

**BOARD OF LICENSURE FOR PROFESSIONAL LAND SURVEYORS
REVISED MINUTES – April 22, 2014**

MEMBERS PRESENT:

David Titcomb, Chair
Michael Sackett, Vice-Chair
Elwood Ellis, Complaint Officer
Roderick Craib
John Roberts
Deirdra Perry

MEMBERS ABSENT:

None

STAFF PRESENT:

Carol Leighton, Administrator
Robert Perkins, Assistant Attorney General
Kim Baker, Office Specialist I
Karen Bivins, Deputy Director REC
Deborah Fales, Office Specialist I

CALL TO ORDER

The meeting was called to order at 8:31 a.m. by Chairman David Titcomb.

AGENDA MODIFICATIONS

OLD BUSINESS

Action on Minutes of February 25, 2014 Meeting

A motion was made by Sackett to approve the minutes of the February 25, 2014 meeting as corrected; seconded by Roberts. Unanimous.

NEW BUSINESS

The rule hearing to repeal and replace Chapter 70, Continuing Education commenced at 9:50 a.m. Testimony was presented by Gregory Copeland, President of the Maine Society of Land Surveyors and Keith Morse, Vice President of the Maine Society of Land Surveyors. The hearing was closed at 10:00 a.m.

Complaint Officer's Report

2013-LSU-9163

A motion was made by Perry and seconded by Roberts to schedule for an adjudicatory hearing for possible violations of Board Rule Chapter 90 Part 1 §§§1, 2 and 3; and Title 10 §8003 5A (A)(2) and 6. Perry, Roberts, Craib, Sackett and Titcomb voted in the affirmative; Ellis abstained. Motion carried.

A motion was made by Craib and seconded by Perry not to offer a consent agreement in complaint 2013-LSU-9163. Perry, Roberts, Craib, Sackett and Titcomb voted in the affirmative; Ellis abstained. Motion carried.

2013-LSU-9488

Rod Craib recused and left the room.

A motion was made by Perry and seconded by Sackett to table the complaint presentation and request more information from the complainant. Craib recused; Perry, Roberts, Sackett and Titcomb voted in

the affirmative; Ellis abstained. Motion carried.

Rod Craib returned to the room at 10:45 a.m.

2013-LSU-9436

A motion was made by Sackett and seconded by Roberts to dismiss the complaint. Craib, Perry, Roberts, Sackett and Titcomb voted in the affirmative; Ellis abstained. Motion carried.

2013-LSU-9480

A motion was made by Craib and seconded by Perry to dismiss the complaint. Craib, Perry, Roberts, Sackett and Titcomb voted in the affirmative; Ellis abstained. Motion carried.

Administrator's Report

The Board was updated on the Coastal Maine LLC matter. It was decided to table further discussion on this item to the next meeting to allow time for the Chair to prepare a letter for the Board to review.

A motion was made by Titcomb and seconded by Ellis to accept the proposed procedural change for LSIT Computer Based Testing and allow LSIT candidates to register directly with NCEES. Unanimous.

The administrator reported on current legislative activities.

Three possible non-compliance issues were presented regarding the 2013 Professional Development Audit:

A motion was made by Sackett and seconded by Perry to approve professional development for Joseph Coffey. Unanimous.

A motion was made by Sackett and seconded by Craib to offer a consent agreement to Thomas Fitzgerald which would include a warning, a \$200.00 fine, and verification of completion of six professional development hours within 90 days. The six professional development hours may only be used for the 2013 renewal cycle. Unanimous.

A motion was made by Ellis and seconded by Craib to offer a consent agreement to Jeffrey Hofmann which would include a warning, a \$400.00 fine, and verification of completion of six professional development hours to be completed by June 15, 2014. The six professional development hours may only be used for the 2013 renewal cycle. Sackett moved to amend the fine in the consent agreement for Hofmann from \$400.00 to \$300.00. The motion failed for lack of a second. Craib, Perry, Roberts, Titcomb and Ellis voted in the affirmative; Sackett opposed. Motion carried.

Review and Action on Applications

A motion was made by Ellis to approve Nicholas Craig to become licensed as an LSIT; seconded by Sackett. Unanimous.

A motion was made by Perry and seconded by Sackett to grant a request for reinstatement from David C. Holland, SIT10002537. Unanimous.

A motion was made by Perry and seconded by Ellis to grant a requests for reinstatement from Tyler Rigazio, SIT10002500. Unanimous.

A motion was made by Perry and seconded by Ellis to grant a request for reinstatement from Bruce Bowman, PLS1313, upon receipt of verification of compliance with professional development for the 2013 renewal cycle. Unanimous.

Correspondence and Communications

A motion was made by Perry and seconded by Sackett to authorize the out of state travel request for Elwood Ellis to attend the NCEES Annual Meeting August 20-23, 2014 in Seattle, WA. Unanimous.

MSLS Report

Keith Morse reported on recent activities of the MSLS.

Next Scheduled Meeting Date

May 7, 2014

ADJOURN

Being no further business, the meeting adjourned at 11:17 a.m.

Respectfully submitted,
Kim Baker, Office Specialist I