business**

**The following applications were reviewed:**

**Alpha Surveying and Engineering, Inc. – name change**

**Commonwealth Land Surveyors, Inc. – approved with new  
ownership**

**Darveau & Associates, Inc. – changing from sole proprietor to  
corporation**

**Paul T. Grover – changing from exempt to sole**

**International Mapping & Surveying Corporation – adding Patricia A. Kelly, PLS #1968, as a person in responsible charge along with Anthony E. Muscatelli, PLS #1718**

**MLC Surveying, Inc. – new company**

**Earl W. Raymond – changing from exempt to sole proprietor**

**Patrick McCourt – changing from sole proprietor to exempt**

**City of Warwick – reinstatement application listing Marcus Channell as the person in responsible charge**

**Reney Moran & Tivnan, Inc. – This COA application will be tabled pending the outcome of Executive Session Agenda Item 3.**

**b. LSIT/PLS Application Review – There are no applications for review.**

**c. Miscellaneous - There was no discussion on this agenda item.**

**d. Comments from the General Public – There were no comments.**

**e. The next Board meeting will be 10 July 2007 at 1:00 PM.**

**ADJOURNMENT** Upon the appropriate motion, the meeting was adjourned at 4:30 PM.

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