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**MINUTES**

**BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS**

**GENERAL BUSINESS MEETING**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
PROFESSIONS BOARD CONFERENCE ROOM  
1940 NORTH MONROE STREET  
TALLAHASSEE, FLORIDA 32399**

**OCTOBER 10 & 11, 2007**

**CALL TO ORDER/ROLL CALL**

The meeting was called to order by Jeffrey Cooner, Vice-Chair, on October 10, 2007 at 2:45 p.m.

**Members Present**

Jeffrey Cooner, Vice-Chair  
Lou Bush  
Beverly Sutphin  
Louis Lebron  
Mary Hanna Clodfelter  
Pam Nobles

**Members Absent**

Dennis Blankenship (Excused)

**Others Present**

Art Mastronicola  
W. Lamar Evers  
R.D. Whitehead  
Sherman Frier  
Tim Alcorn  
John C. Counts, Jr.  
Harley Gilmore  
Brett Long  
Tony Syfrett  
Stephen P. Kilmon  
Jon Shoemaker  
Marilyn Evers  
Steve Stinson  
Allen Nobles  
Steve Kellogg

50 **PROSECUTING ATTORNEY’S REPORT – Eric Hurst**

51  
52 Mr. Hurst reviewed his report with the board stating that there are 8 cases in legal, 2  
53 cases waiting outside action, 4 cases set for probable cause and 13 cases out to  
54 experts. There is 1 case under further investigation, 7 cases with probable cause found,  
55 1 case ready for default and 4 cases with requests for formal hearings. There are also  
56 12 cases in settlement negotiations and 22 cases set for board presentation and 14  
57 cases awaiting final orders.

58  
59 **BOARD COUNSEL REPORT – Diane Guillemette**

60  
61 **• Rules Report**

62  
63 Ms. Guillemette reviewed her report with the board stating that 61G17-2.001(2),(3) –  
64 Grounds for Discipline – had been suggested for consideration by the rule committee.

65  
66 After discussion the board asked Ms. Guillemette to research this rule and to review her  
67 findings with the board at the January meeting.

68  
69 The Board discussed having some additional language added to address disclaimers.  
70 After discussion the Board decided not to address disclaimers in their rules at this time.

71  
72 61G17-7.0025 – Procedures for Signing and Sealing Electronically Transmitted Plans,  
73 Specifications, Reports and Other Documents – was discussed and Ms. Guillemette was  
74 directed to add the language used by the Board of Professional Engineers and  
75 Landscape Architects to add another way to sign and seal surveys.

76  
77 The Board also instructed Ms. Guillemette to open 61G17-6 for development to review  
78 their regulatory objectives to determine if they are necessary.

79  
80 The Board also requested that Ms. Guillemette notice 61G17-4 in order to eliminate the  
81 Florida Jurisdictional Essay exam.

82  
83 Mr. Evers stated that the FSMS Representatives would like to have a chance to discuss  
84 this issue before it moves forward.

85  
86 The meeting was recessed until October 11, 2007 at 8:30 a.m.

87  
88 **CALL TO ORDER/ROLL CALL**

89  
90 The meeting was called to order by Jeffrey Cooner, Vice-Chair, on October 11, 2007 at  
91 8:36 a.m.

92  
93 **Members Present**

94 Jeffrey Cooner, Vice-Chair  
95 Lou Bush  
96 Beverly Sutphin  
97 Louis Lebron  
98 Mary Hanna Clodfelter  
99 Pam Nobles

100

101 **Members Absent**  
102 Dennis Blankenship

103  
104 **Others Present**  
105 Art Mastronicola  
106 W. Lamar Evers  
107 R.D. Whitehead  
108 Sherman Frier  
109 Tim Alcorn  
110 John C. Counts, Jr.  
111 Harley Gilmore  
112 Brett Long  
113 Tony Syfrett  
114 Stephen P. Kilmon  
115 Jon Shoemaker  
116 Marilyn Evers  
117 Steve Stinson  
118 Allen Nobles  
119 Steve Kellogg

