

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

**MINUTES OF THE MEETING OF THE BOARD**

**DATE 14 August 2007**

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

**MEMBERS PRESENT Messrs. Drury, Federici, Lipsitz, and Reddington**

**OTHERS PRESENT Ms. Christina Styron, Administrative Assistant  
Mr. Peter N. Dennehy, Esquire, Legal Counsel – Present 1:11 to 3:26  
Mr. Matthew Cotta, RISPLS Liaison – Present 2:53 to 3:08**

**CALLED TO ORDER Chairman Reddington called the meeting to order at 1:13 PM. Messrs. Drury, Federici, Lipsitz and Reddington, Attorney Dennehy and Ms. Styron were present.**

**Chairman Reddington welcomed Mr. Thomas D. Drury, Jr., newly appointed member to the Board. Chairman Reddington also noted that Mr. Alfred W. DiOrio has been reappointed to the Board.**

**AGENDA ITEM #1 Vice Chairman Lipsitz made a motion, seconded by Secretary Federici, to Approval of Minutes approve the open minutes of the 10 July 2007 meeting. The motion was passed unanimously.**

**Vice Chairman Lipsitz made a motion, seconded by Secretary Federici, to approve and seal the Executive Session minutes of the 10 July 2007 meeting. The motion was passed unanimously.**

**AGENDA ITEM #2 1. A letter from Director Marques to House Finance regarding the Board's Correspondence reorganization was received.**

**2.. A disc of Action Item Reports for the Annual Meeting from NCEES was received.**

**3. A CRMC Public Hearing notification was received.**

**4. A memo from NCEES regarding Phyllis Fenno's departure and Steven Matthews is the new NCEES Manager of IT was received.**

**5. A newsletter from Minnesota was received.**

**5. NCEES Northeast Zone Update was received.**

**6. A letter from New Mexico regarding changing the term “engineering surveys in the NCEES Model Law was received.**

**7. Notice of a CRMC Workshop was received.**

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**8. A letter from Governor Carcieri advising of his appointment of Thomas Drury was received.**

**9. A letter from Governor Carcieri advising of his reappointment of Alfred DiOrio was received.**

**10. A commemorative issue 100 years of engineering from NCEES was received.**

**11. Letters were received from John and Janice Black their pending Executive Session complaint. The letters regarding their complaints**

**will be reviewed in Executive Session.**

**12. A response to the Board's Yellow Pages letter from Risser Engineering was received. The Board accepted their response.**

**AGENDA ITEM #3 a. Legislation**

**Old Business**

**Board reorganization – Attorney Dennehy will draft legislation extending the deadline for the Board's reorganization.**

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

**c. PDH review - There are no seminars/courses for review at this time.**

**d. Administrative Issues**

**Ms. Styron reported that she will be attending the NCEES Annual Meeting at her own expense on behalf of the Board.**

**Vice Chairman Lipsitz made a motion, seconded by Secretary Federici, that it is in the Board's interest that Ms. Styron attend the NCEES Annual Meeting and she should not have to discharge vacation time for the meeting attendance.**

**Secretary Federici mentioned that his term on the Board is set to**

**expire on 1 September 2007. The Board will send Governor Carcieri a letter asking him to consider reappointing Mr. Federici.**

**e. NCEES**

**Secretary Federici will be attending the NCEES Annual Meeting as the funded delegate.**

**f. NSPS – There is meeting scheduled for the end of September.**

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**g. Miscellaneous -**

**• RISPLS Advisory Committee regarding the Technical Standards & Code of Ethics – There will be a meeting in September.**

**AGENDA ITEM #4 . COA Application Review**

## **New Business**

**The following new applications were reviewed:**

**Michael E. Gavitt – applying as exempt.**

**Geoffrey S. Hoogasian – applying as a sole proprietor.**

**The following amended applications were reviewed:**

**ATS Survey, Inc. – adding Michael Gavitt as a person in responsible charge along with existing persons in responsible charge: Christopher Duhamel, and Timothy Tarbox and removing John Lambert.**

**DiPrete Engineering Associates, Inc. - adding Michael Gavitt as a person in responsible charge along with existing persons in responsible charge: Christopher Duhamel and Timothy Tarbox and removing John Lambert..**

