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MINUTES

**BOARD OF PROFESSIONAL GEOLOGISTS
GENERAL BUSINESS MEETING**

DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION

**CROWNE PLAZA ORLANDO UNIVERSAL
7800 UNIVERSAL BLVD.
ORLANDO, FL 32819**

**APRIL 28, 2010 AT 1:00 P.M.
&
APRIL 29, 2010 AT 9:00 A.M.**

The meeting was called to order by Mr. Harmon, chair, at 1:30 p.m. on Wednesday, April 28, 2010.

MEMBERS PRESENT

James Harmon, Chair
Matthew Cain
James Funderburk
Louie G. Bush
Mervin Dale

MEMBERS ABSENT

Robert Poppell (excused)
Jorge Caspary (excused)
Jon Arthur (excused)

OTHERS PRESENT

Richard Morrison, Executive Director
David Flynn, Board Counsel
Stacey Merchant, Government Analyst II
Kathryn Jane Lomas-Michals
Norman Randall Meeks
Charles Lonnie Shirley
Kenneth Trout

Diane Moore, Prosecuting Attorney, was not present at this meeting because no disciplinary hearings were scheduled.

46 **REVIEW AND APPROVAL OF THE MINUTES**

47

- 48 • October 2009 General Business Meeting

49

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

51

52 MOTION: Mr. Cain made a motion to accept these minutes.

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

54

- 55 • January 2010 General Business Meeting

56

57 These minutes were tabled to the July 2010 meeting due to having three new
58 board members and three members that were in attendance at the January
59 meeting being absent today. This only left one member that was present at the
60 January meeting to vote.

61

- 62 • February 2010 Telephone Conference Call

63

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

65

66 MOTION: Mr. Harmon made a motion to accept these minutes.

67 SECOND: Mr. Cain seconded and the motion passed unanimously.

68

69

70 **APPLICATION REVIEW**

71

72 **Endorsement**

73

74 Bobby Joe Beaman

75

76 Mr. Beaman was not present for the review of his application.

77

78 After discussion the following motion was made:

79

80 MOTION: Mr. Cain made a motion to approve Mr. Beaman's application for
81 licensure by endorsement.

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

83

84 **William C. Henderson**

85

86 Mr. Henderson was not present for the review of his application.

87

88 After discussion the following motion was made:

89

90

91 MOTION: Mr. Cain made a motion to deny Mr. Henderson's application for
92 licensure by endorsement. The denial was based on failure to
93 provide proof of having passed an examination for licensure.
94 SECOND: Mr. Harmon seconded and the motion passed unanimously.
95
96 After further discussion, the following motion was made:
97
98 MOTION: Mr. Cain made a motion to approve Mr. Henderson's application for
99 licensure by examination contingent upon his payment of the
100 additional \$250 examination fee.
101 SECOND: Mr. Harmon seconded and the motion passed unanimously.
102
103 Christopher M. Roth
104
105 Mr. Roth was not present for the review of his application.
106
107 After discussion the following motion was made:
108
109 MOTION: Mr. Harmon made a motion to approve Mr. Roth's application for
110 licensure by endorsement.
111 SECOND: Mr. Cain seconded and the motion passed unanimously.
112
113 **Examination**
114
115 Salvatore Consalvi
116
117 Mr. Consalvi was not present for the review of his application.
118
119 After discussion the following motion was made:
120
121 MOTION: Mr. Cain made a motion to approve Mr. Consalvi's application for
122 licensure by examination contingent upon his payment of the
123 additional \$250 examination fee.
124 SECOND: Mr. Harmon seconded and the motion passed unanimously.
125
126 Richard M. George
127
128 Mr. George was not present for the review of his application.
129
130 After discussion the following motion was made:
131
132 MOTION: Mr. Cain made a motion to approve Mr. George's application for
133 licensure by examination.
134 SECOND: Mr. Harmon seconded and the motion passed unanimously.
135

136 Kathryn Jane Lomas-Michals

137

138 Ms. Lomas-Michals was present for the review of her application.

139

140 After discussion the following motion was made:

141

142 MOTION: Mr. Harmon made a motion to approve Ms. Lomas-Michal's
143 application for licensure by examination.

144 SECOND: Mr. Cain seconded and the motion passed unanimously.

145

146 Norman Randal Meeks

147

148 Mr. Meeks was present for the review of his application.

149

150 After discussion the following motion was made:

151

152 MOTION: Mr. Cain made a motion to deny Mr. Meek's application for
153 licensure by examination. The denial was based on failure to
154 provide proof of completing the required geological coursework.