120  
121 **REVIEW AND APPROVAL OF MINUTES**  
122

- 123       • **January 2007 General Business Meeting Minutes**  
124

125 After discussion the following motion was made:  
126

127       MOTION: Ms. Nobles made a motion to accept these minutes with changes.  
128       SECOND: Mr. Bush seconded and the motion passed unanimously.  
129

- 130       • **April 2007 General Business Meeting Minutes**  
131

132 After discussion the following motion was made:  
133

134       MOTION: Ms. Sutphin made a motion to accept these minutes with changes.  
135       SECOND: Ms. Nobles seconded and the motion passed unanimously.  
136

- 137       • **July 2007 General Business Meeting Minutes**  
138

139 After discussion the following motion was made:  
140

141       MOTION: Mr. Bush made a motion to accept these minutes with changes.  
142       SECOND: Ms. Clodfelter seconded and the motion passed unanimously.  
143

144 The board request to have the copies of the minutes mailed in the agendas in the future.  
145

146 The board also requested to have all materials mailed out at one time instead of in  
147 several boxes.  
148

149 **DISCIPLINARY PROCEEDINGS – Eric Hurst**

150  
151 For the record, standard terms of probation include;  
152  
153 Suspension with suspension stayed  
154  
155 Completion of an MTS Course within 90 days  
156  
157 Provide a list of all signed and sealed surveys performed by respondent within 120 days  
158 of completing all continuing education courses required by the board.  
159  
160 Provide proof of professional liability insurance within 30 days of the final order  
161  
162 Additional CE courses as deemed necessary by the board (Ethics Course, Boundary  
163 Course, MTS Course, etc.)  
164

165 **Informal Hearings**

166  
167 **William T. Boyd Case# 2006-012705**  
168 **West Palm Beach, Florida PCP: Blankenship, Poppell and Echezabal**  
169

170 Mr. Boyd was not present or represented by counsel.

171  
172 Mr. Hurst presented this case stating that Mr. Boyd had faxed over a letter stating that  
173 he was unable to attend this hearing.

174  
175 After discussion the board decided to move forward with this hearing.

176  
177 After further discussion the following motions were made:

178  
179 MOTION: Ms. Sutphin made a motion that there were no disputed material facts.

180 SECOND: Ms. Nobles seconded and the motion passed unanimously.

181  
182 MOTION: Ms Nobles made a motion to adopt the findings of fact.

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

184  
185  
186 MOTION: Ms. Sutphin made a motion to adopt the conclusions of law.

187 SECOND: Ms. Nobles seconded and the motion passed unanimously.

188  
189 MOTION: Ms. Sutphin made a motion to impose a fine of \$2,750, costs of \$610.40, a  
190 boundary course to be taken within 90 days and \*probation with the  
191 standard terms. This motion also included 1 year to pay the fines and  
192 costs.

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

194  
195 **Tony Gilbert Syfrett Case # 2005-064146**  
196 **Chipley, Florida PCP: Blankenship, Poppell and Echezabal**  
197

198 Mr. Syfrett was present but not represented by counsel.

199  
200 Mr. Hurst presented this case to the board.

201  
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After discussion the following motions were made:

MOTION: Ms. Sutphin made a motion that there were no disputed material facts.

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

MOTION: Ms. Sutphin made a motion to adopt the findings of fact.

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

MOTION: Ms. Sutphin made a motion to adopt the conclusions of law.

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

MOTION: Ms. Sutphin made a motion to impose a fine of \$500, costs of \$491.65. Ms. Sutphin also stated that the mitigating factor for the low fine is the level of difficulty for the area where the violation occurred.

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

**Syfrett and Mapping, Inc. Case # 2005-06451**  
**Chipley, Florida PCP: Blankenship, Poppell and Echezabal**

Mr. Syfrett was present but not represented by counsel.

Mr. Hurst presented this case to the board.

After discussion the following motions were made:

MOTION: Ms. Sutphin made a motion that there were no disputed material facts.

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

MOTION: Ms. Sutphin made a motion to adopt the findings of fact.

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

MOTION: Ms. Sutphin made a motion to adopt the conclusions of law.

