

STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

DATE 10 March 2009

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

MEMBERS PRESENT Messrs. Drury, Federici, Lipsitz and Mensinger

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

CALLED TO ORDER Chairman Lipsitz called the meeting to order at 1:10 PM.

AGENDA ITEM #1 Mr. Mensinger made a motion, seconded by Mr. Federici, to

Approval of Minutes approve the Regular and Executive Session minutes of the 10 February

2009 meeting. The motion was passed unanimously.

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

Executive Session motion, seconded by Mr. Mensinger, 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 1:11 PM.

Mr. Federici made a motion, seconded by Vice Chairman Drury, 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. - Vice Chairman Drury made a motion, seconded by Mr. Federici, that Mr. Curran will not allow his name to be stamped on another company's plan without having his

company's COA & address included on that plan as in responsible charge for the work and that the minutes should also reflect Mr. Curran's representation as stated in the above. The motion was passed unanimously.

Mr. Federici made a motion, seconded by Vice Chairman Drury, to send letters of closure to the Jacksons & Mr. Orifice (Item a.2.) stating the Board required Mr. Curran to correct the plans, send them a copy of the corrected plans and that Mr. Coupe entered into a Consent Agreement agreeing not to practice land surveying without a registration and to close these two complaint files. The motion was passed unanimously.

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Executive Agenda Item #s 2.a.2 - Vice Chairman Drury made a motion,

seconded by Mr. Federici, that Mr. Curran will not allow his name to be stamped on another company's plan without having his company's COA & address included on that plan as in responsible charge for the work and that the minutes should also reflect Mr. Curran's representation as stated in the above. The motion was passed unanimously.

Mr. Federici made a motion, seconded by Vice Chairman Drury, to send letters of closure to the Jacksons & Mr. Orifice (Item a.2.) stating the Board required Mr. Curran to correct the plans, send them a copy of the corrected plans and that Mr. Coupe entered into a Consent Agreement agreeing not to practice land surveying without a registration and to close these two complaint files. The motion was passed unanimously.

Executive Agenda Item #s 2.a.3 - Vice Chairman Drury made a motion, seconded by Mr. Mensinger, to have the company involved review the plans they have on file to see how many may have had incorrect signatures on them and to be able to make the plans good within ninety days. The motion was passed; Mr. Federici abstained.

Chairman Lipsitz made a motion, seconded by Vice Chairman Drury, to amend the above motion to include sending a letter to one of the parties stating that we have asked the other party for further information and that we now need his/her list of the plans that he/she knows he/she stamped and signed. The motion was passed; Mr.

Federici abstained.

Executive Agenda Item #s 2.a.4 - Vice Chairman Drury made a motion, seconded by Mr. Mensinger 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. - No motions were made regarding this agenda item.

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

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

Executive Agenda Item #2.b.g.- Mr. Mensinger made a motion, seconded by Mr. Federici, to continue this matter until the next meeting. The motion was passed unanimously.

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Executive Agenda Item #2.b.h. - Vice Chairman Drury made a motion, seconded by Mr. Mensinger, to continue this matter. The motion was passed unanimously.

Executive Agenda Item #2.b.i. - Vice Chairman Drury made a motion, seconded by Mr. Mensinger, to continue this matter. The motion was passed unanimously.

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

Adjournment - Mr. Federici made a motion, seconded by Vice Chairman Drury, to come out of Executive Session and reconvene to an open meeting pursuant to RIGL §42-46-4. The motion was passed unanimously at 3:08 PM.

End of record of votes taken in Executive Session

AGENDA ITEM #3 1. NCEES Exchange was received.

Correspondence

2. A letter was received from Fred Sarno, Building Department, City of

Warwick regarding the Informational Bulletin. Chairman Lipsitz will draft a

letter to send in response.

AGENDA ITEM #4 a. Legislation

Old Business

Attorney Bernstein reported that the PLS legislation are scheduled to be heard tomorrow in both the House and Senate. A land surveyor should testify before both committees. Chairman Lipsitz made a motion, seconded by Vice Chairman Drury, to whichever Board member testifies that the Board supports this legislation. The motion was passed unanimously.

There is a DBR bill which will fold the Division of Design Professionals into DBR's Administrative Procedures also being heard tomorrow. Mr. Federici made a motion, seconded by Mr. Mensinger to support this legislation. The motion was passed unanimously.

b. Statewide Planning/RIGIS - There will be a meeting on 19 March 2009.

c. PDH review – Requests were given to Mr. Mensinger for recommendation at the next meeting.

d. Administrative Issues – There was no discussion on this agenda item.

e. NCEES – Ms. Styron will be attending the NCEES Zone meeting 16-18 April 2009.

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f. NSPS – Vice Chairman Drury attended a meeting two weeks ago and will have a report for the next meeting.

g. Miscellaneous

1. RISPLS Advisory Committee regarding the Technical Standards & Code of Ethics – Meeting scheduled for tomorrow.

AGENDA ITEM #5 a. COA Application Review – There are no

applications for review.

New Business

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

c. Miscellaneous

The RI Portion exam needs to be prepared.

d. Comments from the General Public

Mr. McCormick, RISPLS Liaison discussed unauthorized practice, filing complaints.

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

AGENDA ITEM #6 Upon the appropriate motion, the meeting was adjourned at 4:17 PM.

Adjournment

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