

1 MINUTES

2
3 BOARD OF PROFESSIONAL SURVEYORS AND
4 MAPPERS

5
6 GENERAL BUSINESS MEETING – PART I

7
8 OCALA HILTON
9 3600 SW 36TH AVENUE
10 OCALA, FLORIDA 34474

11
12 **Tuesday, February 4, 2020 (Part I)** and Wednesday, February 5, 2020 (Part II)

13
14 The meeting was called to order by Nick Campanile, Board Chair, at 1:04 p.m.

15
16 **COMMITTEE MEMBERS PRESENT**

17
18 Nick Campanile, Board Chair
19 Frank Conkling, Board Vice Chair
20 Steven Hyde, Board Member
21 David Schryver, Board Member
22 Christopher McLaughlin, Board Member
23 George Grubbs, Board Member
24 Keith Fountain, Board Member
25 Michael Zoltek, Board Member
26 Ia Hall, Board Member
27 Liz Compton, Executive Director
28 Regenia Lee, Government Analyst
29 John Minnick, Acting Board Counsel
30 Amanda McKibben, Prosecuting Attorney
31 Corey Fedrick, PSAM Investigator

32
33 **OTHERS PRESENT**

34
35 Francisco Rivera
36 Howard Ehmke
37 Luis Pacheco
38 David Melvin
39 Brice Hellstrom
40 Dianne Collins
41 Robert Thompson
42 Alvin Gloer
43 Lou Campanile
44 John Breed
45 Jay Sturgeon
46 Don Elder
47 Mike Osipov
48 John Archer
49 Priscila Seleska
50 Doug Hinton
51 Amy Topol

58 **REVIEW AND APPROVAL OF THE OCTOBER 2019 GENERAL BUSINESS MINUTES**

59
60 After discussion, the following motion was made:

61
62 MOTION: Mr. Hyde made a motion to approve the October 2019 minutes as amended.
63 SECOND: Mr. Conkling seconded.
64 ACTION: The motion passed unanimously.
65

66 **DISCUSSION ON HB 707 REGARDING OCCUPATIONAL REGULATIONS AND SB1826 AND HB**
67 **6073 REGARDING LAND SURVEYORS LICENSING REQUIREMENTS**
68

69 FDACS Consumer Services Director, Amy Topol, reported that HB 707 has a companion bill and it is
70 being tracked. She reported that HB2024/SB1124 are the bills that would sunset the Florida Board of
71 Professional Surveyors and Mappers on July 1, 2024. She said that HB6073/SB1826 are the bills that
72 contain language to remove specific educational requirements from Chapter 472, F.S. Ms. Topol said
73 there are many legislative committees scheduled for HB6073/SB1826 and it was her opinion that the bills
74 would not make it out of committee before the end of the 2020 Legislative Session. She said that the
75 Department would be tracking all these bills and would report their findings to the Board/Executive
76 Director.
77

78 **DISCUSSION ON THE PROBATION REVIEW COMMITTEE SURVEY REVIEW / DISCUSSION**
79 **REGARDING PROBATIONER REQUIREMENTS**
80

81 Mr. Minnick said that since there are new board members, new attorneys, new executive director, etc., he
82 thought this would be a good time to discuss changes on discipline, the value of fines, penalties, etc. He
83 said that he is not aware of any changes in the past 7 years. Mr. Campanile said that Ms. Compton did a
84 sampling of U.S. states regarding their disciplinary processes. Mr. Campanile said that she specifically
85 asked whether surveys were used during the probation review process. He said that the majority used
86 some level of survey review and not necessarily by board members as some states use independent
87 reviewers. Mr. Campanile said that this discussion is to give the Board members something to think
88 about for possibly making changes to better our process.
89

90 **NCEES COMMITTEE PARTICIPATION / NCEES CONFERENCES – NCEES ZONE MEETING IN**
91 **HOUSTON IN APRIL AND NCEES ANNUAL MEETING IN CHICAGO IN AUGUST**
92

93 Mr. Campanile said that there is a NCEES Zone Meeting in Houston on April 24, 2020 and it would be
94 treated as an annual meeting because all 4 zones would be attending. He said that the 100th NCEES
95 Annual Meeting in Chicago, Illinois, is being held on August 28 and 29, 2020.
96

97 **NCEES AWARD NOMINATIONS**
98

99 Mr. Campanile said that the award nominations deadline was prior to this meeting.
100

101 **NATIONAL SURVEYOR WEEK**
102

103 Mr. Campanile said that the National Surveyor Week is March 15-21, 2020. Ms. Compton said that there
104 would be a proclamation given to the Board by the Governor and Florida Cabinet.
105

106 **DISCUSSION REGARDING MEETING SCHEDULE CHANGE**
107

108 Mr. Campanile suggested that, in the future, the Board could consider 1-day meetings to result in less
109 overnight stays for the Board and FDACS staff. He said that this is something that the Board may want to
110 consider.
111

112 **CHAIRPERSON'S REPORT – NICHOLAS CAMPANILE**

113
114 Mr. Campanile said that he started 2020 by forming Board committees. He then met with the Board staff
115 to catch up on some items since Ms. Harper's departure. He said that he also worked with others on
116 NCEES items and worked on proposed legislation. He thanked Ms. Compton, Mr. Minnick, and Ms. Lee
117 for their efforts and hard work.