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

MOTION: Ms. Sutphin made a motion to impose a fine of \$500, costs of \$491.65. Ms. Sutphin also stated that the mitigating factor for the low fine is the level of difficulty for the area where the violation occurred.

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

**William R. Ward Case # 2006-040634**  
**Pensacola, Florida PCP: Blankenship, Poppell and Echezabal**

Mr. Hurst stated that Mr. Blankenship had accepted Mr. Ward's request for continuance.

**Recommended Order**

**Stephen Phillips Kilmon DOAH Case # 2007-0680PL**  
**North Miami, Florida PCP: Blankenship, Poppell and Echezabal**



302 **Timothy Bruce Alcorn**            **Case # 2006-054571**  
303 **Live Oak, Florida**                **PCP: Blankenship and Echezabal**

304  
305 Mr. Alcorn was present.

306  
307 Mr. Hurst presented this case to the board.

308  
309 After discussion the following motion was made:

310  
311 MOTION: Ms. Nobles made a motion to accept the settlement stipulation as  
312 presented.

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

314  
315 **Miguel A. Cortes**                **Case # 2006-056073**  
316 **Tallahassee, Florida**            **PCP: Blankenship, Poppell and Echezabal**

317  
318 Mr. Cortes was not present but his attorney Ed Bayo was present.

319  
320 Mr. Hurst presented this case to the board.

321  
322 After discussion the following motion was made:

323  
324 MOTION: Ms. Sutphin made a motion to accept the settlement stipulation as  
325 presented.

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

327  
328 **Surveying and Mapping Services, Inc.**    **Case # 2006-056908**  
329 **Tallahassee, Florida**                **PCP: Blankenship, Poppell and Echezabal**

330  
331 Mr. Cortes was not present but his attorney Ed Bayo was present.

332  
333 Mr. Hurst presented this case to the board.

334  
335 After discussion the following motion was made:

336  
337 MOTION: Ms. Nobles made a motion to accept the settlement stipulation as  
338 presented.

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

340  
341 **Kenneth R. Jones**                **Case # 2005-016720**  
342 **New Smyrna, Florida**            **PCP: Blankenship, Poppell and Echezabal**

343  
344 Mr. Jones was not present.

345  
346 Mr. Hurst presented this case to the board.

347  
348 After discussion the following motion was made:

349  
350 MOTION: Ms. Sutphin made a motion to accept the settlement stipulation as  
351 presented.

352 SECOND: Ms. Nobles seconded and the motion passed unanimously.

353 **Horizon Land Surveying, Inc.** **Case # 2005-012376**  
354 **New Smyrna, Florida** **PCP: Blankenship, Poppell and Echezabal**  
355

356 No one was present for this case.

357  
358 Mr. Hurst presented this case to the board.

359  
360 After discussion the following motion was made:

361  
362 MOTION: Ms. Nobles made a motion to accept the settlement stipulation as  
363 presented.

364 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.

365

366 **Jon M. Shoemaker** **Case # 2005-054428**  
367 **Lake Mary, Florida** **PCP: Blankenship, Poppell and Echezabal**  
368

369 Mr. Shoemaker was present.

370  
371 Mr. Hurst presented this case to the board.

372  
373 After discussion the following motion was made:

374  
375 MOTION: Ms. Sutphin made a motion to accept the settlement stipulation as  
376 presented.

377 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.

378

379 **Long Surveying, Inc.** **Case # 2005-064021**  
380 **Lake Mary, Florida** **PCP: Blankenship, Poppell and Echezabal**  
381

382 Mr. Shoemaker was present.

383  
384 Mr. Hurst presented this case to the board.

385  
386 After discussion the following motion was made:

387  
388 MOTION: Ms. Nobles made a motion to accept the settlement stipulation as  
389 presented.

390 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.

391

392 **R.B. Brennan Surveying, Inc.** **Case # 2006-012720**  
393 **Juno Beach, Florida** **PCP: Blankenship Echezabal**  
394

395 No one was present for this case.

396  
397 Mr. Hurst presented this case to the board.

