

Vermont Board of Land Surveyors
Secretary of State, Office of Professional Regulation
32 College Street, Schulmaier Hall
Montpelier, VT

Unapproved Minutes
Meeting of Tuesday, February 19, 2013

1. The meeting was called to order at 9:02 a.m.

Members present: Shane B. Clark, L.S., Chairman; Charles Rockwell, L.S., Vice-Chair; Susan Senning, Secretary; Jonathan R. Abts, L.S.; Timothy Short, L.S.; Joseph Flynn, L.S.; and Dorothy Hayden.

OPR Personnel present: Larry Novins, Board Counsel; Carla Preston, Case Manager; and Kara Shangraw, Licensing Board Specialist.

2. The Chair called for approval of the Minutes of the November 20th meeting. Mr. Clark made a motion, seconded by Mr. Abts, to approve the Minutes of the November 20, 2012 meeting as corrected. Motion passed unanimously.

3. **Legislation/Rulemaking:**

4. **Reports/Guests:**

5. **Hearings/Stipulation and Consent Orders:**

The Board reviewed the notice of dismissal on 2010-481 (David S. Edson). The Board questions whether the prosecutor had the authority to dismiss the *Stipulation and Consent Order* that the Board rejected at its last meeting. The Board felt the sanction proposed in the *Stipulation and Consent Order* was inappropriate. This matter should have been brought back to the Board for a hearing. The Board agreed to send a letter reflecting their disapproval to the Director of OPR. Ms. Senning made a motion, seconded by Mr. Abts, to send the letter to Director Winters. Motion passed 6-0. Mr. Rockwell abstained from this matter as a member of the Investigative Team.

6. **Exam Question Databank Review:**

The Board reviewed and approved the questions for the fall examination.

7. **Reports of Concluded Investigations/Complaint Status/Follow up cases:**

Carla Preston made her Case Managers report there are currently 10 pending cases.

2011-591 – The Board reviewed the Report of Concluded Investigation Ms. Hayden, made a motion, seconded by Mr. Flynn, to accept the Investigative Team's recommendation and conclude the case without formal prosecution. Motion passed 6-0. Mr. Clark, abstained from the vote.

The Board had a discussion that they would like the closing reports with the agenda items before their meeting. Ms. Senning made a motion, seconded by Mr. Rockwell, to have all items pertinent to their meeting prior to the meeting date. Motion passed unanimously.

8. Applications / (See Appendix A):

The Board members reported on hours received from applicants (see appendix A). The Board feels strongly that the new application and portfolio needs to be available to the public as soon as possible.

The Board reviewed the individuals that were audited on their continuing education. There were seventeen individuals audited. Three individuals need to provide further information. They will be notified.

9. Continuing Education Courses - Education Committee to Report:

“**Case Studies Seminar**” submitted by Margaret Shields, and sponsored by the Vermont Society of Land Surveyors, requesting approval for 6.0 Professional Development Hours of continuing education credits. The committee approved the six hours of professional development hours. CEU number CE206-0213 issued.

10. NCEES Correspondence:

11. Miscellaneous Correspondence:

12. Other Business:

13. Public Comment:

14. There being no further business the meeting was adjourned at 12:27 p.m.

Respectfully submitted,

Kara Shangraw, Licensing Board Specialist
Office of Professional Regulation

Appendix A

Name of Board Member Assigned		Timothy Short
Name of Applicant	Name of Supervising Land Surveyor	No. of Hours to date
McGowan, Hugh, A	Brian Lavery	
Ryan Ward	Ian Jewkes	11-20-12 / 7517.5

Name of Board Member Assigned		Charles Rockwell
Name of Applicant	Name of Supervising Land Surveyor	No. of Hours to date
Barnaby, Luke	Robert Townsend	
Paradee, Andrew		
Tetreault, Stephen	Douglas Henson	02-19-13 / 936

Name of Board Member Assigned		Joseph Flynn
Name of Applicant	Name of Supervising Land Surveyor	No. of Hours to date
Fortin, Edward	Dana Libby/Doug Henson	

Name of Board Member Assigned		Susan Senning
Name of Applicant	Name of Supervising Land Surveyor	No. of Hours to date
Falk, Michael	David Rose	9-18-12 / 4427.75

Name of Board Member Assigned		Shane Clark
Name of Applicant	Name of Supervising Land Surveyor	No. of Hours to date
Morris, Timothy	Russell Brown	02-19-13 / 635
Otis, Randall	Ronald Gauthier	05-24-05 / 309
Lackey, Bradley	Merrill Mundell, Jr.	02-19-13 / 6021 Approved for licensure

Name of Board Member Assigned		Jonathan Abts
Name of Applicant	Name of Supervising Land Surveyor	No. of Hours to date
Downey, Ryan, J	Ellis Speath Jr.	01-17-12 / 5902.5
Fuller, Aaron	Steven Brooks	9-21-10 / 197
Wilson, Terry	Richard Bell	9-18-12 / 7553
Yager, Nathan, O	David Rose	9-21-10 / 1620.5