118
119 **EXECUTIVE DIRECTOR'S REPORT – LIZ COMPTON**

120
121 Ms. Compton re-introduced herself and said that she has learned much in such a little time and is
122 continuing to learn. She encouraged the Board members to contact her with any questions or issues they
123 may have.

124
125 **BOARD COUNSEL REPORT – JOHN MINNICK**

126
127 Mr. Minnick asked the Board members to always be reviewing Rule 5J-17 for areas of improvement. He
128 also reported that the search for board counsel is underway.

129
130 **NEW/OLD BUSINESS**

131
132 NONE

133
134 **PUBLIC COMMENT**

135
136 Mr. Lou Campanile opined to the Board regarding the use of surveys during the probation review.

137
138 The General Business Meeting, Part I, recessed at 2:21 p.m.

166 **BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS**

167
168 **GENERAL BUSINESS MEETING – PART II**

169
170 **OCALA HILTON**
171 **3600 SW 36TH AVENUE**
172 **OCALA, FLORIDA 34474**

173
174 **February 5, 2020 (Part II)**

175
176 The meeting was called to order by Nicholas Campanile, Chair, at 8:31 a.m. (Part II)

177
178 **COMMITTEE MEMBERS PRESENT**

179
180 Nick Campanile, Board Chair
181 Frank Conkling, Board Vice Chair
182 Steven Hyde, Board Member
183 David Schryver, Board Member
184 Christopher McLaughlin, Board Member
185 George Grubbs, Board Member
186 Keith Fountain, Board Member
187 Michael Zoltek, Board Member
188 Ia Hall, Board Member
189 Liz Compton, Executive Director
190 Regenia Lee, Government Analyst
191 John Minnick, Acting Board Counsel
192 Amanda McKibben, Prosecuting Attorney
193 Corey Fedrick, PSAM Investigator

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195 **OTHERS PRESENT**

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197 Francisco Rivera
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204 Alvin Gloer
205 Lou Campanile
206 John Breed
207 Jay Sturgeon
208 Don Elder
209 Mike Osipov
210 John Archer
211 Priscila Seleska
212 Doug Hinton
213 Amy Topol

223 **INFORMAL HEARING (NOT NOTICED)**

224
225 **JAMES WILLIAM WHITLOCK – 1812-53366 – Noticed: October 14, 2019**
226 **(PCP Members – Talbott, Petzold, and Hyde)**

227
228 After discussion, the following motion was made:

229
230 MOTION: Mr. Zoltek made a motion to give the surveyor the option of placing his license in retired
231 status without a fine or pursuing the standard course of disciplinary action and that a
232 response should be received by March 15, 2020.

233 SECOND: Mr. Conkling seconded.

234
235 MOTION: Mr. Fountain made an amended motion that if the surveyor chooses to retire their license
236 that they complete and submit the Application for Retirement no later than March 15,
237 2020.

238 SECOND: Mr. Conkling seconded.

239 ACTION: The motion passed unanimously.

240
241 **COMMITTEE REPORTS**

242
243 **PROBABLE CAUSE PANEL – STEVE HYDE**

244
245 Mr. Hyde reported that there were 2 cases presented and both were closed with no action.

246
247 **PROBATION REVIEW COMMITTEE – MICHAEL ZOLTEK**

248
249 Mr. Zoltek reported that there was one 1st of Set of Survey reviews that was reviewed by the Committee
250 and failed. He said that a 2nd Set of Survey reviews has been requested from that licensee.

251
252 After discussion, the following motion was made:

253
254 MOTION: Mr. Hyde made a motion to approve the Probation Review Committee report as read.

255 SECOND: Mr. Conkling seconded.

256 ACTION: The motion passed unanimously.

257
258 **APPLICATION REVIEW COMMITTEE – GEORGE GRUBBS**

259
260 Mr. Grubbs reported that there were 10 applications for initial consent and all 10 were approved, there
261 was 1 endorsement for consent and was approved, and 2 Surveyor in Training for consent and both were
262 approved. He said that there were 2 applications discussed and both were approved.

263
264 After discussion, the following motion was made:

265
266 MOTION: Mr. Hyde made a motion to approve the Application Review Committee report as read.