398  
399 After discussion the following motion was made:

400  
401 MOTION: Ms. Sutphin made a motion to accept the settlement stipulation as  
402 presented.

403 SECOND: Ms. Nobles seconded and the motion passed unanimously.

404 **Robert D. Whitehead**                    **Case # 2006-017681**  
405 **Loxahatchee, Florida**                **PCP: Blankenship, Poppell and Echezabal**  
406

407 Mr. Whitehead was present.

408

409 Mr. Hurst presented this case to the board.

410

411 After discussion the following motions was made:

412

413 MOTION: Ms. Sutphin made a motion to reject the settlement stipulation because of  
414 concern over prior disciplinary cases.

415 SECOND: Mr. Cooner seconded and the motion passed 4 to 2. Ms. Nobles and Mr.  
416 Bush were opposed.

417

418 MOTION: Ms. Sutphin made a motion to offer a counter-offer which included a fine of  
419 \$1,750, costs of \$887.38, \*probation with the standard terms and the  
420 provision that all surveys must be corrected and a corrected copy to the  
421 clients. This counter-offer also included a provision to allow the fine and  
422 costs to be paid in quarterly payments over the course of 1 year.

423

424 SECOND: Mr. Cooner seconded and the motion passed 5 to 1. Ms. Nobles was  
425 opposed.

426

427 Mr. Whitehead accepted the counter-offer on the record.

428

429 **Triangle Land Surveying, Inc.**            **Case 2006-017683**  
430 **Loxahatchee, Florida**                **PCP: Blankenship, Poppell and Echezabal**

431

432 Mr. Whitehead was present.

433

434 Mr. Hurst presented this case to the board.

435

436 After discussion the following motions were made:

437

438 MOTION: Ms. Sutphin made a motion to reject the settlement stipulation.

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

440

441 MOTION: Ms. Sutphin made a motion to offer a counter-offer which offered a fine of  
442 \$1,750 and costs of \$827.75 to be paid in quarterly payments over the  
443 course of 1 year.

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

445

446 Mr. Whitehead accepted the counter-offer on the record.

447

448 **PESI, LLC.**                                **Case # 2006-030776**  
449 **Eau Clair, WI**                        **PCP: Blankenship, Poppell and Echezabal**

450

451 No one was present for this case.

452

453 Mr. Hurst presented this case to the board.

454 After discussion the following motion was made:

455 MOTION: Ms. Sutphin made a motion to accept the settlement stipulation as  
456 presented.

457 SECOND: Ms. Nobles seconded and the motion passed unanimously.

458

459 **BOARD COUNSEL REPORT – Diane Guillemette**

460

- 461 • **John Charles Counts, Jr. – Application for Reinstatement of Null & Void**  
462 **License – LS 4480**

463

464 Mr. Counts was present.

465

466 Ms. Guillemette presented this case stating that Mr. Counts license went null & void on  
467 March 1, 1995.

468

469 Mr. Counts stated that he suffers from a severe case of  
470 Sleep Apnea but was not diagnosed until after his license went null & void.

471

472 After discussion the following motion was made:

473

474 MOTION: Ms. Nobles made a motion to deny this reinstatement due to failure to  
475 present evidence of good faith effort to comply with the license renewal  
476 statutes and rules, and failed to present evidence that rises to the level of  
477 illness or unusual hardship that would justify the failure to renew the  
478 license.

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

480

481 **REVIEW OF THE TASK FUNCTION FORM FROM THE JULY 2007 MEETING**

482

483 Mr. Cooner reviewed the task function form with the board and staff.

484

485 Mr. Cooner requested that the completed items be removed.

486

487 Mr. Cooner also requested t put the discussion regarding 3D Data Models and 3D  
488 Machine Control Systems back on the January 2008 agenda.

