

**COMMITTEE OF THE STATE BOARD OF REGISTRATION FOR
PROFESSIONAL LAND SURVEYORS OF THE UNIFIED BOARD OF
DESIGN PROFESSIONALS DIVISION
WITHIN THE DEPARTMENT OF BUSINESS REGULATION (DBR)**

MINUTES OF THE MEETING OF THE COMMITTEE

DATE 12 February 2008

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

MEMBERS PRESENT Messrs. DiOrio, Drury, and Lipsitz

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

**CALLED TO ORDER Chairman Lipsitz called the meeting to order at
1:06 PM.**

**AGENDA ITEM #1 Secretary DiOrio made a motion, seconded by
Vice Chairman Drury, to Approval of Minutes approve the open
minutes of the 18 December 2007 meeting with the**

addition of Mr. DiOrio's name seconding the motion to come out of Executive Session. The motion was passed unanimously.

Secretary DiOrio made a motion, seconded by Vice Chairman Drury to approve and seal the Executive Session minutes of the 18 December 2007 meeting. The motion was passed unanimously.

AGENDA ITEM #2 Because of the nature of the following items, Vice Chairman Drury made a

Executive Session motion, seconded by Secretary DiOrio, 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 1:06 PM

Vice Chairman Drury made a motion, seconded by Secretary DiOrio, to come out of Executive Session and reconvene to an open meeting pursuant to RIGL §42-46-4. The motion was passed unanimously at 2:21 PM.

Vice Chairman Drury made a motion, seconded by Secretary 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 – Chairman Lipsitz made a motion, seconded by Secretary DiOrio, to send a letter to Mr. Cipolla and his attorney informing them that the Board requests his appearance at the 11 March 2008 for an informal conference and to continue the investigation into Allinson-Lama Corporation. The motion was passed with a majority vote; Vice Chairman Drury abstained since he is the Investigator.

2-12-08

Page 1 of 6

**COMMITTEE OF THE STATE BOARD OF REGISTRATION FOR
PROFESSIONAL LAND SURVEYORS OF THE UNIFIED BOARD OF
DESIGN PROFESSIONALS DIVISION**

WITHIN THE DEPARTMENT OF BUSINESS REGULATION (DBR)

MINUTES OF THE MEETING OF THE COMMITTEE

Executive Agenda Item #2 – Secretary DiOrio made a motion,

seconded by Vice Chairman Drury, to accept the response, send them a letter and to close this complaint file. The motion was passed unanimously.

Executive Agenda Item #3 – Secretary DiOrio made a motion, seconded by Vice Chairman Drury, to send a letter to Mr. Therien which Secretary DiOrio will draft, advising that while we appreciate his putting the correct certification on the plan, Mr. Therien needs to refer to the Section of the Standards regarding Class IV and fix the plan accordingly and send a copy of the revised plan to the Board. The motion was passed unanimously.

Executive Agenda Item #4 – Vice Chairman Drury made a motion, seconded by Secretary DiOrio, to accept the response, send them a letter and to close this complaint file. The motion was passed unanimously.

Executive Agenda Item #5 – Secretary DiOrio made a motion, seconded by Vice Chairman Drury, to grant the extension subject to the provision that it must be received prior to the 11 March 2008 meeting or their Certificate of Authorization will be revoked. The motion was passed unanimously.

Executive Agenda Item #6 – Secretary DiOrio made a motion, seconded by Vice Chairman Drury, to send the letter to CRMC and a letter to Ms. Carr asking her to report back to this committee on the

outcome of this matter. The motion was passed unanimously; Secretary Federici voted in the affirmative.

Chairman Lipsitz made a motion, seconded by Secretary DiOrio, to have Unlicensed Practice put on the Unified Board Agenda. The motion was passed unanimously.

Executive Agenda Item #7 – Secretary DiOrio made a motion, seconded by Vice Chairman Drury, to close this complaint file. The motion was passed unanimously.

Executive Agenda Item #8 – Secretary DiOrio made a motion, seconded by Vice Chairman Drury, that a letter be sent to Ms. Jurkiewicz and a copy to Mr. Therien explaining these findings and that unless she has any additional documents or information pertaining to this matter, the complaint will be closed. Ms. Styron will draft the letter and Chairman Lipsitz will review it before sending. The motion was passed with a majority vote; Chairman Lipsitz abstained since he is the Investigator.

Executive Agenda Item #b.1. – No motions were made regarding this agenda item.

2-12-08

Page 2 of 6

COMMITTEE OF THE STATE BOARD OF REGISTRATION FOR

**PROFESSIONAL LAND SURVEYORS OF THE UNIFIED BOARD OF
DESIGN PROFESSIONALS DIVISION
WITHIN THE DEPARTMENT OF BUSINESS REGULATION (DBR)**

MINUTES OF THE MEETING OF THE COMMITTEE

Executive Agenda Item #b.2. - Chairman Lipsitz made a motion, seconded by Vice Chairman Drury, to send the letter. The motion was passed unanimously.

End of record of votes taken in Executive Session

AGENDA ITEM #3 1. Three CRMC notices of Public Hearings were received.

