

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

MINUTES OF THE MEETING OF THE BOARD

DATE 9 June 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**

**CALLED TO ORDER Chairman Lipsitz called the meeting to order at
1:02 PM.**

**AGENDA ITEM #1 Secretary DiOrio made a motion, seconded by Mr.
Federici, to**

Approval of Minutes approve the Regular and Executive Session

minutes of the 12 May

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 1:04 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 Vice Chairman Drury, to they have one of the parties'

involved Attorney draft a summary of what occurred and then have Attorney Berstein draft a voluntary Consent Agreement and to continue this matter. The motion was passed; Mr. Federici did not vote as he was recused.

Secretary DiOrio made a motion, seconded by Mr. Mensinger, to have one of the parties involved appear at the 14 July 2009 meeting to further discuss this matter and answer additional questions regarding the oversight and supervision of his/her Professional Land Surveyor stamp. The motion was passed; Mr. Federici did not vote as he was recused.

Executive Agenda Item #2.b.c. – Mr. Mensinger made a motion, seconded by Secretary DiOrio, to continue this matter. The motion was passed unanimously.

Executive Agenda Item #2.b.d. – Secretary DiOrio made a motion, seconded by Vice Chairman Drury, to continue this matter. The motion was passed unanimously.

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

Executive Agenda Item #2.b.f. – No motions were made regarding this agenda item.

Executive Agenda Item #2.b.g.- Secretary DiOrio made a motion, seconded by Vice Chairman Drury, to call and write a letter to the party involved instructing him/her to submit the requested information or appear at the 14 July 2009 meeting. The motion was passed unanimously.

Executive Agenda Item #2.b.h. – Secretary DiOrio made a motion, seconded by Vice Chairman Drury, to continue this matter until the letter is sent. The motion was passed unanimously.

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

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

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

Adjournment - Secretary DiOrio made a motion, seconded by Mr. Mensinger, to come out of Executive Session and reconvene to an open meeting pursuant to RIGL §42-46-4. The motion was passed unanimously at 2:41 PM.

End of record of votes taken in Executive Session

AGENDA ITEM #3 1. A list of attendees for the seminar entitled “Evidence, Exhibits & Correspondence Testimony” by McKissock 100% Education was received.

2. CRMC Notice of Public Hearing was received.

3. A letter from Robert Krikorian regarding Public Record-Land Surveyed-104 Shore Road, Riverside, RI 02915 was received.

AGENDA ITEM #4 a. Legislation

Old Business

There appears to be no opposition to the Board’s education bill and DBR’s bill regarding Administrative Procedures. There is opposition to DBR’s bill requiring all licensees to provide e-mail addresses.

b. Statewide Planning/RIGIS

The next meeting is 18 June 2009.

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

Sponsor Dates Seminar/Course Title PDH Value

URI 5/29/08 I & A Field Overview Class 2

URI 1/31/08 RI Regulatory Setbacks &

Buffers for OWTS Design &

Siting 4

URI 12/5/07 Automated BSF Sizing &

Pump Support Material Class 2

URI 11/15/07 Using the New RI Site Specific

Soil Mapping Guide 4

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

At the 12 May 2009 meeting, the Board reviewed a letter from William Maloney asking for an exemption from the continuing education requirements for this renewal period due to health issues. Mr. Mensinger made a motion, seconded by Mr. Federici, to approve Mr. Maloney's request subject to receipt of a doctor's note. The motion was passed unanimously. A letter was received on 2 June 2009 from Mr. Maloney's doctor confirming his health issues.

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

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

f. NSPS -- Vice Chairman Drury will be attending a meeting in September.

g. Miscellaneous

1. RISPLS Advisory Committee regarding the Technical Standards & Code of Ethics – Meeting scheduled for tonight. The Committee hopes to have them completed and ready for a Public Hearing by December or January.

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

1. Consideration of changing designation from PLS to PS

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2. Attorney Bernstein reported that he is working with the Department

of Administration (DOA) legal department about the possibility of requiring all people who become registered and renew licenses to indicate whether they owe taxes in RI before their registration/renewal will be processed.

3. Ms. Styron received an e-mail asking if 3D Laser Scanning of buildings, bridges, towers and other freestanding structures constitutes the practice of land surveying and if it requires licensure. The Board feels that it would depend on what it's used for. If this work is being used for authoritative work then it would require licensure. Ms. Styron will draft a letter and have the Board review it before sending.

d. Comments from the General Public

1. Mr. McCormick, RISPLS Liaison asked the Board to meet with Jack Leyden, State Building Code Commissioner to discuss the Match 2009 Informational Bulletin and possibly with all City & Town officials.

e. The next Board meeting is scheduled for 14 August 2009 at 1:00 PM.

AGENDA ITEM #6 Upon the appropriate motion, the meeting was adjourned at 3:21 PM.

Adjournment

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