

BOARD OF EXAMINERS FOR LAND SURVEYORS

June 17, 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:
Brian Morgan
Mike Smith
Dennis Whitfield, arrived 9:20
Kathy Martin

Public notice of this meeting was given by publication in *The Lincoln Journal Star* on June 4, 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 February 11, 2010 meeting be approved.

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

Motion carried.

The Chairman acknowledged Brian Morgan and Mike Smith to discuss Mr. Morgan's SIT application.

Moved by Tinkham and seconded by Hain that the Board go into executive session at 9:07 A.M. with Steven C. Cobb and Kathy Martin present for the purpose of discussing Brian Morgan's SIT Application.

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

Motion carried.

The Chairman stated that the discussion in executive session will be limited to the SIT application and the confidential reference letters.

Moved by Tinkham and seconded by Hain that the Board return to regular session at 9:15 A.M.

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

Motion carried.

The Chairman stated that no subject matter other than the SIT application and confidential reference letters were considered in closed session.

The Board discussed the SIT application with Mr. Morgan and Mr. Smith.

The Board discussed the Statute changes necessary for Rule and Regulation revisions and education requirement changes.

Dennis Whitfield presented the PSAN education committee report.

Moved by Tinkham and seconded by Pro that inasmuch as Phillip R. Hammons passed the reciprocity examination on February 26, 2010 and has completed the requirements for registration in Nebraska by reciprocity from Texas and that upon receipt of the registration fee in the amount of \$100.00 he be granted registration dated July 1, 2010 under Certificate No. 715.

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

Motion carried.

Moved by Tinkham and seconded by Hain that inasmuch as Nathan A. VanRaemdonck passed the reciprocity examination on June 4, 2010 and has completed the requirements for registration in Nebraska by reciprocity from Michigan that he be granted registration dated July 1, 2010 under Certificate No. 716.

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

Motion carried.

Moved by Tinkham and seconded by Hansen that the application of Murray B. Berting for registration by reciprocity from Iowa be approved and that he be required to appear before the Secretary of the Board for an interview and land surveyor examination.

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

Motion carried.

Moved by Tinkham seconded by Hain to table the land surveyor application of Mark Gabert until the September 21, 2010 meeting.

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

Motion carried.

Moved by Tinkham and seconded by Hansen that upon receipt of the registration fee in the amount of \$20.00 the following named applicants be granted registration effective July 1, 2010 under Class III provisions and assigned consecutive SIT numbers:

Brent D. Cyboron	SIT-251
Tiffany Mae Simonsen	SIT-252
Joanne Doris Swanland	SIT-253
Timothy Larry Gobel	SIT-254
Randell R. Rector	SIT-255
Jefferey S. Neves	SIT-256

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

Motion carried.

Moved by Tinkham and seconded by Hansen that upon receipt of the registration fee in the amount of \$100.00 the following named applicants be granted registration effective July 1, 2010 under Class I provisions and assigned consecutive LS numbers:

Shane Baker	LS-711
Lee E. Shaver	LS-712
Cory L. Reinke	LS-713
Jared Hansmann	LS-714

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

Motion carried.

Moved by Tinkham and seconded by Pro that the following named applicants be allowed to retake the Nebraska two-hour examination on September 13, 2010.

Jay D. Gormley
Brian Benson
Voldemars Leo Pelds
Samuel Louis Gallucci III

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

Motion carried.

The letter from Andrew Hovey regarding his application was presented to the Board. The Board took no action.

The Board discussed the MOU with DOR.

The Board discussed PSAN Legislation.

The Board discussed the delegate to the NCEES annual meeting.

Mr. Hawks reported that PSAN would provide awards to past Board members.

The Board discussed holding additional Board meetings.

The Board discussed the information on unlicensed practice from Greg Lemon, Real Estate Director.

Moved by Hain and seconded by Hansen that the Board go into executive session at 11:23 A.M. with Steven C. Cobb and Kathy Martin present for the purpose of discussing Complaint 10-1 and Complaint 10-2.

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

Motion carried.

The Chairman stated that the discussion in executive session will be limited to Complaint 10-1 and Complaint 10-2.

Moved by Hain and seconded by Tinkham that the Board return to regular session at 11:52 A.M.

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

Motion carried.

The Chairman stated that no subject matter other than Complaint 10-1 and Complaint 10-2 were considered in closed session.

Moved by Hain and seconded by Hansen to notify the land surveyor in Complaint 10-1 to appear at the September 21, 2010 Board meeting.

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

Motion carried.

Moved by Tinkham and seconded by Hansen to notify the land surveyor in Complaint 10-2 to appear at the September 21, 2010 Board meeting.

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

Motion carried.

Moved by Hansen and seconded by Tinkham that the following vouchers be approved:

Chase Suite Hotel, Hawks lodging February meeting.....	70.00
DAS-Building Div., January parking	15.00
DAS-IM Services, January static web hosting fee.....	20.00
DAS-Materiel Div., January postage	76.97
DAS-Materiel Div., mailers for certificates and seals	46.54
Gary Tinkham, travel expense for February 11, 2010 meeting	66.00
James Hawks, travel expense for February 11, 2010 meeting	248.60
JP Cooke Co., LS seals.....	116.00
Richard Hansen, travel expense for February 11, 2010 meeting.....	74.80
February Total	<u>733.91</u>
DAS-Accounting, credit for acct. & NIS fees 09-10	-1.79
DAS-Accounting, office supply surcharge credit 09-10.....	-13.97
DAS-Building Div., February parting	15.00
DAS-IM Services, February static web hosting fee	20.00
DAS-Materiel Div., gold seals.....	3.44
DAS-Materiel Div., notice of February 11, 2010 meeting	10.18
DAS-Materiel Div., February postage.....	38.85
DAS-Materiel Div., subscription to Journal Star 4/10-3/11	160.20
March Total.....	<u>231.91</u>
DAS-IM Services, static web hosting	20.00
DAS-Materiel Div., March postage	27.23
General Fund Reimbursement, third quarter 09-10	1,642.86
April Total.....	<u>1,690.09</u>
BELF, rent 01/01/10 to 03/31/10	640.00
DAS-Materiel Div., March parking	15.00
DAS-IM Services, April static web hosting fee	20.00
May Total	<u>675.00</u>

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

Motion carried.

Moved by Tinkham and seconded by Hansen to suspend the rules and cast a unanimous ballot for James W. Hawks for Chairperson effective July 1, 2010.

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

Motion carried.

Moved by Hain and seconded by Pro to suspend the rules and cast a unanimous ballot for Richard L. Hansen for Vice-Chairperson effective July 1, 2010.

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

Motion carried.

Moved by Tinkham and seconded by
Voting Aye: Pro, Tinkham, Hain, Hansen, Hawks.

Motion carried.

The Board adjourned at 12:02 P.M.

Steven C. Cobb, Secretary