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

156

157 Charles Lonnie Shirley

158

159 Mr. Shirley was present for the review of his application.

160

161 After discussion the following motion was made:

162

163 MOTION: Mr. Bush made a motion to continue Mr. Shirley's application for
164 licensure by examination to allow him time to provide additional
165 documentation to verify his experience. Mr. Shirley agreed on the
166 record to waive the 90 day deemer requirement.

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

168

169 Kenneth Trout

170

171 Mr. Trout was present for the review of his application.

172

173 After discussion the following motion was made:

174

175 MOTION: Mr. Funderburk made a motion to approve Mr. Trout's application
176 for licensure by examination.

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

178

179

180

181 **DISCUSSION REGARDING ASBOG REPRESENTATIVE**

182

183 Mr. Caspary had presented a letter to the Board Office stating that he would no
184 longer be able to be the ASBOG representative for the board.

185

186 After discussion, it was decided that Mr. Funderburk would represent the board
187 as the ASBOG Representative.

188

189 **PROSECUTING ATTORNEY'S REPORT – Diane Moore**

190

191 Ms. Moore was not in attendance at this meeting because there were no
192 disciplinary cases.

193

194 **BOARD COUNSEL REPORT – David Flynn**

195

196 Mr. Flynn stated that the board had no rules in the development process so there
197 was nothing to report at this time.

198

199 Mr. Flynn also asked the board members write down any suggested changes
200 that they may have for the statutes.

201

202 **CHAIR'S REPORT**

203

204 Mr. Harmon gave no report.

205

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

207

208 Mr. Morrison reviewed the financial statements and the revenue projections with
209 the board.

210

211 Mr. Morrison also reviewed the complaints and investigation statistics with the
212 board.

213

214 **REVIEW OF THE TASK FUNCTION FORM**

215

216 Mr. Harmon requested that the items on the task function form be placed on
217 future agendas under the "old business" section.

218

219 Mr. Harmon reviewed the items on the task function form with the other board
220 members and staff.

221

222 Mr. Harmon called for a recess until 9:00 a.m. on Thursday, April 29, 2010.

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The meeting was called to order by Mr. Harmon, chair, at 9:00 a.m. on Thursday, April 29, 2010.

MEMBERS PRESENT

James Harmon, Chair
Matthew Cain
James Funderburk
Louie G. Bush
Mervin Dale

MEMBERS ABSENT

Robert Poppell (excused)
Jorge Caspary (excused)
Jon Arthur (excused)

OTHERS PRESENT

Richard Morrison, Executive Director
David Flynn, Board Counsel
Stacey Merchant, Government Analyst II
James Peter Larkin

REQUEST FOR RECONSIDERATION OF JAMES PETER LARKIN'S APPLICATION

Mr. Larkin was present for this matter.

Mr. Flynn presented this case stating that Mr. Larkin's application for licensure by examination was denied on October 22, 2009. The Notice of Intent to deny was filed on December 23, 2009. Mr. Larkin timely submitted a request for the board to reconsider his application at the January 28, 2010 board meeting. At this meeting the board voted to uphold the previous denial of the application.

On March 4, 2010, Mr. Larkin sent in another request for reconsideration. This reconsideration was placed on this agenda for the board's consideration.

After discussion the following motion was made:

MOTION: Mr. Bush made a motion to deny Mr. Larkin's request for reconsideration.
SECOND: Mr. Cain seconded and the motion passed unanimously.

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NEW/OLD BUSINESS

- Rules Committee Discussion

Mr. Flynn stated that it would be a good idea for the board to review the rules and make any corrections that may be necessary.

After discussion, it was decided that the full board would review the rules at each meeting to identify any corrections or changes that may be needed.

With no other business to discuss, the meeting was adjourned at 10:00 a.m.