

MINUTES

BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS

General Business Meeting

Crowne Plaza Oceanfront
3200 North Ocean Drive
Singer Island, Florida

October 12-13, 2005

Call to Order / Roll Call

Pamela Nobles, Chair, called the meeting to order October 12, 2005 at 3:45 p.m.

Members Present

Pamela Nobles, Chair
Lou Bush
Louis Lebron
Jeffrey Cooner
Beverly Sutphin, Vice Chair
Sidney Greer
Omar Armenteros
Dennis Blankenship
Fran Poppell

Members Not Present

Others Present

Brian Stabley, Board Counsel
John Knap, Executive Director
Christa Patterson, Government Analyst
Art Mastronacola
Alvin Gloer
Ray Thompson
Mary Cladfeller
Mr. Laing
Gary Rayman
David Melvin
Gary Florence
Henry Echezabal
Harry Gilmore
William Lucas
Gail Oliver
Jim Stoner
Richard Powell
Steve Gordon

REVIEW AND APPROVAL OF GENERAL BUSINESS MEETING MINUTES

July 12-13, 2005 - General Business Meeting Minutes

The board reviewed the July 2005 general business meeting minutes and after review the following motion was made.

MOTION: Ms. Sutphin made a motion to approve the July 2005 general business meeting minutes with corrections.

SECOND: Mr. Greer seconded the motion and it passed unanimously.

September 6, 2005 – General Business Meeting Minutes by Telephone Conference

The board reviewed the September 5, 2005 general business meeting minutes and after review the following motion was made.

MOTION: Ms. Sutphin made a motion to approve the September 6, 2005, general business meeting minutes with corrections.

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

BOARD COUNSEL REPORT – Brian Stabley

Mr. Stabley reviewed the rules report with the board.

REVIEW OF THE TASK FUNCTION FORM

Ms. Nobles reviewed the task function form with the board.

The board discussed the reasons for Mr. Waldo Paez's license not being suspended. Ms. Nobles advised the board that when Ms. Patterson returned to the Department after the July meeting Mr. Paez's fines and costs were received by the Department so Ms. Patterson did not suspend the license. Mr. Stabley asked the board to reinstate the license.

Mr. Stabley stated that an order suspending the license should be part of the process in the future. Mr. Stabley stated that all the licensees that have been suspended will receive an order even though it was after the fact. Mr. Cooner stated that in the past the board could lift the stay of suspension as long as the Final Order language gave the board the authority.

Mr. Stabley advised the board that an Order of Suspension would have to be processed to allow the probationer to have hearing rights.

After discussion the following motion was made.

MOTION: Ms. Sutphin made a motion to reinstate Mr. Paez's license to a probation status.

SECOND: Mr. Armenteros seconded the motion and it passed unanimously.

COMMITTEE REPORTS

Application Review Committee

Mr. Bush reported the following recommendations by the application review committee.

Henry Kilburn made application pursuant to House Bill 1457 and the committee recommended that the application be denied. Mr. Kilburn's license was not up for renewal in 2001. Mr. Kilburn's license became null and void February 28, 1999.

Photogrammetry Endorsement

The committee recommended that Gary Florence's application be approved for licensure by endorsement.

Examination

The committee reviewed William Nix's application and noted that Mr. Nix had applied in the past by endorsement and was denied by the board. Ms. Patterson advised the committee that Mr. Nix reapplied for licensure by examination. After review, the committee recommended that Mr. Nix's application be approved for licensure by examination.

The committee reviewed Anthony Robinson's application and the committee recommended that Mr. Robinson's application be approved for licensure by examination.

The committee asked staff to check to see if the application check sheet could be added to the application instructions on the board's web site. The committee stated that they felt it would provide the applicants with information regarding the different ways to apply for licensure.

Surveyor In Training

The committee reviewed Michel Achkar and Ebenezer Ferguson Laing's application and recommended both applications be approved.