**Vice Chairman Lipsitz made a motion, seconded by Mr. Drury, to approve the above listed COA's. The motion was passed unanimously.**

**The following new application was reviewed:**

**J. H. Lynch & Sons, Inc. – applying as a corporation with Timothy S.**

**Tourtellot as the person in responsible charge.**

**Vice Chairman Lipsitz made a motion seconded by Mr. Drury, to approve J. H. Lynch & Sons, Inc. COA as of today with the provision that we need a listing of all work that was done prior to having a valid COA. The should include name of project, client and work that was done. The Board may act on whether those jobs were incompliance upon review of the list. The motion was passed unanimously.**

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

**Secretary Federici suggested that a letter be sent to RISPLS encouraging technicians to submit applications well before the 2008 deadline; possibly put a notice on the Board's and the Society's website.**

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

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**d. Comments from the General Public**

**Secretary Federici reiterated to Matt Cotta that a letter be sent to RISPLS encouraging technicians to submit applications well before the 2008 deadline; possibly put a notice on the Board's and the Society's website.**

**e. The next Board meeting will be 11 September 2007 at 1:00 PM.**

**AGENDA ITEM #5 Because of the nature of the following items, Secretary Federici made a Executive Session motion, 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 2:00 PM.**

**Mr. Drury made a motion, seconded by Secretary Federici, to come**

out of Executive Session and reconvene to an open meeting pursuant to RIGL §42-46-4. The motion was passed unanimously at 2:52 PM.

### **Record of Votes Taken in Executive Session**

**Executive Agenda Item #1 – Vice Chairman Lipsitz made a motion, seconded by Mr. Drury, to continue this matter for at least sixty days.. The motion was passed unanimously.**

**Executive Agenda Item #2 – Vice Chairman Lipsitz made a motion, seconded by Mr. Drury, to have Attorney Dennehy send the letters notifying of a hearing date and to continue this matter. 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 #3 – Secretary Federici made a motion, seconded by Vice Chairman Lipsitz, to allow an extension to respond until 1 September 2007 or appear at the 11 September 2007 meeting. The motion was passed unanimously.**

**Executive Agenda Item #4 – Vice Chairman Lipsitz made a motion, seconded by Secretary Federici, to send Apex a letter telling them to advise their client, the City of Newport, to cease and desist further publication of the old survey, Apex must revise the surveys and include the information about the PLS and the COA on the surveys;**

**advise their client City of Newport to these new plans if they are handed out in the future. The motion was passed unanimously.**

**Executive Agenda Item #5 – Vice Chairman Lipsitz made a motion, seconded by Mr. Drury, to continue this matter.**

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**Executive Agenda Item #6 – Vice Chairman Lipsitz made a motion, seconded by Mr. Drury, to continue this matter.**

**Executive Agenda Item #7 – Vice Chairman Lipsitz made a motion, seconded by Mr. Drury, to call Mr. Romano in for the 11 September 2007 meeting, cc to the MA Board and to site RIGL §5-8.1-2 Definitions. The motion was passed unanimously.**

**Executive Agenda Item #8 – Vice Chairman Lipsitz made a motion, seconded by Mr. Drury, to call Vizcad in for the 11 September 2007 meeting, cc to The Kanes, East Providence Planning Director & Zoning Official . The motion was passed unanimously.**

**Executive Agenda Item Miscellaneous 1. - Vice Chairman Lipsitz made a motion, seconded by Mr. Drury, to continue this matter for at least sixty days.. The motion was passed unanimously.**

**Mr. Drury made a motion, seconded by Secretary Federici, to come out of Executive Session and reconvene to an open meeting pursuant to RIGL §42-46-4. The motion was passed unanimously at 2:52 PM.**

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

**Mr. Drury made a motion, seconded by Secretary Federici, 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.**

**\*\* Secretary Federici made a motion, seconded by Vice Chairman Lipsitz, to go back to holding the Executive Session first again beginning with the 11 September 2007 meeting.**

**ADJOURNMENT Upon the appropriate motion, the meeting was adjourned at 3:09 PM.**

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