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MINUTES

BOARD OF PROFESSIONAL GEOLOGISTS

GENERAL BUSINESS MEETING

**EMBASSY SUITES TAMPA/USF
3705 SPECTRUM BLVD
TAMPA, FL 33612**

OCTOBER 21, 2015

&

OCTOBER 22, 2015

Approved January 27th, 2016

MEMBERS PRESENT

Mervin Dale, Chair
Michael Alfieri, Vice-Chair
Lou Bush
Michael DeNeve
Jacqueline Lloyd
Norman Meeks
Stanley Warden

MEMBERS ABSENT

Robert Poppell – (Excused)

OTHERS PRESENT

Richard Morrison, Executive Director
Robert Milne, Board Counsel
Donald Shaw, Government Analyst II
Dr. Bruce Nocita
Kevin Mouyard
Sandy Conard
David Miller
Carlos Ortega
Anne Murray
Helen Hickman
Dr. Mark Rains
Dr. H.L. Vacher
Dr. Rene Alvarez
Court Reporter

The meeting was called to order by Mr. Dale, Chair, at 1:06 p.m. on Wednesday, October 21, 2015. Mr. Dale led the board in the Pledge of Allegiance and Mr. Bush gave the invocation.

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FAPG/USF INTRODUCTIONS

Mr. Bush gave a brief introduction of Dr. Mark Rains, Chair of the School of Geosciences at the University of South Florida. Dr. Rains introduced several of his colleagues, including Dr. Rene Alvarez, Dr. H.L. Vacher, and Dr. Bruce Nocita, and gave a short presentation about USF and their efforts to prepare their student body on entering the geosciences field.

Mr. Bush then introduced the President of the Florida Association of Professional Geologists (“FAPG”), Ms. Anne Murray. Ms. Murray gave a short presentation to the Board on the efforts of the FAPG on promoting the geology profession in Florida and, specifically, their efforts to inform the students in Florida on the new GIT program. Ms. Murray then introduced Ms. Helen Hickman, President-Elect of the American Institute of Professional Geologists (“AIPG”), who also gave a presentation to the Board on the state of the association and their ongoing efforts to promote the industry.

REVIEW AND APPROVAL OF THE MINUTES

July 2015 General Business Meeting

The board reviewed the minutes and after discussion the following motion was made:

MOTION: Mr. Alfieri made a motion to approve the minutes as amended.

SECOND: Mr. Meeks seconded and the motion passed unanimously.

APPLICATION REVIEW

- **Informal Hearing**

Thomas Gaieck

Mr. Gaieck was not present.

Mr. Milne presented this case to the Board stating that Mr. Gaieck’s application for licensure by endorsement was denied at the April 2015 meeting of the Board for failing to provide proof of having passed an exam and failure to provide sufficient information detailing his geological work experience. Mr. Milne stated that the Notice of Intent to Deny was filed on July 29, 2015 and that Mr. Gaieck had made a timely request for an informal hearing.

After discussion and review of the supplemental information, the following motion was made:

MOTION: Mr. DeNeve made a motion to vacate the previous denial and to approve Mr. Gaieck’s application for licensure.

SECOND: Mr. Bush seconded and the motion passed unanimously.

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- **Endorsement**

Carl Bastian

Mr. Bastian was not present.

Board staff presented a request from Mr. Bastian to change his method of application from licensure by endorsement to licensure by examination.

After discussion the following motion was made:

MOTION: Mr. Meeks made a motion to approve the applicant to sit for the examination.

SECOND: Mr. DeNeve seconded and the motion passed unanimously.

Graeme Bowles

Mr. Bowles was not present.

After discussion the following motion was made:

MOTION: Mr. Meeks made a motion to approve the application for endorsement.

SECOND: Ms. Lloyd seconded and the motion passed unanimously.

William Burke

Mr. Burke was not present.

After discussion the following motion was made:

MOTION: Ms. Lloyd made a motion to deny the application as the applicant had not demonstrated the required experience pursuant to §492.105 (1)(e), Florida Statutes.

SECOND: Mr. Alfieri seconded and the motion passed unanimously.

Thomas Johnson

Mr. Johnson was not present.

After discussion the following motion was made:

MOTION: Mr. DeNeve made a motion to approve the application for endorsement.

SECOND: Mr. Bush seconded and the motion passed unanimously.

David Miller

Mr. Miller was present and he was sworn in by the court reporter.

148 After discussion, Mr. Miller requested a continuance to the January board meeting to
149 allow him to provide additional information. Mr. Miller waived the deemer. After
150 discussion the board granted the continuance.

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152 • **Examination**

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154 Sandy Conard

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156 Ms. Conard was present and she was sworn in by the court reporter.

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158 After discussion the following motion was made:

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160 MOTION: Mr. DeNeve made a motion to approve the applicant to sit for the
161 examination.

162 SECOND: Ms. Lloyd seconded and the motion passed unanimously.

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164 Kevin Mouyard

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166 Mr. Mouyard was present and he was sworn in by the court reporter.

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168 After discussion, Mr. Mouyard requested the board allow him to change his method of
169 application from an examination application to a geologist-in-training application.

