

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

MINUTES OF THE MEETING OF THE BOARD

DATE 10 February 2009

**PLACE 1511 Pontiac Avenue, Building 69-2 Conference Room,
Cranston, RI**

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

OTHERS PRESENT Ms. Christina Styron, Administrative Assistant

Mr. Richard W. Berstein, Legal Counsel

Mr. Brian J. Riggs, DBR Department Budget Administrator

Mr. Michael J. McCormick, RISPLS Liaison

Mr. Joseph Bambara, LSIT Applicant

Mr. Bradford Cousineau, LSIT Applicant

Mr. Andrew Mulholland, LSIT Applicant

**CALLED TO ORDER Chairman Lipsitz called the meeting to order at
1:04 PM.**

AGENDA ITEM #1 Vice Chairman Drury made a motion, seconded by Mr. Secretary DiOrio, to Approval of Minutes approve the Regular and Executive Session minutes of the 13 January

2009 meeting. The motion was passed unanimously.

AGENDA ITEM #2 Because of the nature of the following items, Secretary DiOrio made a Executive Session motion, seconded by Mr. 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 1:05 PM.

Secretary DiOrio made a motion, seconded by Mr. 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.

Record of Votes Taken in Executive Session

Executive Agenda Item #s 2.a.1. - Secretary DiOrio made a motion, seconded by Mr. Federici, that if a response is not received by 13 February 2009, to send the individual involved a letter telling him/her that he/she must appear at the 10 March 2009 meeting.. The motion was passed unanimously.

Executive Agenda Item #s 2.a.2 - Secretary DiOrio made a motion, seconded by Mr. Federici, that if a response is not received by 13 February 2009, to send the individual involved a letter telling him/her that he/she must appear at the 10 March 2009 meeting.. The motion was passed unanimously.

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Executive Agenda Item #s 2.a.3 - Vice Chairman Drury made a motion, seconded by Secretary DiOrio, to have individual involved appear at

the 10 March 2009 meeting to enable the Board to ask further questions as a result of the Investigator's report; he/she may bring his legal counsel and/or his/her present surveyor(s) in responsible charge. The motion was passed; Mr. Federici abstained.

Executive Agenda Item #s 2.a.4 - Secretary DiOrio made a motion, seconded by Vice Chairman Drury to continue this matter. The motion was passed; Mr. Federici did not vote as he was recused.

Executive Agenda Item #2.b.c. - No motions were made regarding this agenda item.

Executive Agenda Item #2.b.d. - Chairman Lipsitz made a motion, seconded by Secretary DiOrio, to authorize Vice Chairman Drury, Mr. Federici and Mr. Mensinger to serve on the advisory subcommittee which will work with the group involved's advisory subcommittee. The advisory subcommittees shall report their findings no later than 30 June 2009. The motion was passed unanimously.

Executive Agenda Item #2.b.e. - No motions were made regarding this agenda item.

Executive Agenda Item #2.b.f. - Secretary DiOrio made a motion, seconded by Vice Chairman Drury, to continue this matter. The motion was passed; Mr. Federici abstained.

Executive Agenda Item #2.b.g.- No motions were made regarding this agenda item.

Executive Agenda Item #2.b.h. - Secretary DiOrio, made a motion, seconded by Mr. Federici, to close this matter. The motion was passed unanimously.

Executive Agenda Item #2.b.i. - Secretary DiOrio, made a motion, seconded by Mr. Federici, to close this matter. The motion was passed unanimously.

Executive Agenda Item #2.b.j. - Secretary DiOrio, made a motion, seconded by Vice Chairman Drury, to remove this matter from the Executive Agenda. The motion was passed unanimously.

Executive Agenda Item #2.b.k. - No motions were made regarding this agenda item.

Secretary DiOrio made a motion, seconded by Mr. 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 2:20 PM.

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End of record of votes taken in Executive Session

AGENDA ITEM #3 1. ABET Newsletter was received.

Correspondence

2. NCEES Memorandum regarding Proposed Amendments to NCEES Bylaws was received.

3. A letter from the West Virginia Board asking for consideration of Joe Timms for position of President-Elect of NCEES was received.

AGENDA ITEM #4 a. Legislation

Old Business

Attorney Bernstein submitted proposed legislation regarding including the Division of Design Professionals within DBR's legal and administrative processes and reintroducing the RISPLS/State Board of Registration for Professional Land Surveyors education requirement bill. The Governor's office has approved the bill to go forward.

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:

Sponsor Dates Seminar/Course Title PDH Value

FEMA 2/17/09 Coastal Construction

**Workshop for Home Builders 3.0 with proof
of completion**

0 without proof of completion

**RIFMA 4/28/09 RIFMA 2009 Annual Meeting 6.0 with proof of
completion**

0 without proof of completion

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

d. Administrative Issues

The Board asked that Ms. Styron send agendas and the minutes to them by the Wednesday before the next meeting.

e. NCEES – There is no update on this matter.

f. NSPS – Vice Chairman Drury will be attending a meeting next

week

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g. Miscellaneous

1. RISPLS Advisory Committee regarding the Technical Standards & Code of Ethics - There have not been any recent meetings. Chairman Lipsitz asked Mr. McCormick to encourage members at the RISPLS next meeting to make comments ASAP.

AGENDA ITEM #5 a. COA Application Review

New Business

The following initial application was reviewed:

Patrick Arnow – applying as exempt from COA

Mr. Federici made a motion, seconded by Secretary DiOrion, to approve Mr. Arnow's COA application as exempt. The motion was passed unanimously.

Infinigy Engineering & Surveying, PLLC listing Charles Lent as the person in responsible charge

Metrowest Engineering, Inc. listing Patrick Arnow as the person in responsible charge

Mr. Federici made a motion, seconded by Secretary DiOrio, to approve Infinigy Engineering & Surveying, PLLC and Metrowest Engineering, Inc. COA applications 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 – There are three LSIT complete applications. They will be scheduled for an interview at the 10 February 2009 meeting.

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

Vice Chairman Drury made a motion, seconded by Secretary DiOrio, to approve Mr. Bambara to sit for the April 2009 LSIT exam. The motion was passed; Mr. Federici abstained.

Interview with Bradford Cousineau/LSIT Applicant – Mr. Cousineau

appeared before the Board to further discuss his education and experience.

Vice Chairman Drury made a motion, seconded by Secretary DiOrio, to deny Mr. Cousineau to sit for the April 2009 LSIT exam at this time and to instruct him to take Surveying I and II and then ask for reconsideration. The motion was passed unanimously.

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

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Vice Chairman Drury made a motion, seconded by Secretary DiOrio, to deny Mr. Mulholland to sit for the April 2009 LSIT exam at this time since he does not meet the educational requirements. The motion was passed unanimously.

c. Miscellaneous

There were no miscellaneous items for discussion.

d. Comments from the General Public

Mr. McCormick, RISPLS Liaison discussed legislation regarding Class I designers bill, improper submissions to Cities & Towns, rate increase state agency work.

e. The next Board meeting is scheduled for 10 February 2009 at 1:00 PM.

AGENDA ITEM #6 Upon the appropriate motion, the meeting was adjourned at 3:59 PM.

Adjournment

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