Certificate of Authorization

The committee reviewed Ray Thompson Surveying, Inc.'s application for certificate of authorization and recommended that the application be approved contingent upon receipt of a \$1000.00 fine for operating the business prior to being issued a license.

The committee reviewed William Lucas & Associates, PA's application for certificate of authorization and recommended that the application be approved contingent upon receipt of a \$1000.00 fine for operating the business prior to being issued a license.

Examination

The committee reviewed Ivan Reyes' application and recommended that the application be denied. Mr. Reyes does not meet the education requirements for licensure. The foreign degree evaluation indicated Mr. Reyes' degree was equivalent to a high school degree.

The committee reviewed Tom Tibbitts' application and recommended that his application be approved for licensure by examination

Endorsement

The committee reviewed Robert Debein's application and recommended that his application be approved for licensure by examination. Mr. Debein changed his application from endorsement to examination.

The committee reviewed Jeffrey Gilley's application and recommended that his application be denied by endorsement but approved for examination. It was noted that Mr. Gilley had taken and passed both parts of the NCEES examination and the committee stated he would only have to pass the Florida examinations.

The committee reviewed Billy Sublett's application and recommended that his application be approved for licensure by endorsement.

The committee reviewed Alpa Engineering & Surveying, Inc.'s application for certificate of authorization and recommended that the application be approved contingent upon receipt of a \$4000.00 fine for operating the business prior to being issued a license.

The committee reviewed Geodata Systems, Inc.'s application for certificate of authorization and recommended that the application be approved contingent upon receipt of a \$3000.00 fine for operating the business prior to being issued a license.

MOTION: Ms. Sutphin made a motion to approve the application review committee's report.

SECOND: Mr. Blankenship seconded the motion and it passed unanimously.

Examination Committee – Pam Nobles

Ms. Nobles advised the board that the Bureau of Education and Testing has provided a written report on the status of the photogrammetry question. Ms. Nobles advised the board that the photogrammetry questions were not completed even though the request was made back in May. Ms. Nobles advised the board that there were not any photogrammetry exam candidates for the October 2005 examination.

Ms. Nobles reviewed with the board the steps taken to create exam questions.

Mr. Bush reported that when he developed the first photogrammetry question he was working himself with little or no direction. Mr. Bush stated that working with Lyra from BET he felt very confident that they could work together and have some really good photogrammetry questions. Mr. Bush stated BET was using many consultants for this project.

NCEES Committee- Pam Nobles

Ms. Nobles advised the board that Florida was very well represented at the NCEES annual meeting. Ms. Nobles advised the board that Ms. Patterson, Mr. Cooner and Mr. Blankenship were in attendance at the meeting and the meetings were very informative.

Mr. Cooner commented that he was impressed with the way NCEES was structured and information he was provided at the annual meeting was very informative. Mr. Blankenship and Ms. Patterson agreed.

Rules Committee – Jeff Cooner

Mr. Cooner conducted an overview of the rules discussed at the workshop and the motions that were made.

Mr. Cooner reported that a motion to approve the proposed changes to rule 61G17-5.0043, F.A.C. was passed.

Mr. Cooner reported that a motion to approve the proposed changes to rule 61G17-5.0051 (1) (d), F.A.C. was passed.

Mr. Cooner reported that the board reviewed Chapter 455.271, F.S. and approved the following proposed language.

- Require a \$125.00 application fee, and a \$255.00 fee for every renewal period the licensee failed to renew the license.
- Require a current application for licensure but change the title of the application and revise the application to include; a written statement and back up material that would include dates and time frame of the hardship, a written statement explaining the licensee's good faith effort, and provide copies of certificates of completion of past continuing education hours.

Mr. Cooner reported that the board agreed to use Dr. Gibson as an expert to develop the domestic school equivalency rule.

