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**MINUTES
BOARD OF PROFESSIONAL GEOLOGISTS**

GENERAL BUSINESS MEETING

**DOUBLETREE HOTEL & EXECUTIVE MEETING CENTER
4431 PGA BLVD.
PALM BEACH GARDENS, FLORIDA 33410**

JANUARY 26, 2011

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JANUARY 27, 2011

The meeting was called to order by Mr. Harmon, Chair, at 1:01 p.m.

MEMBERS PRESENT

James Harmon, Chair
Robert Poppell, Vice-chair
James Funderburk
Louie G. Bush
Mervin Dale
Jon Arthur

MEMBERS ABSENT

Jorge Caspary - Excused
Matthew Cain - Excused

OTHERS PRESENT

Richard Morrison, Executive Director
David Flynn, Board Counsel
Stacey Merchant, Government Analyst II
Randy M. Curtis
Rafael Larry Gallardo
Troy Parrish Bernier
Colin M. Kennedy
Troy David Hays
Jennifer Kathleen Makino
Jeffrey M. Prewitt
Rommy LaHera
Robert Edwin Schatzman

47 **REVIEW AND APPROVAL OF THE MINUTES**

48

- 49 • October 2010 General Business Meeting

50

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

53

54 MOTION: Mr. Harmon made a motion to approve these minutes with
55 corrections.

56 SECOND: Mr. Poppell seconded and the motion passed unanimously.

57

58 **RECONSIDERATION OF MARK HARRY HORWITZ'S APPLICATION FOR**
59 **LICENSURE BY EXAMINATION**

60

61 Mr. Horwitz was not present for this reconsideration of his application. Mr.
62 Funderburk recused himself.

63

64 Mr. Flynn presented this case, stating that Mr. Horwitz's application for licensure
65 by examination was previously approved at the October 2010 meeting. Mr.
66 Horwitz has not taken the ASBOG exam as of this date. Since that approval new
67 information has been received showing that the number of hours and dates
68 worked on the Experience Verification form were not correct.

69

70 Mr. Flynn stated that the board should decide if Mr. Horwitz has the required
71 amount of experience.

72

73 After discussion, the following motions were made:

74

75 MOTION: Dr. Arthur made a motion to reconsider Mr. Howitz's application for
76 licensure by examination and vacate the previous approval of this
77 application.

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

79

80 MOTION: Mr. Bush also made the motion to deny Mr. Horwitz's application
81 based on conflicting information on the experience verification
82 forms.

83 SECOND: Mr. Poppell seconded and the motion passed unanimously.

84

85 **REQUEST FOR RECONSIDERATION OF BRET JARRETT'S APPLICATION**
86 **FOR LICENSURE BY EXAMINATION**

87

88 Mr. Jarrett was not present for this reconsideration of his application.

89

90 Mr. Flynn presented this case stating that Mr. Jarrett's application was denied at
91 the August 11, 2010 Telephone Conference Call due to the applicant's failure to
92 establish completion of the requisite work experience.

93
94 Mr. Jarrett timely requested reconsideration by the board and submitted new
95 information verifying the required experience.
96
97 After discussion, the following motion was made:
98
99 MOTION: Mr. Harmon made a motion to vacate the previous Notice of Intent
100 to Deny and to approve Mr. Jarrett's application for licensure by
101 examination.
102 SECOND: Dr. Arthur seconded and the motion passed unanimously.

103
104 **APPLICATION REVIEW**

105
106 **Endorsement**

107
108 Randy M. Curtis

109
110 Mr. Curtis was present for the review of his application.

111
112 After discussion the following motion was made:

113
114 MOTION: Mr. Harmon made a motion to approve Mr. Curtis' application for
115 licensure by endorsement.

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

117
118 Rafael Larry Gallardo

119
120 Mr. Gallardo was present for the review of his application.

121
122 After discussion the following motion was made:

123
124 MOTION: Mr. Dale made a motion to approve Mr. Gallardo's application for
125 licensure by endorsement.

126 SECOND: Mr. Funderburk seconded and the motion passed unanimously.

127
128 Shane Michael Hickman

129
130 Mr. Hickman was not present for the review of his application.

131
132 After discussion the following motion was made:

133
134 MOTION: Mr. Bush made a motion to deny Mr. Hickman's application for
135 licensure by endorsement due to lack of job description information
136 on the experience verification form.

