

BOARD OF EXAMINERS FOR LAND SURVEYORS

February 12, 2014

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
Jerry G. Hain, Vice-Chair
Richard L. Hansen
Mary Pro
Dennis L. Whitfield
Steven C. Cobb, Secretary

Others present:
Gerri Monahan

Public notice of this meeting was given by publication in *The Lincoln Journal Star* on January 31, 2014.

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

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

Moved by Whitfield and seconded by Pro that the minutes of the December 5, 2013 meeting be approved.

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

Motion carried.

Secretary Cobb presented an overview of board policy for consideration by the Attorney General's Office. Board members were asked to submit questions to Secretary Cobb before the next meeting.

Moved by Hain and seconded by Hansen that the Board go into executive session at 9:04 A.M. with Steven Cobb and Gerri Monahan present for the purpose of discussing Complaint 13-3.

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

Motion carried.

The chairperson stated that the discussion in executive session will be limited to Complaint 13-3.

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

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

Motion carried.

The chairperson stated that no subject matter other than Complaint 13-3 was discussed in closed session.

Moved by Whitfield and seconded by Hain to have Secretary Cobb send surveyor in question of Complaint 13-3 a letter asking for additional information:

- 1.) A written explanation of the complaint,
- 2.) A written response to the claim, and
- 3.) Schedule an interview with the board to discuss the complaint.

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

Motion carried.

Moved by Hain and seconded by Pro that the Board go into executive session at 9:17 A.M. with Steven Cobb and Gerri Monahan present for the purpose of discussing Complaint 13-4.

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

Motion carried.

The chairperson stated that the discussion in executive session will be limited to Complaint 13-4.

Moved by Hain and seconded by Hansen that the Board return to regular session at 9:42 A.M.

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

Motion carried.

The chairperson stated that no subject matter other than Complaint 13-4 was discussed in closed session.

Moved by Hain and seconded by Hansen to have Secretary Cobb send surveyor in question of Complaint 13-4 a letter asking for additional information:

- 1.) A written explanation of the complaint,
- 2.) A written response to the claim and timeline, and
- 3.) Schedule an interview with the board to discuss the complaint.

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

Motion carried.

Moved by Whitfield and seconded by Hansen to have Secretary Cobb send person filing Complaint 13-4 a letter asking for additional information:

- 1.) A written response for the timeline of services, and
- 2.) A copy of proposal for specifications, services and deliverables.

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

Motion carried.

Moved by Hain and seconded by Pro that the Board go into executive session at 9:44 A.M. with Steven Cobb and Gerri Monahan present for the purpose of discussing applicants for Class I (NCEES Examination).

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

Motion carried.

Moved by Hain and seconded by Whitfield that the Board return to regular session at 10:15 A.M.

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

Motion carried.

The Chairperson stated that no subject matter other than the Class I applications and the confidential reference letters were considered in closed session.

Moved by Whitfield and seconded by Hain that the application of Joshua D. Borchers for registration by NCEES Examination be approved and that he be permitted to take the next scheduled land surveyor examination.

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

Motion carried.

Moved by Whitfield and seconded by Hain that the application of Gregg M. Schilz for registration by NCEES Examination be approved and that he be permitted to take the next scheduled land surveyor examination.

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

Motion carried.

Moved by Whitfield and seconded by Hain that the application of Troy Panning for registration by NCEES Examination be approved and that he be permitted to take the next scheduled land surveyor examination.

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

Motion carried.

Moved by Whitfield and seconded by Hain that the application of Justin S. Jensen for registration by NCEES Examination be approved and that he be permitted to take the next scheduled land surveyor examination.

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

Motion carried.

Moved by Whitfield and seconded by Hain that the application of Nicolas Siedschlag for registration by NCEES Examination be approved and that he be permitted to take the next scheduled land surveyor examination.

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

Motion carried.

Moved by Whitfield and seconded by Hain that the application of Cody Schaaf for registration by NCEES Examination be approved and that he be permitted to take the next scheduled land surveyor examination.

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

Motion carried.

Moved by Whitfield and seconded by Hain that the application of Paul A. Catlett for registration by NCEES Examination be approved and that he be permitted to take the next scheduled land surveyor examination.

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

Motion carried.

Moved by Whitfield and seconded by Hain to table the land surveyor application of John Hughett for registration by reciprocity from Oklahoma and ask for additional information.

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

Motion carried.

Moved by Whitfield and seconded by Pro that the application of Jeremy M. Powell for registration by reciprocity from Missouri be approved and that he be required to appear before the Secretary of the Board for an interview and land surveyor examination.

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

Motion carried.

Moved by Hain and seconded by Pro that inasmuch as John Walter Thompson III passed the reciprocity examination on February 10 and has completed the requirements for registration in Nebraska by reciprocity from Colorado and that upon receipt of the registration fee in the amount of \$100.00 he be granted registration dated February 12, 2014 under Certificate No. 758.

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

Motion carried.

Moved by Hain and seconded by Hansen that the applications of Ryan M. O'Toole, Todd Ryan Schepler and Eric Mickeliunas have been approved and that they be permitted to retake the next land surveyor examination.

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

Motion carried.

Moved by Hain and seconded by Pro that the reinstatement of the cancelled registration of Charles G. Lovell be tabled until the next meeting. The Board requested that Secretary Cobb draft a board policy for review at the next board meeting.

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

Motion carried.

Moved by Hain and seconded by Whitfield to approve the proposed revisions to Title 234, Nebraska Administrative Code, Chapters 1, 2, 3 and 7, Nebraska Board of Examiners for Land Surveyors Rules & Regulations and to authorize the Secretary, on behalf of the Board of Examiners for Land Surveyors, to submit said proposed revisions to the attorney general for compliance review and the governor for policy review and final approval.

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

Motion carried.

LB833, Change Selection Provisions for County Surveyors was discussed. General consensus was that preservation of records, monuments and corners was necessary and working together will protect the industry.

Dennis Whitfield reported on the upcoming 2014 NCEES Zone Meeting scheduled in Lincoln. The Board's two funded delegates will be James Hawks and Richard Hansen. Board members were encouraged to attend and assist as needed. Registration deadline is April 17.

Several Board members and Secretary Cobb will be attending the PSAN Winter Meeting and participating in a round table discussion.

Moved by Hansen and seconded by Pro that the following vouchers be approved.

DAS IM Services, November static web hosting	20.00
Hansen, Richard, travel expense December 5, 2013 meeting.....	76.84
Hawks, James W., travel expense December 5, 2013 meeting.....	255.38
Whitfield, Dennis L., travel expense December 5, 2013 meeting	56.50
DAS Materiel Div., November postage.....	9.55
DAS Building Div., November parking.....	15.00
December Total.....	<u>433.27</u>
DAS IM Services, December static web hosting	20.00
DAS Materiel Div., Notice of December meeting.....	10.18
DAS Materiel Div., Notice of Rules & Regulations hearing.....	32.22
DAS Materiel Div., December postage.....	26.03
DAS Building Div., December parking.....	15.00
Comfort Suites, December lodging for James W. Hawks	69.00
NCEES 2014 Dues.....	2600.00
January Total.....	<u>2772.43</u>

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

Motion carried.

The next Board Meeting is scheduled for March 27.

Moved by Hain and seconded by Pro that the Board adjourn.

Voting Aye: Whitfield, Hain, Hansen, Hawks, Pro

Motion carried.

The Board adjourned at 11:53 A.M.

Steven C. Cobb, Secretary