

BOARD OF EXAMINERS FOR LAND SURVEYORS

February 11, 2010

The Board of Examiners for Land Surveyors convened at 9:00 A.M. at 555 N. Cotner Blvd., Lower Level, Lincoln, NE with the following members present:

James W. Hawks, Chair
Gary D. Tinkham, Vice-Chair
Jerry G. Hain
Richard L. Hansen
Mary Pro
Steven C. Cobb, Secretary

Others present:
Dennis Whitfield
Kathy Martin

Public notice of this meeting was given by publication in *The Lincoln Journal Star* on January 30, 2010.

All items voted on were done so in the form of a roll call.

The Chairman stated that this meeting is being held in compliance with the updated Open Meeting Act and that a current copy of the Open Meeting Act is available on the table.

Moved by Tinkham and seconded by Hansen that the minutes of the December 17, 2009 meeting be approved.

Voting Aye: Hansen, Hawks, Pro, Tinkham, Hain.

Motion carried.

The Board acknowledged Dennis Whitfield who discussed education requirements in other states and various options for education.

The Board acknowledged Dennis Whitfield who discussed the opinion on land surveying and practice without registration by James E. Lang of Laughlin, Peterson & Lang.

Moved by Tinkham and seconded by Hansen inasmuch as Beth Braun passed the reciprocity examination on January 12, 2010 and has completed the requirements for registration in Nebraska by reciprocity from Michigan and that upon receipt of the registration fee in the amount of \$100.00 she be granted registration dated February 11, 2010 under Certificate No. 706.

Voting Aye: Hawks, Pro, Tinkham, Hain, Hansen.

Motion carried.

Moved by Tinkham and seconded by Hain inasmuch as Jason R. Latzke passed the reciprocity examination on January 13, 2010 and has completed the requirements for registration in Nebraska by reciprocity from Minnesota and that upon receipt of the registration fee in the amount of \$100.00 he be granted registration dated February 11, 2010 under Certificate No. 707.

Voting Aye: Pro, Tinkham, Hain, Hansen, Hawks.

Motion carried.

Moved by Tinkham and seconded by Hain that inasmuch as John L. Brandt passed the reciprocity examination on January 28, 2010 and has completed the requirements for registration in Nebraska by reciprocity from South Dakota and that upon receipt of the registration fee in the amount of \$100.00 he be granted registration dated February 11, 2010 under Certificate No. 708.

Voting Aye: Tinkham, Hain, Hansen, Hawks, Pro.

Motion carried.

Moved by Tinkham and seconded by Hansen that inasmuch as David A. Lamberton passed the reciprocity examination on February 8, 2010 and has completed the requirements for registration in Nebraska by reciprocity from Iowa and that upon receipt of the registration fee in the amount of \$100.00 he be granted registration dated February 11, 2010 under Certificate No. 709.

Voting Aye: Hain, Hansen, Hawks, Pro, Tinkham.

Motion carried.

Moved by Tinkham and seconded by Pro that inasmuch as Jerome C. Wittstock passed the reciprocity examination on February 9, 2010 and has completed the requirements for registration in Nebraska by reciprocity from Wisconsin and that upon receipt of the registration fee in the amount of \$100.00 he be granted registration dated February 11, 2010 under Certificate No. 710.

Voting Aye: Hansen, Hawks, Pro, Tinkham, Hain.

Motion carried.

Moved by Tinkham and seconded by Pro that the Board go into executive session at 9:35 A.M. with Steven C. Cobb and Kathy Martin present for the purpose of discussing the Class III, Class I and Class II applications.

Voting Aye: Hawks, Pro, Tinkham, Hain, Hansen.

Motion carried.

The Chairman stated that the discussion in executive session will be limited to the Class III, Class I and Class II applications and the confidential reference letters.

Moved by Tinkham and seconded by Hain that the Board return to regular session at 11:37 A.M.

Voting Aye: Pro, Tinkham, Hain, Hansen, Hawks.

Motion carried.

The Chairman stated that no subject matter other than the Class III, Class I and Class II applications and confidential reference letters was considered in closed session.

Moved by Hain and seconded by Tinkham that the application of Scott R. Bergherr for registration by reciprocity from Minnesota be approved and that he be required to appear before the Secretary of the Board for an interview and land surveyor examination.

Voting Aye: Tinkham, Hain, Hansen, Hawks, Pro.

Motion carried.

Moved by Hain and seconded by Hansen that the application of Darryl E. Magnuson for registration by reciprocity from Montana be approved and that he be required to appear before the Secretary of the Board for an interview and land surveyor examination.

Voting Aye: Hain, Hansen, Hawks, Pro, Tinkham.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Brian J. Morgan be approved and that he be permitted to take the next surveyor-in-training examination.

Voting Aye: Pro

Voting Nay: Hansen, Hawks, Tinkham, Hain.

Motion not carried.

Moved by Tinkham and seconded by Hansen that the application of Randell R. Rector be approved and that he be permitted to take the next surveyor-in-training examination.

Voting Aye: Hawks, Pro, Tinkham, Hain, Hansen.

Motion carried.

Moved by Tinkham and seconded by Hansen that the application of Michael Robert Skiles be approved and that he be permitted to take the next surveyor-in-training examination.

