

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

**MINUTES OF THE MEETING OF THE BOARD**

**DATE 20 November 2007**

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

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

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

**CALLED TO ORDER Chairman Reddington called the meeting to order at 1:12 PM. Messrs. DiOrio, Drury, Federici, Lipsitz, Reddington, Attorney Dennehy and Ms. Styron were present.**

**AGENDA ITEM #1 Vice Chairman Lipsitz made a motion, seconded by Mr. Drury, to approve Approval of Minutes the open minutes of the 16 October 2007 meeting. The motion was passed; Secretary Federici abstained.**

**Vice Chairman Lipsitz made a motion, seconded by Mr. Drury, to approve and seal the Executive Session minutes of the 16 October 2007 meeting. The motion was passed; Secretary Federici abstained.**

**AGENDA ITEM #2 Because of the nature of the following items, Mr. DiOrio made a**

**Executive Session motion, seconded by Secretary Federici, 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 1:14 PM.**

**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 2:31 PM.**

**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.**

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

**Executive Agenda Item #1 – Secretary Federici made a motion, seconded by Mr. DiOrio, to continue this matter until such time that Secretary Federici submits a formal complaint. The motion was passed unanimously.**

**Executive Agenda Item #2 – Mr. DiOrio made a motion, seconded by Vice Chairman Lipsitz, to approve the letter subject to minor revisions. The motion was passed unanimously.**

**11-20-07**

**Page 1 of 6**

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

**MINUTES OF THE MEETING OF THE BOARD**

**Executive Agenda Item #3 – Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to continue this matter until he receives a new plan that has been brought to his attention. The motion was**

**passed; Secretary Federici did not vote as he recused himself during discussion of this matter.**

**Executive Agenda Item #4 – Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to approve the letter subject to minor revisions. The motion was passed unanimously.**

**Executive Agenda Item #5 – Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to approve the letter subject to minor revisions. The motion was passed unanimously.**

**Executive Agenda Item #6 – Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to approve the letter subject to minor revisions. The motion was passed unanimously.**

**Executive Agenda Item #7 – Vice Chairman Lipsitz made a motion, seconded by Mr. DiOrio, to continue this matter until the letter is written. The motion was passed unanimously.**

**Executive Agenda Item #8 – Secretary Federici made a motion, seconded by Vice Chairman Lipsitz, to appoint Mr. DiOrio as the Investigator in this matter and to send a letter to CRMC and Ms. Carr informing them that Mr. DiOrio is the investigator. The motion was passed unanimously.**

**Executive Agenda Item #b.1. - Mr. DiOrio made a motion, seconded by**

**Vice Chairman Lipsitz, to approve the letter subject to minor revisions. The motion was passed; Secretary Federici did not vote as he recused himself during discussion of this matter.**

**Executive Agenda Item #b.2. - Secretary Federici made a motion, seconded by Mr. DiOrio, to accept the RI Portion Exam Score as presented. The motion was passed unanimously.**

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

**AGENDA ITEM #3 1. A Memorandum from NCEES was received regarding notice of future Correspondence changes to NCEES PE examinations and supporting materials.**

**2. NCEES Licensure Exchange was received.**

**3. RISPLS Newsletter was received.**

**4. Correspondence regarding the Blacks' Superior Court lawsuit was received from the Blacks and Arthur Read.**

**11-20-07**

**Page 2 of 6**

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

**MINUTES OF THE MEETING OF THE BOARD**

**5. Copies of letters to Representative Constantino from the Board of Examination & Registration of Architects and the Board of Examiners of Landscape Architects was received regarding the Board's reorganization.**

**6. A letter from David Rickerby was received regarding the setting of rods. We will send him a letter asking him to send a copy of the plan..**

#### **AGENDA ITEM #4 a. Legislation**

##### **Old Business**

**Board reorganization – Attorney Dennehy has re-drafted proposed legislation deleting paragraphs 5 & 6 of the law enacted in Article III of H-5300Aa regarding the Board's reorganization.**

**RISPLS legislation – Per the 10 July 2007 meeting minutes, Matt Cotta, Richard Nudenberg, John Libby and Robert Cournoyer of the RISPLS and Board members Federici and Lipsitz met and discussed the education requirements for land surveyors and drafted a mutually agreeable proposed legislation. The RISPLS will submit a draft of the legislation to the Board for their review and approval.**

**b. Statewide Planning/RIGIS - The Board reviewed and approved a letter drafted by Mr. DiOrio to be sent to Mr. Stachelhaus at RIGIS.**

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

**Sponsor Dates Seminar/Course Title PDH Value**

**Land Surveyors Introduction to New  
Workshops Technology in  
Surveying 1 2.0**

**Land Surveyors Math Applications  
Workshops in Surveying (8 hours) 8.0**

**Land Surveyors Advanced Math Applications  
Workshops in Surveying (4 hours) 4.0**

**NYSAPLS, Inc. - 1-16-08 to 1-18-08 – automatic approval for 1 PDH per each 50 minutes of participation - subject to proof of participation for the following seminars:**