137 SECOND: Mr. Harmon seconded and the motion passed unanimously.

138

139 James A Lawrence

140

141 Mr. Lawrence was not present for the review of his application.

142

143 After discussion the following motion was made:

144

145 MOTION: Mr. Harmon made a motion to approve Mr. Lawrence's application
146 for licensure by endorsement.

147 SECOND: Mr. Dale seconded and the motion passed unanimously.

148

149 Joy Lynn Myers

150

151 Ms. Myers' was not present for the review of her application.

152

153 After discussion the following motion was made:

154

155 MOTION: Mr. Funderburk made a motion to deny Ms. Myers' application for
156 licensure by endorsement because she has not passed the ASBOG
157 examinations or an examination from another state that is
158 substantially similar to the Florida examination.

159 SECOND: Mr. Harmon seconded and the motion passed unanimously.

160

161 After further discussion, the following motion was made:

162

163 MOTION: Mr. Bush made a motion to approve Ms. Myers' application for
164 licensure by examination contingent upon payment of the additional
165 \$250 examination fee within 30 days of notification.

166 SECOND: Mr. Harmon seconded and the motion passed unanimously.

167

168 **Examination**

169

170 Troy Parrish Bernier

171

172 Mr. Bernier was present for the review of his application.

173

174 After discussion the following motion was made:

175

176 MOTION: Mr. Harmon made a motion to approve Mr. Bernier's application for
177 licensure by examination.

178 SECOND: Dr. Arthur seconded and the motion passed unanimously.

179

180 Leighann E. Budde

181

182 Ms. Budde was present for the review of her application.

183

184 After discussion the following motion was made:

185
186 MOTION: Mr. Dale made a motion to approve Ms. Budde's application for
187 licensure by examination.
188 SECOND: Mr. Bush seconded and the motion passed 5 to 1. Dr. Arthur was
189 opposed.
190
191 Christopher Burroughs
192
193 Mr. Burroughs was present for the review of his application.
194
195 After discussion the following motion was made:
196
197 MOTION: Mr. Harmon made a motion to approve Mr. Burroughs' application
198 for licensure by examination.
199 SECOND: Dr. Arthur seconded and the motion passed unanimously.
200
201 Albert L. Delorge
202
203 Mr. Delorge was not present for the review of his application.
204
205 After discussion the following motion was made:
206
207 MOTION: Mr. Dale made a motion to approve Mr. Delorge's application for
208 licensure by examination.
209 SECOND: Mr. Funderburk seconded and the motion passed unanimously.
210
211 Jason R. Facundus
212
213 Mr. Facundus was not present for the review of his application.
214
215 After discussion the following motion was made:
216
217 MOTION: Mr. Bush made a motion to approve Mr. Facundus' application for
218 licensure by examination.
219 SECOND: Mr. Poppell seconded and the motion passed unanimously.
220
221 Jeffery D. Gernand
222
223 Mr. Gernand was not present for the review of his application.
224
225 MOTION: Mr. Harmon made a motion to approve Mr. Gernand's application
226 for licensure by examination.
227 SECOND: Mr. Dale seconded and the motion passed unanimously.
228
229
230

231 Nicole Marie Gerwing
232
233 Ms. Gerwing was not present for the review of her application.
234
235 MOTION: Mr. Dale made a motion to approve Ms. Gerwing's application for
236 licensure by examination.
237 SECOND: Dr. Arthur seconded and the motion passed unanimously.
238
239 Michelle Renae Hays
240
241 Ms. Hays was not present for the review of her application.
242
243 MOTION: Mr. Harmon made a motion to approve Ms. Hay's application for
244 licensure by examination.
245 SECOND: Mr. Poppell seconded and the motion passed unanimously.
246
247 Troy David Hays
248
249 Mr. Hays was present for the review of his application.
250
251 MOTION: Mr. Dale made a motion to approve Mr. Hay's application for
252 licensure by examination.
253 SECOND: Mr. Poppell seconded and the motion passed unanimously.
254
255 Jason Jeremy Kam
256
257 Mr. Kam was not present for the review of his application.
258
259 MOTION: Mr. Harmon made a motion to approve Mr. Kam's application for
260 licensure by examination.
261 SECOND: Dr. Arthur seconded and the motion passed unanimously.
262
263 Colin M. Kennedy
264
265 Mr. Kennedy was present for the review of his application.
266
267 MOTION: Mr. Bush made a motion to approve Mr. Kennedy's application for
268 licensure by examination.
269 SECOND: Mr. Harmon seconded and the motion passed unanimously.
270