Voting Aye: Pro, Tinkham, Hain, Hansen, Hawks.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Michael F. Timblin be approved and that he be permitted to take the next surveyor-in-training examination.

Voting Aye: Tinkham, Hain, Hansen, Hawks, Pro.

Motion carried.

Moved by Tinkham and seconded by Hansen that the application of Erik Johnston be approved and that he be permitted to take the next surveyor-in-training examination.

Voting Aye: Hain, Hansen, Hawks, Pro, Tinkham.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Edward K. Amelang be approved and that he be permitted to take the next surveyor-in-training examination.

Voting Aye: Hansen, Hawks, Pro, Tinkham, Hain.

Motion carried.

Moved by Tinkham and seconded by Hansen that the application of Austin J. Kucera be approved and that he be permitted to take the next surveyor-in-training examination.

Voting Aye: Hawks, Pro, Tinkham, Hain, Hansen.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Jefferey S. Neves be approved and that he be permitted to take the next surveyor-in-training examination.

Voting Aye: Pro, Tinkham, Hain, Hansen, Hawks.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Ryan M. O'Toole be approved and that he be permitted to take the next surveyor-in-training examination.

Voting Aye: Tinkham, Hain, Hansen, Hawks, Pro.

Motion carried.

Moved by Hain and seconded by Hansen that the applications of Brent Cyboron, Tiffany Mae Simonsen, Joshua E. Grummert and Travis D. Wood be approved and that they be permitted to retake the next surveyor-in-training examination.

Voting Aye: Hain, Hansen, Hawks, Pro, Tinkham.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Mitchell Dean Phillips, CO SIT be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Hawks, Pro, Tinkham.

Voting Nay: Hansen, Hain

Motion carried.

Moved by Tinkham and seconded by Hansen that the application of Brian Benson, SIT-200 be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Hawks, Pro, Tinkham, Hain, Hansen.

Motion carried.

Moved by Tinkham and seconded by Hansen that the application of Shane Baker, SIT-230 be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Pro, Tinkham, Hain, Hansen, Hawks.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Andrew S. Hovey be approved and that he be permitted to take the next land surveyor examination.

Voting Nay: Tinkham, Hain, Hansen, Hawks, Pro.

Motion not carried.

Moved by Tinkham and seconded by Pro that the application of Andrew S. Hovey be approved and that he be permitted to take the next surveyor-in-training examination.

Voting Aye: Hain, Hansen, Hawks, Pro, Tinkham.

Motion carried.

Moved by Tinkham and seconded by Hansen that the application of Lee E. Shaver, SIT-248 be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Hansen, Hawks, Pro, Tinkham, Hain.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Joshua Harding, SD SIT be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Hawks, Pro.

Voting Nay: Tinkham, Hain, Hansen.

Motion not carried.

Moved by Tinkham and seconded by Pro that the application of Cory L. Reinke, SIT-224 be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Pro, Tinkham, Hansen, Hawks.

Voting Nay: Hain.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Nathan E. Peterson, SIT-240 be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Tinkham, Hain, Hansen, Hawks, Pro.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Voldemars Leo Pelds, IA SIT be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Hain, Hawks, Pro, Tinkham.

Voting Nay: Hansen.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Jared Hansmann, SIT-242 be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Hansen, Hawks, Pro, Tinkham, Hain.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of William R. Thomas, SIT-225 be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Hawks, Pro, Hain.

Voting Nay: Tinkham, Hansen.

Motion carried.

Moved by Tinkham and seconded by Pro that the application of Samuel Louis Gallucci III, CA SIT be approved and that he be permitted to take the next land surveyor examination.

Voting Aye: Pro, Tinkham, Hain, Hawks.

Voting Nay: Hansen

Motion carried.

The Board discussed statute changes and rule and regulation changes.

The Board discussed the MOU with DOR.

The Board discussed the NCEES zone meeting.

The Board discussed awards to previous board members.

Moved by Tinkham and seconded by Pro the following vouchers be approved:

Chase Suite Hotel, Hawks lodging December meeting	70.00
DAS-Materiel Div., November postage	3.40
Gary Tinkham, travel expense for December 17, 2009 meeting.....	66.00
James Hawks, travel expense for December 17, 2009 meeting.....	248.60
J. P. Cooke Co., LS seal	25.56
Richard Hansen, travel expense for December 17, 2009 meeting	74.80
December Total	<u>488.36</u>
BELF, rent 10/1/09-12/31/09	640.00
DAS-Building Div., November parking	15.00
DAS-Building Div., December parking	15.00
DAS-IM Services, static web hosting fee	20.00
DAS-Materiel Div., notice of December meeting.....	10.18
DAS-Materiel Div., December postage	35.80
General Fund Reimbursement, second quarter 09-10.....	1,642.86
NACO, 2010 county directory.....	16.00
NCEES, 2010 membership fees	2,600.00
January Total	<u>4,994.84</u>

Voting Aye: Tinkham, Hain, Hansen, Hawks, Pro.

Motion carried.

Moved by Hansen and seconded by Tinkham that the Board adjourn.

Voting Aye: Hain, Hansen, Hawks, Pro, Tinkham.

Motion carried.

The Board adjourned at 12:40 P.M.

Steven C. Cobb, Secretary