170

171 MOTION: Mr. Bush made a motion to approve the applicant to sit for the
172 fundamentals portion of the examination.

173 SECOND: Mr. DeNeve seconded and the motion passed unanimously.

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175 • **Geologist-in-training**

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177 Demi Girot

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179 Ms. Girot was not present.

180

181 After discussion the following motion was made:

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183 MOTION: Mr. Meeks made a motion to approve the applicant to sit for the
184 fundamentals portion of the examination.

185 SECOND: Mr. DeNeve seconded the motion.

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187 Blanca Ortega

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189 Ms. Ortega was not present.

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191 After discussion the following motion was made:

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193 MOTION: Mr. DeNeve made a motion to approve the applicant to sit for the
194 fundamentals portion of the examination.

195 SECOND: Mr. Meeks seconded the motion.

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Carlos Ortega

Mr. Ortega was present and he was sworn in by the court reporter.

After discussion the following motion was made:

MOTION: Mr. Meeks made a motion to approve the applicant to sit for the fundamentals portion of the examination.

SECOND: Mr. Warden seconded the motion.

Andrew Smith

Mr. Smith was not present.

After discussion the following motion was made:

MOTION: Mr. DeNeve made a motion to approve the applicant to sit for the fundamentals portion of the examination.

SECOND: Mr. Bush seconded the motion.

Roxanna Vaught-Mijares

Ms. Vaught-Mijares was not present.

After discussion the following motion was made:

MOTION: Ms. Lloyd made a motion to approve the applicant to sit for the fundamentals portion of the examination.

SECOND: Mr. Meeks seconded the motion.

The meeting was recessed until 9:00 a.m. on Thursday, October 22, 2015.

The meeting was called to order by Mr. Dale, Chair, at 9:01 a.m. on Thursday, October 22, 2015.

MEMBERS PRESENT

- Mervin Dale, Chair
- Michael Alfieri, Vice-Chair
- Lou Bush
- Michael DeNeve
- Jacqueline Lloyd
- Norman Meeks
- Stanley Warden

MEMBERS ABSENT

- Robert Poppell – (Excused)

OTHERS PRESENT

- Richard Morrison, Executive Director

246 Robert Milne, Board Counsel
247 Donald Shaw, Government Analyst II
248 Court Reporter

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250 **CHAIR'S REPORT**

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252 Mr. Dale presented a newsletter from the Texas Board of Professional Geoscientists and
253 discussed the board perhaps implementing a statute or rule detailing a code of conduct
254 or standards of conduct for Florida licensed professional geologists.

255
256 Mr. Dale also presented a letter from a Florida licensed professional geologist in which
257 the topic of continuing education came up. Mr. Dale polled the board on whether or not
258 they would like to see continuing education ("CE") requirements be initiated for Florida
259 licensed professional geologists, and the board stated they would like to see CE
260 requirements initiated.

261
262 **EXECUTIVE DIRECTOR'S REPORT**

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264 Mr. Morrison reviewed the Operating Account Financial Report ending June 30, 2015
265 and the Unlicensed Activity Financial Report ending June 30, 2015 with the board.

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267 Mr. Morrison discussed the budget projections with the board.

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269 Mr. Morrison also reviewed the Complaints and Investigations Report.

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271 Mr. Bush made a request to see a detailed breakdown of the Education and Testing line
272 item on the report. Mr. Morrison said he would provide that information at the next
273 meeting.

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275 **PROSECUTING ATTORNEY'S REPORT**

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277 The prosecuting attorney was not at the meeting because there were no disciplinary
278 cases on the agenda. Therefore, Mr. Shaw read into the record that there were no
279 cases.

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281 **ATTORNEY GENERAL'S REPORT**

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283 Mr. Milne went over the Rule Report with the Board and stated that Rules 61G16-1.009
284 and 61G16-3.001 would be on the report in January for review by the Board.

285
286 Mr. Milne also went over the Annual Regulatory Plan.

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288 Mr. Milne made a brief presentation on a recent ruling by the United States Supreme
289 Court regarding antitrust and state regulatory boards.

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291 **TASK FORM**

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293 Mr. Dale reviewed the task function form with the board and staff. Completed items
294 were removed and new items were added.

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DISCUSSION ITEMS

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Mr. Shaw presented a flyer which was created to promote the Geologist-in-Training registration. After discussion the following motion was made:

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MOTION: Mr. Bush made a motion to approve the flyer as the board's official "GIT" flyer.

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SECOND: Mr. Alfieri seconded and the motion passed unanimously.

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NEW BUSINESS

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Dates and locations for the 2016 meetings were discussed and agreed upon.

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Mr. Meeks informed the board that a colleague of his, Gabrielle Enos, would be attending the annual ASBOG meeting and was offering to appear as the board's official representative.

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After discussion the following motion was made:

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MOTION: Mr. Bush made a motion to approve sending Ms. Enos to the ASBOG meeting as the official representative of the board and to cast a "no" vote to ASBOG's request to increase the examination fee.

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SECOND: Mr. Alfieri seconded and the motion passed unanimously.

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OLD BUSINESS

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The board requested that board staff create a matrix to track the examination pass rates of all GIT candidates and to present that to the board at the next meeting. The board also requested that board staff draft a "GIT certificate" to be given to all registered GITs in the state.

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PUBLIC COMMENT

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There was no public comment.

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With no other business to discuss, the meeting was adjourned at 10:46 A.M.