Mr. Cooner reported that a request for a hearing on rule 61G17-6, F.A.C. was received by the board and would be heard at the January 2006 meeting. Mr. Cooner stated the hearing request was not received in time to be placed on the October 2005 meeting agenda.

Mr. Cooner stated that the hearing request addressed positional accuracy. Mr. Cooner stated that at the FSMS convention the issue was discussed at length and some points he agreed with. Mr. Cooner advised the board that he was in the process of preparing proposed changes to this section and as soon as the draft was completed he would forward it to the board office to be included in the January 2006 meeting materials.

ACSM – Beverly Sutphin

Ms. Sutphin reported that the next ACSM meeting would be held in April 2006 and that she hoped to attend the meeting.

Probable Cause Panel – Dennis Blankenship

Mr. Blankenship reported that the probable cause panel reviewed two reconsideration cases that were dismissed. Mr. Blankenship stated that the panel reviewed 23 administrative complaints, 16 cases probable cause was found, one case was withdrawn, four cases were referred back to the department for additional investigation, two cases were dismissed. Mr. Blankenship stated that the panel reviewed 24 closing orders, nine cases were closed, 13 cases were referred back to the department for additional investigation, one case was a duplicate and one case was withdrawn.

Continuing Education Committee – Beverly Sutphin

Ms. Sutphin reported the continuing education committee's recommendations.

The committee reviewed the course application Cruisin Construction Issues in the Bahamas offered by Lorman Business Center, Inc. and after discussion a motion was made to deny the course.

The committee reviewed the provider application submitted by SMARTPRO LTD and after discussion a motion was made to deny the provider application. Ms. Sutphin stated that the provider did not provide a certificate of completion.

The committee reviewed the course application Project Management for Engineering offered by SmartPro LTD and made a motion to deny the course. Ms. Sutphin stated that the application did not have an instructor resume, the certificate of completion did not meet board rule, and the subject covered in the course did not enhance the practice of surveying and mapping.

The committee reconsidered the following courses offered by Advanced Surveying Technology, Inc. and recommended that the notice of intent to deny orders be vacated and the courses be approved.

Basic Level Autocad for 16 hours general, Data Collection for 8 hours general, Single Frequency GPS for 8 hours, Land Desktop Survey for Surveyors for 18 hours general, and Land Desktop Survey for 8 hours general.

The committee reviewed Joseph Boyle's request for continuing education credits and after discussion made a motion to approve 6 hours of general continuing education credit

The committee reviewed Ronald Prather's request for continuing education credits and after discussion made a motion to approve four (4) hours of continuing education for his renewal.

MOTION: Mr. Armenteros made a motion to approve the continuing education committee's report.

SECOND: Mr. Cooner seconded the motion and it passed unanimously.

Privatization Committee – Pam Nobles

Ms. Nobles advised the board that she would keep them updated of the progress of the meetings with the Department.

Ms. Sutphin asked Ms. Nobles to keep the board posted. Ms. Nobles stated that if the timeline has to be changed then the issue would be placed on the board's agenda for discussion.

Executive Directors Report – John Knap

Mr. Knap reviewed with the board the financial operations and unlicensed activity reports.

Chair Report – Pam Nobles

Ms. Nobles advised the board that prior to the general business meetings she and staff review the agenda materials. Ms. Nobles stated that she felt this process assisted the board with moving the agendas quicker and more efficiently. Ms. Nobles advised the board that

she has been spending a lot of time with privatization issues and speaking with the board counsel regarding possible privatization issues.

Ms. Nobles stated that she has been assigned by the NCEES to a continuing education comity task force team. Ms. Nobles stated that she was looking forward to working on the project.

ELECTION OF OFFICERS

Mr. Armenteros nominated Dennis Blankenship for Chair. Mr. Blankenship accepted the nomination.

Ms. Sutphin nominated Pam Nobles for Chair. Ms. Nobles accepted the nomination.

It was the consensus of the board that Mr. Blankenship serve as Chair.