267 SECOND: Ms. McLaughlin seconded.

268 ACTION: The motion passed unanimously.

269
270 **CONTINUING EDUCATION REVIEW COMMITTEE – KEITH FOUNTAIN**

271
272 Mr. Fountain reported that there were 2 actions – the Committee approved the minutes with amendments
273 and 1 application was denied.

After discussion, the following motion was made:

MOTION: Mr. Hyde made a motion to approve the Continuing Education Review Committee report as read.

SECOND: Ms. Hall seconded.

ACTION: The motion passed unanimously.

EXAM COMMITTEE – FRANK CONKLING

Mr. Conkling stated that there was a report given on the status of the Florida Jurisdictional Examination and requested suggestions from the Board staff on how to proceed and report at the next Board meeting. He said that the recommendations for the NCEES binding contract should include Metes and Bounds, PLSS, and Mapping Sciences. He also stated that a report was given by board staff on the Florida Jurisdictional Statistics.

After discussion, the following motion was made:

MOTION: Mr. Hyde made a motion to approve the Exam Committee report as read.

SECOND: Mr. Fountain seconded.

ACTION: The motion passed unanimously.

RULES COMMITTEE – STEVEN HYDE

Mr. Hyde reported that there was discussion regarding the actions from a list of questions via e-mail to the Department from almost 2 years ago. He said they discussed to see if there are any general concerns that could be addressed by the Rules Committee or if they needed to be directed back to the Department. He said that this would be discussed again at the May 2020 PSAM meeting. He also said that there was a general comment to the Committee and Board to constantly review Rule 5J-17 and make suggestions/comments.

After discussion, the following motion was made:

MOTION: Mr. McLaughlin made a motion to approve the Rules Committee report.

SECOND: Mr. Conkling seconded.

ACTION: The motion passed unanimously.

NCEES LIAISON REPORT – STEVEN HYDE

Mr. Hyde reported that registrations are now open for the Southern Zone meeting that is scheduled for April 24 & 25, 2020, in Houston, Texas. He also reported that the committee interest survey was sent out last week by the NCEES president-elect and he encouraged all to complete the form if interested in sitting on NCEES committees. He stated that the NCEES EPS Committee met in Clemson, South Carolina and he, Pam Nobles and Robin Petzold were in attendance. He also reported that the NCEES Education Committee will meet this week in Dallas, Texas and he will be in attendance. He said that the secretary/treasurer position is available for the NCEES Southern Zone and is a 2-year position. He said that the secretary position for NCEES is also available and is a 3-year position. He reported that the NCEES headquarters would be moving this Spring from Clemson, South Carolina to Greenville, South Carolina.

NSPS LIAISON REPORT – IA HALL

Surveying featured among attractive employment opportunities

CNBC

This study analyzed data from the Bureau of Labor Statistics and identified 15 occupations that it noted as offering "freedom to work outdoors, connections to the natural world, and a chance to answer age-old questions about our planet and solar system. " The study projected job growth through 2026 for the 15 respective occupations to be between -1% to 19%. Surveying was shown as having a projected job growth of 11%, which tied as the 4th highest among the group. The 15 occupations were noted as offering salaries well above the Bureau of Labor Statistics' 2018 median salary (\$46,800) of U.S. workers. Among the text related to Surveyors was included the following, "to become one, you typically need a bachelor's degree, as well as, a license in order to certify legal documents and provide surveying services to the public."

Deprecation of the US Survey Foot

Michael Kulish, Professional Land Surveyor

It seems that the proposed deprecation of the U.S. Survey foot has had very little discussion within the profession. I believe the issue will have a far greater impact on the community, and on the U.S. generally, than is being recognized. No doubt you are aware of a proposal by National Institute of Standards and Technology (NIST) to "Deprecate the US Survey Foot" as a unit of measure. This action would have the effect of declaring the "International Foot" as "The Standard Foot" regarding the measurement of land and all things relative to it. This is an issue of significant concern to professional surveyors and all geospatial practitioners in the United States. It has been noted in the discussion thus far that the issue raises strong emotions. That is true. However, having strong emotion – in fact, passion – regarding a subject does not dictate that clear and objective thinking regarding that subject is unachievable.

FEMA's National Flood Insurance Program (NFIP) and Elevations Certificates make the news

NSPS

The NFIP has recently been in the news. The Washington Post recently ran a feature in which a university professor debunks myths on floods and the paper ran an editorial that urges Congress to reform NFIP. Additionally, a new National Academy of Sciences report calls for different approaches to predict and understand urban flooding. Meanwhile, a report anticipates gravity surveys conducted by aerial acquisition by NOAA/NGS could eliminate the need for elevation certificates by land survey.