- 1. The Implementation of a One Person Survey Operations & Robotics**
- 2. Adverse possession – Are you the master of your domain?**
- 3. Parcel Based GIS System Development Concepts**
- 4. Applied Basic Survey Math**

**11-20-07**

**Page 3 of 6**

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

**MINUTES OF THE MEETING OF THE BOARD**

- 5. Stormwater Management**
- 6. Surveying the Nanotechnology Horizon**
- 7. Surveyor's Handbook on Highway Law**
- 8. Laws & Regulations Governing the Practice of Land Surveying in NYS**
- 9. Surveying for Engineering Projects**
- 10. Staying Safe**
- 11. Legal Descriptions and Conveyance**
- 12. Dendrology for Dummies or Tree Identification for Surveyors**
- 13. World Trade Center Recovery Efforts – A Surveyors Perspective**
- 14. Using & Understanding GPS for Survey Applications**
- 15. Eminent Domain – The State is Taking Power**
- 16. Rural Planning Issues**

**LORMAN 2-21-08 Historic Preservation;**

**Easements, Tax Incentives**

**& Litigation 6.5**

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

**d. Administrative Issues**

**Ms. Styron reported that Irene Mowry, Administrative Assistant for the Boards for Design Professionals/ Board of Examiners of Landscape Architects is one of individuals laid off by the Governor's office.. Ms Styron will be assuming responsibility for Ms. Mowry's duties to the Board of Examiners of Landscape Architects; Ms. Marshall and Ms. Broadfield will be assuming her duties to the State Board of Registration for Professional Engineers and Board of Examination & Registration of Architects, respectively.**

**e. NCEES- There was no discussion on this agenda item.**

**f. NSPS – Mr. Drury position at NSPS has been changed. He will now be reviewing awards for students.**

**g. Miscellaneous -**

**• RISPLS Advisory Committee regarding the Technical Standards & Code of Ethics – There was a meeting last week which Chairman Reddington and Vice Chairman Lipsitz did not attend.**

- Letter of recommendation for Norman Cook, AIA, who is directly responsible for getting the two year program in motion with CCRI. He is now going to be a professor in South Carolina in the winter and a part time professor in Rhode Island in the summer.

11-20-07

Page 4 of 6

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

### **MINUTES OF THE MEETING OF THE BOARD**

Mr. DiOrio made a motion, seconded by Mr. Drury, to send a letter of recommendation for Mr. Cook and to also send him a Certificate of Appreciation from this Board. The motion was passed unanimously.

- Vice Chairman Lipsitz reported that there will be a joint convention of all the six New England States land surveyor societies sometime in the spring to include a round table of all the Boards. Attorney Dennehy advised that this meeting would not require posting at the Secretary of State's Office since it is not a public Board meeting of this State Board.

h. Complaint #C06-LS-7-John J. Black (a.k.a. "Jeff Black") and Janice

**F. H. Black, Complainants vs. Stephen M. Murgo, Sr., PLS, Respondent & David C. Stanley/Stanley Engineering, Inc. – Consideration of Final Order**

**Board Members Reddington, Lipsitz and Drury reviewed and signed the Final Decision and Order in this matter. The Agreement will be copied and mailed out to all the parties tomorrow.**

**AGENDA ITEM #5 COA Application Review**

**New Business**

**The following new applications were reviewed:**

**Civil CADD Services, Inc. – corporation**

**South County Surveying – sole proprietor**

**Stephen Dyer – exempt**

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

**The following amended applications were reviewed:**

**Cubellis Associates, Inc. changing name to Cubellis, Inc.**

**Joseph Guillemette – changing from sole proprietorship to exempt**

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

**The following new application was reviewed:**

**Merrill Associates, Inc.**

**11-20-07**

**Page 5 of 6**

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

**MINUTES OF THE MEETING OF THE BOARD**

**Secretary Federici made a motion, seconded by Mr. Drury, send Merrill Associates a letter, citing the Board's 16 November 2000 letter to them which they never responded to, asking them if they have practiced or offered to practice in Rhode Island since 2000 to present and to continue review of this application pending a response. The motion was passed unanimously.**

**b. LSIT/PLS Application Review – The Board has two applications that are complete. The following individuals will be scheduled for an interview at the 11 December 2007 meeting:**

**Matthew Insana – LSIT**

**Timothy Bodah - PLS**

**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 11 December 2007 at 1:00 PM.**

**Mr. DiOrio reported that he will be unable to attend the December meeting.**

**AGENDA ITEM #6**

**Adjournment Upon the appropriate motion, the meeting was adjourned at 4:16 PM.**

**11-20-07**

**Page 6 of 6**