Mr. Greer nominated Jeff Cooner for Vice-Chair. Mr. Cooner accepted the nomination

Ms. Nobles nominated Ms. Sutphin for Vice-Chair. Ms. Sutphin accepted the nomination.

It was the consensus of the board that Mr. Cooner serve as Vice-Chair.

Ms. Nobles advised the board that the newly elected officers would start their service at the January 2006 meetings.

The meeting recessed at 5:15 p.m. to reconvene October 13, 2005 following the probation committee meeting scheduled to begin at 8:00 a.m.

Ms. Nobles called the general business meeting to order October 13, 2005 at 9:10 a.m.

Members Present

Pamela Nobles, Chair
Lou Bush
Louis Lebron
Jeffrey Cooner
Beverly Sutphin, Vice Chair
Sidney Greer
Omar Armenteros
Dennis Blankenship
Fran Poppell

Members Not Present

Others Present

Brian Stabley, Board Counsel
John Knap, Executive Director
Christa Patterson
Charles Tunnicliff
Henry Echezabal
Alvin Gloer
Hal Bennett
Fredrick Tooke

Richard Powell
Mr. Palmer
Carl Smith
Louis Ramirez
James Roddenberry
Mary Clodfelter
Waldo Paez
Harley Gilmore
Mr. Whitehead
Gail Oliver
Thomas Berry
Ted Madson
Donald Horne
Arthur Mastronicola
William Hazlett
Katherine Banko
Marilyn Evers
Gary Roger

DISCIPLINARY PROCEEDINGS – Charles Tunnicliff

Settlement Stipulations

William Hazlett
Case # 2003-086780

Mr. Hazlett was present at the meeting and was not represented by counsel.

Mr. Blankenship was recused due to his participation on the probable cause panel.

Mr. Tunnicliff reviewed the case and settlement stipulation with the board and after discussion the following motion was made.

MOITON: Ms. Sutphin made a motion to accept the settlement stipulation as presented.
SECOND: Mr. Greer seconded the motion.

The motion failed.

Mr. Armenteros suggested that a boundary control course be added to the settlement stipulation.

MOTION: Mr. Armenteros made a motion to reject the settlement stipulation as presented and offer a counter settlement stipulation to include a boundary control course to be completed within 90 days of entry of the final order.
SECOND: Mr. Bush seconded the motion and it passed unanimously.

Mr. Stabley asked Mr. Hazlett for the record if he would accept the counter settlement stipulation and Mr. Hazlett answered yes. Mr. Stabley stated he would process the order.

Donald Austin Horne
Case # 2004-008163

Mr. Horne was present at the meeting and was not represented by counsel.

Ms. Poppell was recused due to her participation on the probable cause panel.

Mr. Tunncliff reviewed the case and the settlement stipulation with the board and after discussion the following motions were made.

MOTION: Ms. Sutphin made a motion to reject the settlement stipulation as presented.
SECOND: Mr. Cooner seconded the motion and it passed

Ms. Nobles and Mr. Armenteros opposed the motion.

MOTION: Mr. Bush made a motion to offer a counter settlement stipulation to include a FEMA FIP course and that the course be completed within 30 days of the entry to the final order.
SECOND: Mr. Lebron seconded the motion and it passed unanimously.

Mr. Stabley asked Mr. Horne for the record if he would accept the counter settlement stipulation and Mr. Horne answered yes.

Louise Richardo Ramirez
Case # 2004-036806

Mr. Ramirez was present at the meeting and was not represented by counsel.

Mr. Blankenship was recused due to his participation on the probable cause panel.

Mr. Lebron recused himself from the case. Mr. Tunncliff asked Mr. Lebron why he was recusing himself and Mr. Lebron stated that Louise Ramirez's father was a good friend of his.

Mr. Tunncliff reviewed the case and settlement stipulation with the board and after discussion the following motions were made.