489

490 **COMMITTEE REPORTS**

491

492 **Probation Committee – Pam Nobles**

493

494 Ms. Nobles reported the following recommendations by this committee:

495

496 To approve the July 2007 Probation Review Committee Minutes.

497

498 **1<sup>ST</sup> SET OF SURVEYS REVIEW**

499

500 Leland E. Bedwell

501 License # 5884

502 Case # 2005-004700

503

504 The committee recommended the board accept Mr. Bedwell's surveys and to release  
505 him from probation.

506 Daniel William Talbott  
507 License # 5642  
508 Case # 2005-038282  
509  
510 The committee recommended the board not find Mr. Talbott's surveys in compliance  
511 and to request a second set.  
512  
513 Billy Ray Davis  
514 License # 5099  
515 Case # 2005-025503  
516  
517 The committee recommended the board accept Mr. Davis' surveys and to release him  
518 from probation.  
519  
520 Thomas E. Jenkins, Jr.  
521 License # 4063  
522 Case # 2005-059499  
523  
524 The committee recommended the board continue Mr. Jenkins' hearing to the  
525 January 2008 meeting and to use the same surveys.  
526  
527 James D. Bushouse  
528 License # 4620  
529 Case # 2005-05703  
530  
531 The committee recommended the board find the surveys not in compliance  
532 and to request a second set.  
533  
534 Environmental Land Services, Inc.  
535  
536 The committee recommended the board release them from probation.  
537  
538 At the conclusion of this report the following motion was made:  
539  
540 MOTION: Mr. Bush made a motion to accept the committee's recommendations.  
541 SECOND: Ms. Sutphin seconded and the motion passed unanimously.  
542  
543 **Application Committee – Lou Bush**  
544  
545 Mr. Bush reported the following recommendations by this committee:  
546  
547 To approve the July 2007 Application Review Committee Minutes.  
548  
549  
550  
551  
552  
553  
554  
555

556 **REVIEW AND CONSIDERATION OF APPLICATIONS**

557

558 **Endorsement (Photogrammetry)**

559

560 John Henry Gerhard

561

562 The committee recommended Mr. Gerhard's application be approved.

563

564 **Endorsement**

565

566 Nicholas P. Nowlan

567

568 The committee recommended Mr. Nowlan's application be approved.

569

570 Charles E. Szovati

571

572 The committee recommended Mr. Szovati's application be approved.

573

574 **Examination**

575

576 Raul Bejerano

577

578 The committee recommended Mr. Bejerano's application be approved.

579

580 Victor Gonzalez

581

582 The committee recommended Mr. Gonzalez's application be approved.

583

584 Jose G. Hernandez

585

586 The committee recommended Mr. Hernandez's application be denied because he doesn't  
587 have a four year degree.

588

589 **Surveyor In Training**

590

591 Bradley Alexander

592

593 The committee recommended Mr. Alexander's application be denied because he is not a  
594 graduate or in his final year of an approved surveying and mapping curriculum.

595

596 William Robert Friesz

597

598 The committee recommended Mr. Friesz's application be denied because he is not a  
599 graduate or in his final year of an approved surveying and mapping curriculum.

600

601 Carlos Garcia-Ruiz

602

603 The committee recommended Mr. Garcia-Ruiz's application be denied because he does  
604 not have a four year degree and he is not enrolled in a surveying and mapping program  
605 at an approved school.

606

607 Marivette Rodriguez-Ramos

608

609 The committee recommended Ms. Rodriguez-Ramos' application be approved.

610

611 **Discussion Regarding Experience Verification Forms**

612

613 The committee recommended changes to experience verification forms to help make  
614 them less confusing.

615 The committee also recommended that the same changes be made to the application  
616 information sheet so that it matches the experience verification form.

617

618 • **Examination Committee – Pam Nobles**

619

620 Ms. Nobles stated that the board used to receive collusion reports from the Bureau of  
621 Education and Testing in the past.

622

623 Mr. Morrison stated that he would ask Steve Allen to provide these reports in the future.

624

625 After a motion by Ms. Nobles to make sure that the Bureau of Education and Testing  
626 could pass a NCEES audit and a second by Mr. Bush the motion passed unanimously.

627

628 Ms. Nobles stated that NCEES was moving forward with the National Exam Database.

629

630 • **Probable Cause Panel – Dennis Blankenship**

631

632 Ms. Nobles reported the following in Mr. Blankenship's absence:

633

634 The panel dismissed 7 reconsiderations, found probable cause in 9 administrative  
635 complaints and closed 6 cases with closing orders.

