

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

MINUTES OF THE MEETING OF THE BOARD

DATE 13 July 2010

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

**MEMBERS PRESENT Vice Chairman John Mensinger. Secretary
Alfred W. DiOrio, and Board Member Richard S. Lipsitz**

**MEMBERS ABSENT: Chairman Thomas D. Drury, Jr. and Board
Member Louis Federici**

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

Mr. Louis A. DeQuattro, Jr., Legal Counsel

Mr. Brian J. Riggs, DBR Department Budget Administrator

Mr. Michael J. McCormick, RISPLS Liaison

**CALLED TO ORDER Vice Chairman Mensinger called the meeting to
order at 1:03 PM.**

Introductions were made to Louis A. DeQuattro, Jr., Deputy Director, Division of Regulatory Standards, Compliance and Enforcement and the Board's new Legal Counsel.

Vice Chairman Mensinger expressed that the Board was very pleased with the Board's former Legal Counsel, Richard Berstein and that the Board relies heavily on its Legal Counsel.

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

Approval of Minutes approve the Regular and Executive Session minutes of the 8 June 2010

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

in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

AGENDA ITEM #2 Because of the nature of the following items, Secretary DiOrio made a

Executive Session motion, seconded by Mr. Lipsitz, 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; three in favor. Voting

in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz at 1:06 PM.

Secretary DiOrio made a motion, seconded by Mr. Lipsitz, 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; three in favor. Voting in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

Secretary DiOrio made a motion, seconded by Mr. Lipsitz, pursuant to RI General Law §42-46-4 that the Board defer disclosure of all votes in executive session until such time as such disclosure would not jeopardize any strategy, negotiation, or investigation undertaken concerning RI General Law §42-46-5(a). The motion was passed; three in favor. Voting in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

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Record of Votes Taken in Executive Session

Executive Agenda Item #s 2.a.1. – Disclosure deferred.

Executive Agenda Item #s 2.a.2. - No motions were made regarding this Agenda item.

Executive Agenda Item #s 2.a.3. – No motions were made regarding this Agenda item.

Executive Agenda Item #2.b.1. Disclosure deferred.

Executive Agenda Item #2.b.2. – Mr. Lipsitz made a motion, seconded by Secretary DiOrio, to have Secretary DiOrio draft a letter to the company involved and continue this matter to the next meeting. The motion was passed; three in favor. Voting in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

Executive Agenda Item #2.b.3. - Mr. Lipsitz made a motion, seconded by Secretary DiOrio, to send a letter and a copy of the complaint to the company involved. The motion was passed; three in favor.

Voting in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

Executive Agenda Item #2.c.1. - Mr. Lipsitz made a motion, seconded by Secretary DiOrio, to have Vice Chairman Mensinger and Mr. Lipsitz review the answer sheet and advise Ms. Styron of the score by Friday, 16 July 2010, accept the score and then notify the exam candidate. The motion was passed; three in favor. Voting in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

Executive Agenda Item #2.c.2. – Mr. Lipsitz made a motion, seconded by Secretary DiOrio, to have Attorney DeQuattro research the back fees and penalties and reinstatement law and continue this matter. The motion was passed; three in favor. Voting in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

Executive Agenda Item #2.c.3. - Mr. Lipsitz made a motion, seconded by Secretary DiOrio, to send a copy of the complaint letter to the firms involved and to continue this matter. The motion was passed; three in favor. Voting in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

Adjournment Secretary DiOrio made a motion, seconded by Mr. Lipsitz, to come out of Executive Session and reconvene to an open meeting pursuant to RIGL §42 46-4. The motion was passed at 2:21 PM; three in favor. Voting in favor were Vice Chairman Mensinger,

Secretary DiOrio and Mr. Lipsitz.

In Executive Session pending matters, there are nine (5) pending matters, comprised of seven (7) investigative matters, with one (1) recusal in one (1) matter and one (1) recusal in one (1) matter and two (2) Board members absent from all matters. .

End of record of votes taken in Executive Session

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AGENDA ITEM #3 1. Four CRMC Notice of Public Hearings were received.

Correspondence

2. NCEES Licensure Exchange was received.

AGENDA ITEM #4 a. Legislation

Old Business

Attorney DeQuattro reported that 7691 Sub A regarding the imposition of fines for unregistered activity passed effective 25 June 2010 without the Governor's signature. He will e-mail the Board Members the final version of this bill.

b. PDH Approval Requests

There are no PDH approval requests at this time.

c. Administrative Issues

There are no Administrative Issues at this time.

d. NCEES

Ms. Styron will be attending the 89th Annual Meeting in Denver, CO, on 18-21 August 2010.

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

Mr. Lipsitz made a motion, seconded by Secretary DiOrio, to no longer list this as an Agenda Item. The motion was passed; three in favor. Voting in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

f. Miscellaneous

1. Adoption of Procedural & Technical Standards

Vice Chairman Mensinger will e-mail possible dates for another workshop. Each Board Member will submit a list of the items in the proposed document that they feel are the most important issues.

2. Informational Bulletins

Ms. Styron will have the Informational Bulletins posted on the website.

AGENDA ITEM #5 a. COA Application Review

New Business

The Board reviewed the following Initial COA application:

Timothy Tarbox applying as a sole proprietor.

Mr. Lipsitz made a motion , seconded by Secretary DiOrio, to approve the listed COA application. The motion was passed; three in favor. Voting in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

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b. LSIT/PLS Application

There were no applications for review.

c. Miscellaneous

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

e. The next Board meeting is scheduled for 17 August 2010 at 1:00 PM.

AGENDA ITEM #6 Upon the appropriate motion, the meeting was adjourned at 3:12 PM.

Adjournment

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

meeting. The motion was passed; three in favor. Voting in favor were Vice Chairman Mensinger, Secretary DiOrio and Mr. Lipsitz.

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