MOTION: Mr. Armenteros made a motion to reject the settlement stipulation as presented.
SECOND: Mr. Bush seconded the motion and it passed unanimously.

MOTION: Mr. Armenteros made a motion to offer a counter settlement stipulation to include a boundary control course to be completed within 90 days of entry of the final order.
SECOND: Mr. Cooner seconded the motion and it passed unanimously.

Mr. Stabley asked Mr. Ramirez for the record if he would accept the counter settlement stipulation and Mr. Ramirez answered yes.

Thurman Roddenberry and Associates, Inc.
James T. Roddenberry
Case # 2004-00197
Case # 2004-058330

Mr. Roddenberry was present at the meeting and was not represented by counsel.

Mr. Blankenship was recused due to his participation on the probable cause panel.

Mr. Tunncliff reviewed both cases and settlement stipulations with the board and after discussion the following motions were made.

MOTION: Ms. Sutphin made a motion to approve the settlement stipulation in case number 2004-00197 as presented.

SECOND: Mr. Cooner seconded the motion and it passed unanimously.

MOTION: Mr. Cooner made a motion to reject the settlement stipulation in case number 2004-058330.

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

MOTION: Mr. Armenteros made a motion to offer a counter settlement stipulation to require that the probation surveys include elevation certificates.

SECOND: Ms. Sutphin seconded the motion.

Mr. Cooner, Ms. Nobles, Mr. Greer, Ms. Sutphin, Mr. Bush, Ms. Poppell, and Mr. Lebron opposed the motion and the motion failed.

MOTION: Mr. Bush made a motion to offer a counter settlement stipulation to require that the probation surveys include elevation certificates and change surveys to be due 60 days after FEMA course, a FEMA FIP course to be completed within six months of entry of the final order and if the course is not available during that time period Mr. Roddenberry must petition the board for an extension.

SECOND: Mr. Cooner seconded the motion and it passed unanimously.

Mr. Stabley asked Mr. Roddenberry for the record if he would accept the counter settlement stipulation and Mr. Roddenberry answered yes.

Robert Whitehead
Case # 2001-00474

Mr. Whitehead was present at the meeting and was represented by Fred Gelston, Esquire.

Mr. Blankenship and Ms. Poppell were recused due to their participation on the probable cause panel.

Mr. Tunncliff reviewed the case and settlement stipulation with the board and after discussion the following motions were made.

MOTION: Mr. Armenteros made a motion to reject the settlement stipulation as presented.

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

MOTION: Mr. Armenteros made a motion to offer a counter settlement stipulation to include compliance to insurance rule, a boundary control course to be completed within 30 days, and the probation surveys to include survey elevations.

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

Mr. Stabley asked Mr. Whitehead for the record if he would accept the counter settlement stipulation and Mr. Whitehead and his attorney answered yes.

Alberto Lorenzo-Luaces
Case # 2002-009661

Mr. Lorenzo-Luaces was not present at the meeting and was not represented by counsel.

Mr. Blankenship was recused due to his participation on the probable cause panel.

Ms. Nobles advised the board that the attorney for Mr. Lorenzo–Luaces’ submitted a letter requesting that the case be postponed and heard at a location closer to Miami Dade County.

Mr. Tunncliff reviewed the case and settlement stipulation with the board and after discussion the following motions were made.

MOTION: Mr. Bush made a motion to reject the settlement stipulation

SECOND: Mr. Greer seconded the motion and it passed unanimously.

MOTION: Mr. Cooner made a motion to deny Mr. Lorenzo-Luaces request for a continuance.

SECOND: Mr. Armenteros seconded the motion and it passed unanimously.

Mr. Stabley stated that the Department will renegotiate the terms of the settlement stipulation and the case would be back to the board for consideration.

Timothy Simmons
Case # 2004-056692

Mr. Simmons was not present at the meeting and was not represented by counsel.

Mr. Blankenship was recused due to his participation on the probable cause panel.