Correspondence

2. RISPLS Newsletter was received.

3. A letter and the Annual report from NCEES was received.

4. A Memorandum from NCEES was received regarding the Proposed Merger of the NCEES Constitution and Bylaws.

5. A Memorandum from NCEES was received regarding the Northeast Zone meeting to be held on 3-4 April 2008.

- 6. A Memorandum from NCEES was received regarding The Center for Professional Engineering Services Bulletin.**
- 7. A Memorandum from NCEES was received regarding announcement of the spring 2008 examinations.**
- 8. NCEES Zone Update was received.**
- 9. The December 2007 and February 2008 issues of the NCEES Licensure Exchange were received.**
- 10. A memo from NCEES was received regarding the PBS TV Show Design Squad which will be included as a category on the 18 February 2008 Jeopardy TV show. The airing of this segment was designed to correspond with the start of National Engineers Week.**
- 11. Correspondence regarding the Blacks' Superior Court lawsuit was received from the Blacks and Attorney Marc Dolan.**
- 12. Alabama Board of Licensure for Professional Engineers & Land Surveyors was received.**

AGENDA ITEM #4 a. Legislation

Old Business

- Board reorganization – The next Unified Board meeting is scheduled**

for 27 February 2008.

2-12-08

Page 3 of 6

**COMMITTEE OF THE STATE BOARD OF REGISTRATION FOR
PROFESSIONAL LAND SURVEYORS OF THE UNIFIED BOARD OF
DESIGN PROFESSIONALS DIVISION
WITHIN THE DEPARTMENT OF BUSINESS REGULATION (DBR)**

MINUTES OF THE MEETING OF THE COMMITTEE

• **RISPLS legislation – The RISPLS’ drafted legislation regarding “Application and qualification for registration” which has the full support of this Committee was introduced on 22 January 2008 and is referred to as bill number S 2115.**

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

c. PDH review - The Committee reviewed Mr. Reddington’s written, submitted recommendations. The following courses were reviewed and recommended PDH value as follows:

Sponsor Dates Seminar/Course Title PDH Value

ACSM/LSAW 3-4 to 3-9-08 28 Workshops 1 PDH per each

1 hour of class

time & must

provide proof of

attendance

CALS 1-11-08 Condo Law 5

**CALS 1-24 & 25-08 Flood Plain 12.0 – must complete both
days**

**LORMAN 5-30-08 Real Estate Development
From Beginning to End 8.0**

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

RedVector on-going surveying related courses Face Value

**Secretary Reddington made a motion, seconded by Mr. Lipsitz, to
approve the above listed courses and PDH values as indicated and
are subject to**

review every two years and approval may be withdrawn at any time.

This is

the second two year review for these courses which were originally approved

at the 11 February 2003 and the 20 November 2005 meetings. The motion

was passed unanimously.

d. Administrative Issues

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

2-12-08

Page 4 of 6

**COMMITTEE OF THE STATE BOARD OF REGISTRATION FOR
PROFESSIONAL LAND SURVEYORS OF THE UNIFIED BOARD OF
DESIGN PROFESSIONALS DIVISION
WITHIN THE DEPARTMENT OF BUSINESS REGULATION (DBR)**

MINUTES OF THE MEETING OF THE COMMITTEE

f. NSPS – Mr. Drury again reported that he will be attending the conference in Spokane, WA in March.

g. Miscellaneous

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

h. Complaint #C06-LS-7-John J. Black (a.k.a. “Jeff Black”) and Janice F. H. Black, Complainants vs. Stephen M. Murgu, Sr., PLS, Respondent & David C. Stanley/Stanley Engineering, Inc. – Consideration of Final Order

Secretary/Investigator DiOrio has reviewed the revised plan that was previously submitted by Mr. Murgu. The revised the plan was to address: monumentation and that the basis for the meridian needed to be added to the plan.

Secretary DiOrio made a motion, seconded by Vice Chairman Drury, that since the 2 above listed conditions have been met, and because there has been no appeal to the Board’s (Committee’s) Decision & Order signed by the Board (Committee) on 20 November 2007 since, a letter will be sent to Arthur Read that the plan has been received, reviewed and accepted and that the Committee voted to close this complaint file. The motion was passed unanimously.

AGENDA ITEM #5 a. COA Application Review

New Business

The following new applications were reviewed:

Dean Martin – sole proprietor

Loureiro Engineering Associates, Inc. – corporation

Chairman Lipsitz made a motion, seconded by Vice Chairman Drury, to approve the above listed COAs; the corporate application is conditionally approved pending receipt of a Certificate of Good Standing from the RI Secretary of State's office. The motion was passed unanimously.

Merrill Associates, Inc.

At the 18 December 2007 meeting, the Board instructed Ms. Styron to send them a letter referring to their website which states that they have provided survey and engineering services in East Greenwich, RI. A response dated 24 December 2007 was received and reviewed.

2-12-08

Page 5 of 6

**COMMITTEE OF THE STATE BOARD OF REGISTRATION FOR
PROFESSIONAL LAND SURVEYORS OF THE UNIFIED BOARD OF
DESIGN PROFESSIONALS DIVISION
WITHIN THE DEPARTMENT OF BUSINESS REGULATION (DBR)**

MINUTES OF THE MEETING OF THE COMMITTEE

Chairman Lipsitz made a motion, seconded by Vice Chairman Drury, to conditionally approve the above listed COA pending receipt of a Certificate of Good Standing from the RI Secretary of State's office. The motion was passed unanimously

b. LSIT/PLS Application

Interview with James Caldarone/LSIT Applicant – Mr. Caldarone appeared before the Board to further discuss his education and experience.

Secretary DiOrio made a motion, seconded by Vice Chairman, to approve Mr. Caldarone to sit for the April 2008 LSIT exam. The motion was passed unanimously.

c. Miscellaneous

1. Schedule RI Portion Exam preparation

Ms. Styron will research how many are taking the April exam and if any are re-examines.

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

e. The next Board meeting is scheduled for 11 March 2008 at 1:00 PM.

AGENDA ITEM #6

Adjournment Upon the appropriate motion, the meeting was adjourned at 3:22 PM.

2-12-08

Page 6 of 6