636

637 **Continuing Education Committee – Mary Hanna Clodfelter**

638

639 Ms. Clodfelter reported the following recommendations by this committee:

640

641 To approve the July 2007 Continuing Education Review Committee Minutes.

642

643 **REVIEW OF CONTINUING EDUCATION PROVIDERS AND COURSE**  
644 **APPLICATIONS**

645

646 Florida Surveying and Mapping Society (0001369)

647

648 Course: GIS For Surveyors: Organizing Your Survey Data – 1 hour of general credit – to  
649 approve this course.

650

651 Course: GIS For Surveyors: Organizing Your Survey Data – 2 hours of general credit –  
652 to approve this course.

653

654 Course: First Aid – 3 hours of general credit – to approve this course.

655

656 Course: GIS For Surveyors: Organizing Your Survey Data – 3 hours of general credit –  
657 to approve this course.

658  
659 Course: Land and Boundary Information System (LABINS) – 3 hours of general credit –  
660 to approve this course.  
661  
662 Course: Swamp and Overflowed Lands in Florida – 3 hours of general credit – to  
663 approve this course.  
664  
665 Course: Surveying and Mapping Issues: A to Z – 3 hours of general credit – to approve  
666 this course.  
667  
668 Course: Letter of Map Amendment/Letter of Map Revision (LOMA/LOMR) – 6 hours of  
669 general credit – to approve this course.  
670  
671 Land Surveyors Workshop (0001370)  
672  
673 Course: The First Surveyor Doctrine – Facts and Fallacies? – 4 hours of general credit  
674 – to approve this course.  
675  
676 Advanced Surveying Technology, Inc. (001372)  
677  
678 Course: AutoCAD Update Class – 8 hours of general credit. – to deny because hours  
679 on timeline do not match the hours on certificate.  
680  
681 Course: Using GIS Data in MAP 3D – 8 hours of general credit - to deny because hours  
682 on timeline do not match the hours on certificate.  
683  
684 Course: Terrain Modeling Using AutoCAD Land Desktop – 16 hours of general credit –  
685 to deny because hours on timeline do not match the hours on certificate.  
686  
687 Course: AutoCAD – 16 hours of general credit - to deny because hours on timeline do  
688 not match the hours on certificate.  
689  
690 Florida Surveying and Mapping Society (0001369)  
691  
692 Course: Florida Laws Affecting Professional Surveyors and Mappers – 6 hours of Laws  
693 and Rules – to approve this course.  
694  
695 **Request from Henry C. Ritchie II for Continuing Education Credit** – to deny this  
696 request because the course was not given by an approved continuing education  
697 provider.  
698  
699 At the conclusion of this report the following motion was made:  
700  
701 MOTION: Mr. Bush made a motion to accept the committee’s recommendations.  
702 SECOND: Ms. Sutphin seconded and the motion passed unanimously.  
703  
704 • **Privatization Committee- Jeff Cooner**  
705  
706 Mr. Cooner gave the following update:  
707  
708 Mr. Cooner stated that he attended a meeting with FSMS’s consultant and

709 representative's from the Governor's Budget Office and DBPR. Mr. Cooner stated that  
710 the result of this meeting was that the Business Plan needed some more work. The  
711 reason for this was because more details were required from this board than any other  
712 board that has gone private.

713

714 Mr. Cooner also stated that another requirement would be to provide a back up plan if  
715 the privatization didn't work out as planned.

716

717 Also needed was more detail from the board as to the reasons that they wanted to  
718 privatize the board.

719

720 Mr. Cooner stated the following reasons were listed:

721

722 

- Unlicensed activity – How can the board prove it is a problem?

723

724 Ms. Nobles stated that she feels like the Department only pursues this area if the board  
725 raises a fuss about it.

726

727 Ms. Sutphin mentioned that after a hurricane that the Department puts this profession in  
728 the background and uses all of its resources for the larger boards such as Construction.