Mr. Tunncliff reviewed the case and the settlement stipulation and after discussion the following motion was made.

Mr. Greer asked why the respondent was not present at the meeting. Mr. Tunncliff and Mr. Stabley advised Mr. Greer that it is the respondent’s choice.

Ms. Sutphin stated that the prosecuting attorney should encourage the respondent to be present at the meeting.

MOTION: Mr. Lebron made a motion to reject the settlement stipulation as presented.

SECOND: Ms. Sutphin seconded the motion and it passed unanimously.

Mr. Stabley recommended that the board not offer a counter settlement stipulation since the respondent was not present at the meeting. The board agreed.

Russell Scott Ward
Case # 2004-004519

Mr. Ward was not present and was not represented by counsel.

Ms. Poppell was recused due to her participation on the probable cause panel.

Mr. Tunncliff reviewed the case and the settlement stipulation with the board and after discussion the following motion was made.

MOTION: Ms. Sutphin made a motion to reject the settlement stipulation as presented.
SECOND: Mr. Armenteros seconded the motion and it passed unanimously.

The board did not take any other actions since the respondent was not present at the meeting.

Petitioner's Motion for Waiver and to Set Matter for Hearing not Involving Disputed Issues of Material Fact

Roger Kiser d/b/a Roger Dean Kiser and Associates
Case # 2003-096354, 2004-011340, and 2004-004585

Mr. Kiser was not present at the meeting and was not represented by counsel.

Mr. Blankenship and Ms. Poppell were recused due to their participation on the probable cause panel.

Mr. Tunncliff reviewed the case with the board and after discussion the following motion was made.

Mr. Stabley stated that the case materials did not include verification that the case was properly noticed and served.

MOTION: Mr. Bush made a motion to table consideration of the cases.
SECOND: Mr. Greer seconded the motion and it passed unanimously.

Anthony Sanzone
Case # 2004-058855

Mr. Sanzone was not present at the meeting and was not represented by counsel.

Mr. Blankenship was recused due to his participation on the probable cause panel.

Mr. Tunncliff reviewed the case with the board and after discussion the following motions were made.

MOTION: Mr. Bush made a motion that the respondent was properly served the administrative complaint and has waived his rights to a hearing.
SECOND: Mr. Armenteros seconded the motion and it passed unanimously.

MOTION: Mr. Bush made a motion to adopt the findings of fact and conclusions of law as contained in the administrative complaint.

SECOND: Mr. Greer seconded the motion and it passed unanimously.

MOTION: Mr. Bush made a motion to move all case materials into evidence.

SECOND: Mr. Greer seconded the motion and it passed unanimously.

Mr. Tunncliff recommended a \$1000.00 fine and costs. Mr. Tunncliff stated that he did not know the cost at this time.

MOTION: Mr. Bush made a motion to approve a \$500.00 fine and suspend Mr. Sanzone's license until he comes into compliance.

SECOND: Mr. Cooner seconded the motion and it passed unanimously.

Delta Land Surveying, Inc.

Mr. Tunncliff reported that he received a request to postpone the hearing and that he was unaware that the procedure of the board is to forward the requests to the Chair for consideration prior to the meeting. Mr. Tunncliff stated that all request in the future will be forwarded to the board chair for consideration prior to the meeting.

Mr. Tunncliff advised the board that he would continue attending the meeting until the board feels the new prosecuting attorney is acceptable.

INFORMAL HEARING OF APPLICATION DENIAL

Cameron Hill

Mr. Hill was present at the meeting and was represented by Edwin Bayo, Esquire.

Mr. Stabley reviewed the notice of intent to deny with the board and advised the board that Mr. Hill requested a Formal Hearing. Mr. Stabley stated he contacted Dave Gibson who he would have used for an expert and asked Dr. Gibson to review Mr. Hill's official transcripts to determine if Mr. Hill had the required 25 semester hours of surveying and mapping course work. Mr. Stabley stated Dr. Gibson reviewed the information and identified 25 semester hours. Mr. Stabley suggested that the board consider Dr. Gibson's review.

