

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

MINUTES OF THE MEETING OF THE BOARD

DATE 12 January 2010

**PLACE 1511 Pontiac Avenue, Building 69-1 Conference Room,
Cranston, RI**

**MEMBERS PRESENT Chairman Richard S. Lipsitz, Vice Chairman
Tomas D. Drury, Jr.*, Secretary Alfred W. DiOrio, Board Members
Louis Federici*and John Mensinger**

***Arrived at 1:15**

MEMBERS ABSENT: None

**OTHERS PRESENT Ms. Christina M. Styron, Administrative
Assistant**

Mr. Richard W. Bernstein, Legal Counsel (present 1:00 PM to 1:25 PM)

Mr. Brian J. Riggs, DBR Department Budget Administrator

Ms. Nicole Courtemanche, RI.Gov

Mr. Joseph Alba, RI.Gov

Mr. Thomas Viall, RI.Gov

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

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

Approval of Minutes approve the Regular and Executive Session minutes of the 8 December

2009 meeting. The motion was passed unanimously; five in favor.

Voting

in favor were Chairman Lipsitz, Vice Chairman Drury, Secretary DiOrio,

Messrs. Federici and Mr. Drury.

AGENDA ITEM #2 Because of the nature of the following items, Secretary DiOrio 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; three in favor. Voting in favor were Chairman Lipsitz, Secretary DiOrio, and Mr. Mensinger; Vice

Chairman Drury and Mr. Federici did not vote as they were not yet present

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 ; five in favor. Voting in favor were Chairman Lipsitz, Vice Chairman Drury, Secretary DiOrio, Messrs. Federici and Mr. Drury.

Record of Votes Taken in Executive Session

Executive Agenda Item #s 2.a.1. - Mr. Mensinger made a motion, seconded by Secretary DiOrio, to make the revisions, have Chairman Lipsitz sign both copies of the Consent Agreements, send them to both parties for signatures

1-12-10

Page 1 of 4

STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND

SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

and to continue this matter. The motion was passed; three in favor. Voting in favor were Chairman Lipsitz, Secretary DiOrio and Mr. Mensinger; Vice Chairman Drury and Mr. Federici did not vote as they were not yet present.

Executive Agenda Item #s 2.a.2. - Secretary DiOrio made a motion, seconded by Mr. Mensinger, to have Chairman Lipsitz sign both copies of the Consent Agreement, send them to the party involved for signature and to close the matter upon receipt of the countersigned Consent Agreement. The motion was passed, unanimously; five in favor. Voting in favor were Chairman Lipsitz, Vice Chairman Drury, Secretary DiOrio, Mr. Federici and Mr. Mensinger.

Executive Agenda Item #s 2.a.3. - Secretary DiOrio made a motion, seconded by Mr. Mensinger, to have Chairman Lipsitz sign both copies of the Consent Agreement, send them to the party involved for signature and to close the matter upon receipt of the countersigned Consent Agreement. The motion was passed, unanimously; five in favor. Voting in favor were Chairman Lipsitz, Vice Chairman Drury, Secretary DiOrio, Mr. Federici and Mr. Drury.

Executive Agenda Item #2.b.c. - Mr. Mensinger made a motion, seconded by Secretary DiOrio, to continue this matter. The motion was passed unanimously; the motion was passed unanimously; five in favor. Voting in favor were Chairman Lipsitz, Vice Chairman Drury, Secretary DiOrio, Mr. Federici and Mr. Mensinger.

Executive Agenda Item #2.b.d. – Mr. Federici made a motion, seconded by Vice Chairman Drury, to continue this matter. The motion was passed unanimously; five in favor. Voting in favor were Chairman Lipsitz, Vice Chairman Drury, Secretary DiOrio, Mr. Federici and Mr. Mensinger.

Executive Agenda Item #2.b.e.1. - No motions were made regarding this agenda item.

Executive Agenda Item #2.b.e.2. – Mr. Federici made a motion, seconded by Secretary DiOrio, to issue a complaint number, hold this complaint until the Consent Agreement is returned from the party involved in this matter and another matter, then draft a letter to the City Building Inspector with copies to their legal counsel and the mayor requesting again that they Cease & Desist from accepting plans and issuing permits on plot plans that are not prepared by the proper registered Professional and follow up with another State Agency citing statute and the Red Book and forward a copy of the letters to the State Board of Registration for Professional Engineers

to address in their Executive Session. The motion was passed unanimously; five in favor. Voting in favor were Chairman Lipsitz, Vice Chairman Drury, Secretary DiOrio, Mr. Federici and Mr. Mensinger.

Executive Agenda Item #2.b.e.3. - Mr. Federici made a motion, seconded by Secretary DiOrio, to have Ms. Styron draft a letter informing them of the

1-12-10

Page 2 of 4

STATE BOARD OF REGISTRATION FOR PROFESSIONAL LAND SURVEYORS

MINUTES OF THE MEETING OF THE BOARD

Certificate of Authorization requirement. The motion was passed unanimously; five in favor. Voting in favor were Chairman Lipsitz, Vice Chairman Drury, Secretary DiOrio, Mr. Federici and Mr. Mensinger.

Executive Agenda Item #2.b.e.4. - No motions were made regarding this agenda item.

Adjournment 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 2:05 PM; five in favor.

Voting in favor were Chairman Lipsitz, Vice Chairman Drury, Secretary

DiOrio, Messrs. Federici and Mr. Drury.

End of record of votes taken in Executive Session

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

Correspondence

2. NCEES Licensure Exchange was received.

AGENDA ITEM #4 a. Legislation

Old Business

Attorney Berstein advised that the legislation regarding fines for unlicensed practice has been submitted.

b. PDH review – There are no courses for review.

c. Administrative Issues – There was no discussion on this agenda

item.

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

e. NSPS – Vice Chairman Drury announced he will be retiring his position with the NSPS.

f. Miscellaneous

1. Ms. Nicole Courtemanche, Mr. Joseph Alba, and Mr. Thomas Viall, from RI.Gov appeared before the Board to inform them of their upcoming work for on-line renewals.

AGENDA ITEM #5 a. COA Application Review

New Business

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

c. Miscellaneous

1. Election of Officers

Secretary DiOrio made a motion, seconded by Mr. Federici, to to nominate Thomas D. Drury, Jr. as Chairman, John Mensinger as Vice Chairman and Alfred W. DiOrio as Secretary. The motion was passed unanimously; five in favor. Voting in favor were Chairman Lipsitz, Vice Chairman Drury, Secretary DiOrio, Messrs. Federici and Mr.

Drury.

1-12-10

Page 3 of 4

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

MINUTES OF THE MEETING OF THE BOARD

d. Comments from the General Public – None at this time.

**e. The next Board meeting is scheduled for 9 January 2010 at 1:00
PM.**

**AGENDA ITEM #6 Upon the appropriate motion, the meeting was
adjourned at 3:45 PM.**

Adjournment

**Secretary DiOrio made a motion, seconded by Mr. Federici, to adjourn
the**

meeting. The motion was passed; four in favor. Voting

in favor were, Vice Chairman Drury, Secretary DiOrio,

**Messrs. Federici and Mr. Drury; Chairman Lipsitz did not vote as he
left the**

meeting at 3:45 PM.

1-12-10

Page 4 of 4