729

730 Mr. Bush mentioned a specific case which resulted in a Cease and Desist Order only no  
731 fine and the board had to appoint a liaison to help. Mr. Bush also stated that he felt that  
732 cases stayed open for too long and often cases were closed with no follow-up.

733

734 

- Prosecution – DBPR should be more aggressive

735

736 Ms. Nobles stated that she feels that this ties in to stabilizing board staff because staff  
737 turnover ties to backlog and untimely prosecutions. Ms. Nobles also stated that she  
738 feels once someone is trained they leave the Department.

739

740 

- Stabilize Board Staff – Should be documented.

741

742 The board stated that since 2000 there have been 4 Secretaries and changes within that  
743 office, 8 Prosecuting Attorneys, 6 General Counsels, 5 Executive Directors and 2  
744 Assistants.

745

746 

- Use of Consultants during Investigations

747

748 Ms. Sutphin stated that she feels like the board should have more than one consultant.

749

750 Ms. Nobles stated that she thought that there were 4 consultants at this time.

751

752 

- Increased Participation in NCEES – Is this still relevant?

753

754 Ms. Nobles stated that this is a big issue because her knowledge of the examinations  
755 will be lost because she will be leaving the board. She also stated that she believes that  
756 the Executive Director or Government Analyst should always go because of the  
757 information that is exchanged at these meetings.

758 After discussion, Mr. Cooner stated that he would use this information to help modify the

759 Business Plan.

760

761 Mr. Cooner also stated that the Consultant was given permission to go ahead. He feels  
762 like the next step would be to beef up the business case and bring it back to the board  
763 before it continues to the Department, Governor's Budget Office and then to the  
764 Legislative Budget Commission.

765

766 If the Department and Governor's Office says it won't work then it would have to be  
767 looked at again.

768

769 Mr. Cooner stated that he feels if the funding works it can work. He also stated that the  
770 board may need to increase their fees. Mr. Cooner stated that he felt like the increase in  
771 fees should not stop the board's effort.

772

### 773 **EXECUTIVE DIRECTOR'S REPORT- Richard Morrison**

774

775 Mr. Morrison reviewed the complaint and investigative statistics with the board.

776

777 Mr. Morrison also reviewed the Financial Report for Operating Activity Account -  
778 September 30, 2007, and the Financial Report for Unlicensed Activity Account -  
779 September 30, 2007.

780

### 781 **CHAIRPERSON'S REPORT – Dennis Blankenship**

782

783 Mr. Cooner reported that Mr. Blankenship's absence was excused.

784

### 785 **OLD/NEW BUSINESS**

786

787 Mr. Cooner provided the board members with some articles that he wished to have  
788 included in the board's next newsletter.

789

790 Mr. Cooner also encouraged the other board members to provide articles for the next  
791 newsletter.

792

793 Mr. Cooner suggested finding a way to track and show the types of MTS violations in the  
794 newsletter. Mr. Morrison stated that he would work on it.

795

### 796 **Discussion Regarding If Professional Land Surveyors Should be in Responsible 797 Charge of 3D Data Models for 3D Machine Control Systems**

798

799 Mr. Cooner asked the board for their comments and concerns regarding this subject.

800

801 After some discussion, the board decided to have this item placed on the January 2008  
802 agenda with more information, to allow Mr. Blankenship's input.

803

### 804 **2008 Board Meeting Schedule**

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806 After discussion the following meeting dates and meeting areas were decided:

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808

**January 8, 9 & 10, 2008 - Tallahassee**

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**April 8, 9 & 10, 2008 - Orlando**

**July 8, 9 & 10, 2008 – Fort Lauderdale/West Palm Beach**

**September 30 & October 1, 2, 2008 – Jacksonville/St. Augustine Area**

**Election of Officers**

Ms. Nobles made a motion to nominate Mr. Cooner for Chair and Ms. Sutphin for Vice-Chair.

Ms. Sutphin seconded and the motion passed 4 to 2. Mr. Cooner and Mr. Bush were opposed.

Mr. Cooner thanked the board for electing him as Chair.

With no further business to discuss, the meeting was adjourned at 1:02 p.m.