271 Curtis R. Klug

272

273 Mr. Klug was not present for the review of his application.

274

275 MOTION: Mr. Harmon made a motion to approve Mr. Klug's application for
276 licensure by examination.

277 SECOND: Dr. Arthur seconded and the motion passed unanimously.

278

279 Jennifer Kathleen Makino

280

281 Ms. Makino was present for the review of her application.

282

283 MOTION: Mr. Bush made a motion to approve Ms. Makino's application for
284 licensure by examination.

285 SECOND: Mr. Funderburk seconded and the motion passed unanimously.

286

287 Jeffrey M. Prewitt

288

289 Mr. Prewitt was present for the review of his application.

290

291 MOTION: Mr. Harmon made a motion to approve Mr. Prewitt's application for
292 licensure by examination.

293 SECOND: Dr. Arthur seconded and the motion passed unanimously.

294

295 Rommy LaHera

296

297 Ms. LaHera was present for the review of her application.

298

299 MOTION: Mr. Harmon made a motion to approve Ms. LaHera's application for
300 licensure by examination.

301 SECOND: Dr. Arthur seconded and the motion passed unanimously.

302

303 John Andrew Mayhut

304

305 Mr. Mayhut was not present for the review of his application.

306

307 MOTION: Mr. Harmon made a motion to approve Mr. Mayhut's application for
308 licensure by examination.

309 SECOND: Mr. Poppell seconded and the motion passed unanimously.

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316

317 Robert Edwin Schatzman

318

319 Mr. Schatzman was present for the review of his application.

320

321 MOTION: Mr. Bush made a motion to approve Mr. Schatzman's application
322 for licensure by examination.

323 SECOND: Mr. Poppell seconded and the motion passed unanimously.

324

325 James A. Tully

326

327 Mr. Tully was not present for the review of his application.

328

329 MOTION: Mr. Bush made a motion to approve Mr. Tully's application for
330 licensure by examination.

331 SECOND: Dr. Arthur seconded and the motion passed unanimously.

332

333 The meeting was recessed until 9:00 a.m. on Thursday, January 27, 2011.

334

335 The meeting was called to order by Mr. Harmon, chair, at 9:00 a.m. on Thursday,
336 January 27, 2011.

337

338 **MEMBERS PRESENT**

339 James Harmon, Chair

340 Robert Poppell, Vice-chair

341 James Funderburk

342 Louie G. Bush

343 Mervin Dale

344 Jon Arthur

345

346 **MEMBERS ABSENT**

347 Jorge Caspary - Excused

348 Matthew Cain - Excused

349

350 **OTHERS PRESENT**

351 Richard Morrison, Executive Director

352 David Flynn, Board Counsel

353 Stacey Merchant, Government Analyst II

354

355 **EXECUTIVE DIRECTOR'S REPORT – Richard Morrison**

356

357 Mr. Morrison reviewed the Complaints and Investigations Report with the board.

358

359 Mr. Morrison also reviewed the Operating Account Financial Report ending
360 September 30, 2010 and the Unlicensed Activity Financial Report ending
361 September 30, 2010 with the board.

362

363 **BOARD COUNSEL'S REPORT – David Flynn**

364

365 Mr. Flynn provided the Board with a copy of Governor Scott's Executive Order 11-01
366 suspending rulemaking and the Bill Summary for HB 1565.

367

368 After discussion, the board agreed to only discuss and draft possible rule change
369 language at this time and to comply with the Governor's Executive Order.

370

371 **NEW BUSINESS**

372

373 The board reviewed the PowerPoint presentation and made corrections and
374 changes. Mr. Harmon stated that he would make the changes and send to Mr.
375 Morrison to distribute to the other members.

376

377 Election of Officers

378

379 Mr. Funderburk made a motion to nominate Mr. Harmon as Chair for another
380 year. Mr. Poppell seconded and the motion passed unanimously.

381

382 Mr. Poppell made a motion to nominate Mr. Bush as Vice-Chair. Mr. Harmon
383 seconded and the motion passed unanimously.

384

385 Request for Rule Consideration and Development "Draft" Documents

386

387 Mr. Pease sent in this request for a rule consideration and development. After
388 discussion, this item was tabled to the May 12, 2011 meeting in Tampa with a
389 request for Mr. Pease to attend and discuss this with the board.

390

391 Mr. Funderburk gave the board a report from the ASBOG Fall Meeting.

392

393 **OLD BUSINESS**

394

395 With no other business to discuss, the meeting was adjourned at 11:12 a.m.

396

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