Amanda Allred Elected Vice President of NSPS

NSPS

In the recent NSPS election, which ended in late December, Amanda Allred from the State of Washington was elected Vice President of NSPS for the Spring 2020-Spring 2021 term of office. She will assume her duties at the annual "swearing-in" ceremony which will take place during the NSPS General Membership meeting in late March. As Vice President she will begin ascent through the offices of President-elect, President, and Past President. The current NSPS President, President-elect, Vice President will ascend in the progression of NSPS officers and the Secretary and Treasurer will continue to fulfill their terms. The current Immediate Past President will join the 29 still-living predecessors (among 37 total) as a permanent Past President. For the 2022-23, NSPS officer cycle Amanda will become the 4th woman to serve as NSPS President. She is licensed in six states, has served as President of her state's surveying society, and as a NSPS Director. In 2016, she was among the "40 under 40" Young Surveyors named that year by xyHt magazine.

377 **National Surveyors Week is March 15-21, 2020**

378 NSPS

379 National Surveyors Week is always, "the week in March beginning with the 3rd Sunday". All should begin
380 planning activities, engaging fellow NSPS members, and requesting proclamations from Governors,
381 Mayors, County officials, etc.

382 **House Bill Would Ban Reverse Auctions for Certain Federal Contracts**

383 NSPS

384 Representatives Ro Khanna (D-CA) and Mark Meadows (R-NC) introduced the "Construction Consensus
385 Procurement Improvement Act" (H.R. 5644). As introduced, the NSPS-supported bipartisan legislation
386 would improve the procurement process for federally funded construction-related projects. If passed, it
387 would ban federal agencies from using reverse auctions to award design and construction contracts. The
388 Senate passed its version of the bill in late December. Through the Construction Industry Procurement
389 Coalition (CIPC) and COFPAES, NSPS has been working on this legislation to prohibit reverse auctions
390 for A/E services, including for surveying and mapping. In March 2019, NSPS Executive Director, Curtis
391 Sumner, and NSPS Federal Lobbyist, John "JB" Byrd, participated in a coalition briefing co-hosted by the
392 House Committee on Small Business. In that session, Sumner and Byrd discussed the importance of
393 QBS contracting.

394 **NSPS Planning Session Identifies Timely Issues for 2020 NSPS Day on the Hill!**

395 NSPS

396 NSPS Executive Director, Curtis Sumner, Government Affairs Committee Chairman Pat Smith,
397 Government Affairs Consultant, John Palatiello, and Federal Lobbyist John "JB" Byrd, met for a day-long
398 planning session earlier this week for a review and update of Federal legislative and policy issues,
399 including a progress report on the items NSPS took to Capitol Hill in 2019 focusing on the USGS 3D
400 Elevation Program (3DEP), NOAA's Digital Coast Act, the Federal Land Asset Inventory Reform (FLAIR)
401 Act, and FEMA's National Flood Insurance Program (NFIP). The group also set the agenda for the 2020
402 NSPS Day on the Hill scheduled for April 1, 2020. They are: (1) surveying in the infrastructure/highway
403 bill; (2) the impact on surveyors of limits on "geolocation data" in privacy legislation; and (3) separating
404 surveying and other design professions that impact public health, safety, and welfare from other
405 occupational licenses that have been the subject of de-licensing efforts.

406 NSPS encourages members from all 50 states to go to Capitol Hill in Washington, DC on Wednesday,
407 April 1.

408 **Other news...**

409 Introductory communication has been made with NCEES, and I now have a Member login for NCEES'
410 website.

411 Introductions were made with:

412 Sherrie Dyer - Executive Assistant to the CEO

413 Tim Lingerfelt – Southern Zone VP

414 Andy Zoutewelle – Assistant Zone Vice President

415 He talked about the NCEES meeting in Houston (April 23-25)

416 *Please work with your board administrator and plan to attend these meetings to get a full*
417 *measure of the National Council's participation and work. Also, for your information, "first-time*
418 *attendees" are funded to the annual meeting by the Council, so there is no direct cost to your*
419 *member board."*

FLORIDA SOCIETY OF SURVEYING & MAPPING LIAISON REPORT – DAVID SCHRYVER

Mr. Schryver reported that he was invited to participate in a FSMS conference call. He said that the call consisted mostly of discussion regarding the proposed education bill. He said that FSMS is meeting with the Secretary of DFE regarding theft and safety issues. He said that Mr. Bon Dewitt reported that there are 2 retirements coming up in his department creating vacancies. He said that Russ Hyatt mentioned that NSPS is looking at the railroads monument and mapping the right-of-way.

NEW/OLD BUSINESS

NONE

PUBLIC COMMENT

NONE

ADJOURNMENT - The meeting was adjourned on 9:21 a.m.