

MINUTES OF THE MEETING OF

STATE BOARD OF REGISTRATION FOR PROFESSIONAL SURVEYORS

Friday, July 21, 2017 at 8:30 a.m.

Indiana Government Center South, Room W064

402 West Washington Street,

Indianapolis, Indiana

I. APPLICATION COMMITTEE MEETING

8:30 a.m.

II. CALL TO ORDER & ESTABLISHMENT OF QUORUM

9:00 a.m.

Board Members Present:

Christine Arnold (CA)
Gary Kent (GK)
Richard Hudson (RH)
Jason Henderson (JH)
Doug Lechner (DL)
Mike DeBoy (MD)

Board Members Absent:

Ross Holloway

Staff Members Present:

Amy Hall, Board Director
Rebecca Parker, Assistant Board Director
Gordon White, Advisory Counsel

III. ADOPTION OF AGENDA

Motion was made to **APPROVE** the agenda- DL/RH

Motion passed: 6/0/0

IV. ADOPTION OF THE MINUTES FROM April 28, 2016 MEETING

- Motion made to **APPROVE** – JH/GK

Motion passed: 4/0/2 – (DL and MD abstained as they were not present at the 4.28 meeting)

V. REPORT FROM THE ATTORNEY GENERAL

- Mathew Rayman Deputy Attorney General, gave the OAG report.
- Steep drop off of consumer complaints. 16 in 2016; only 4 so far in 2017
- Average – 8.68 months. 2 lit files open (10.5 months average age)
- 2017 – nothing filed yet. 6 at this time last year with 1 cease and desist.

VI. REPORT FROM THE BOARD LIAISON

VII. PERSONAL APPEARANCES

- a. **Jeff Kondy** - Gary reported that Jeff submitted 2 surveys and he was distinctly disappointed in what he was seeing and felt it was a step back from previous surveys. Jeff stated that he is trying to shut his business down and his help can only dedicate about 10 hours/week. Jason pointed out that if he is not off probation in 6 months he needs to submit three names as a mentor for the board to pick one.

VIII. PROBATIONARY REPORTS

1. **J. Bernard Feeney:** RH – Reported in writing that one survey was completed but not paid. He will submit when paid.
2. **Ronald Morrison:** GK – Provided in writing that no survey had been completed
3. **Jeffrey Kondy:** GK – See above
4. **Michael Sadlon:** RH – Submitted copies of 6 Surveyor Location Reports
5. **Stephen Williams:** GK - Inactive no need to appear

IX. ADMINISTRATIVE HEARINGS

9:33 a.m.

Thomas J. Boofter Cause Number 2016SBRLS0006

– Motion to accept proposed settlement.

Carlos Pedrazza Cause Number 2016SBRLS0006

– Motion to dismiss.

X. DISCUSSION

NCEES Annual Meeting – Miami; DL, JH and Amy Hall are all attending

Potential Rule Changes

865 IAC 1-2-1(c)(3) – Science requirement. From GK - According to Wikipedia, the physical sciences generally fall in four categories: physics; astronomy; chemistry; earth sciences. We understand the first 3; Earth sciences can include a wide variety of topics such as atmospheric science, environmental science (includes geodesy), geology, geography, geoinformatics (includes GIS), glaciology, oceanography, and soil science. Should we consider how we word the science requirement? Question originated from Vincennes. Current statute calls for physics, chemistry, botany, astronomy, geology, botany and dendrology. Jason and Doug suggest that we say “Physical sciences in one or more of these four categories: physics; astronomy; chemistry; earth sciences.”

865 IAC 1-12-5(2) – Property surveys affected –

(2) Construction surveys made for the purpose of marking the limits of existing easements or rights-of-way for the construction of improvements within the easement or rights-of-way must be executed by a registered professional surveyor but are only subject to the provisions of sections 1 through 4 and 6 of this rule.

“Surveys made for the purpose of marking the limits of existing easements or rights-of-way for the construction of improvements within, or the maintenance of the easement or rights-of-way must be executed by a registered professional surveyor, but are only subject to the provisions of section 1 through 4 and 6 of this rule.”

865 IAC 1-15 - Distance-learning requirements need tightened up. Doug takes an airplane pilot course that requires interaction with every page. Doug suggested identifying the term for the type of timed programs – look at BMV or Sexual harassment or safety program.

Drones – We need to look at the use of drones for volumes and topographic maps and any other items. Companies are advertising that they can do surveying. Discussion: Where is the line between protecting the public and “buyer-beware?” What we need to do is decide “what is the practice of surveying vis-à-vis the use of drones?” Doug and Jason will talk with NCEES.

Dosing Tanks

25-21.5-1-7

(10) For and within subdivisions being designed by a professional surveyor, the preparation and furnishing of plats, plans, and profiles for roads, storm drainage, sanitary sewer extensions, and the location of residences or dwellings where the work involves the use and application of standards prescribed by local, state, or federal authorities.

IC 25-21.5-9-4

Limitations on practice

Sec. 4. The practice of surveying does not permit a professional surveyor to design and construct sewage disposal stations, lift stations, or bridges or to prepare engineering plans for the construction of engineering projects other than those prescribed in IC 25-21.5-1-7.

As added by P.L.23-1991, SEC.12. Amended by P.L.178-1997, SEC.21; P.L.57-2013, SEC.75.

Wastewater **lift stations** are facilities designed to move wastewater from lower to higher elevation... http://liftstationservices.com/?page_id=48

XI. PERMIT/LICENSURE APPLICATIONS

1. Chad S. Snow – LS/comity - APPROVED
2. Kim H. Oatman – LS/comity - APPROVED
3. Joshua N. Hillman – LS/comity - APPROVED
4. Kayne Toukonen – LS/ comity - APPROVED
5. Kory J. Allred – LS/comity - APPROVED
6. Christopher Buergelin – LS/exam - APPROVED
7. Chad Wagner – LS/exam - APPROVED
8. Joseph Adams – LS-Comity - APPROVED
9. Rueben Arvin – SI – DENIED – needs more surveying hours
10. Christopher Cooper – LS Exam - APPROVED
11. Ryan Selby – LS Exam - APPROVED

XII ADJOURNMENT at 11:20 a.m.

Motion to adjourn- DL/MD

Motion passed 6/0/0


Christine Arnold – Chairperson
State Board of Registration for Professional Surveyors

10/13/17
Date