Mr. Bayo addressed the board and after discussion the following motions were made.

MOTION: Mr. Bush made a motion to vacate the notice of intent to deny.

SECOND: Mr. Blankenship seconded the motion and it passed unanimously.

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

SECOND: Mr. Lebron seconded the motion and it passed unanimously.

Hal Bennett

Mr. Bennett was present at the meeting and was represented by counsel.

Mr. Stabley reviewed the notice of intent to deny with the board. Mr. Bennett provided the board with additional information regarding his responsible charge work experience and after discussion the following motions were made.

MOTION: Ms. Sutphin made a motion to vacate the notice of intent to deny.
SECOND: Mr. Blankenship seconded the motion and it passed unanimously.

MOTION: Mr. Bush made a motion to approve Mr. Bennett's application for licensure by examination.
SECOND: Mr. Lebron seconded the motion and it passed unanimously.

Aimara Diaz La Rosa

Mr. La Rosa was present at the meeting and was not represented by counsel.

Mr. Stabley reviewed the notice of intent to deny with the board.

The board reviewed Mr. La Rosa's transcripts and after discussion the following motions were made.

MOTION: Mr. Bush made a motion to vacate the notice of intent to deny.
SECOND: Mr. Blankenship seconded the motion and it passed unanimously.

MOTION: Mr. Bush made a motion to approve Ms. La Rosa's application for licensure by examination.
SECOND: Mr. Greer seconded the motion and it passed unanimously.

CONSIDERATION OF MANHAR JADAV'S PETITION FOR REINSTATEMENT OF SURVEYOR'S LICENSE UNDER CHAPTER 455,271 (6)(d), FLORIDA STATUTES

Mr. Jadav was present at the meeting and was represented by Mr. McCay, Esquire.

Mr. Stabley reviewed the petition with the board and advised the board that Mr. Jadav settled with the department regarding an unlicensed activity case in which he was practicing surveying and mapping with a null and void license.

Mr. Jadav stated that a final order was issued by the department and that he complied with the terms of the final order.

Mr. Stabley asked Mr. Jadav if he renewed his engineer's license during the time period his surveying and mapping license went null and void. Mr. Jadav stated that he renewed his engineer's license.

Mr. Jadav stated he did not receive the renewal notice for the surveying and mapping license.

MOTION: Mr. Blankenship made a motion to deny the petition for lack of verification of good faith effort, did not notify the department of current mailing address, and consideration of the unlicensed activity complaint.
SECOND: Ms. Poppell seconded the motion and it passed unanimously.

COMMITTEE REPORTS – Continued

Probation Review Committee – Omar Armenteros

Mr. Armenteros reported that the probation review committee met and made the following recommendations.

To reject 1st set of surveys and require Thomas Jenkins to submit a second set to the board office by December 12, 2005.

To request Waldo Paez to re-submit 1st set of surveys and the surveys would be considered as first time review.

Release Carl Smith and Fredrick Tooke from probation.

MOTION: Mr. Bush made a motion to approve the probation review committee's report.
SECOND: Ms. Poppell seconded the motion and it passed unanimously.

OLD/NEW BUSINESS

The board discussed adding a day to the January meeting due to the MTS rule hearing. The board asked Ms. Patterson to see if the board meeting room was available January 12, 2006.

Ms. Patterson contacted the department and advised the board that the meeting room was available. The board asked Ms. Patterson to set aside January 12, 2006 for the MTS rule hearing.

Ms. Patterson advised the board that a conference call would need to be scheduled in the month of December to review complete applications.

It was the consensus of the board to schedule a December 14, 2005 telephone conference call to review applications and to take up any other matters that may arise.

There being no other business the meeting adjourned 12:10 p.m.