

**OPEN MINUTES**  
**Professional Land Surveying Division of the**  
**Missouri Board for Architects, Professional Engineers,**  
**Professional Land Surveyors and Landscape Architects**

Monday, May 2, 2011  
Plaza 2 Meeting Room  
Sheraton Westport Hotel  
Plaza Tower  
900 Westport Plaza  
St. Louis, Missouri

The Professional Land Surveying Division of the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects was called to order at 8:00 a.m. on Monday, May 2, 2011 in the Plaza 2 Meeting Room of the Sheraton Westport Hotel, Plaza Tower, 900 Westport Plaza, St. Louis, Missouri. A quorum being present, Mr. Mike Freeman declared the meeting open for business.

**Members Present**

Michael C. Freeman, Chair of the Division  
John Michael Flowers, Member of the Division  
Dan Govero, Member of the Division

**Others Present**

Shawn Hagerty, Board Staff  
Judy Kempker, Executive Director  
Laurie Koelling, Board Staff  
Karen Payne, Board Staff

To better track the order in which items were taken up on the agenda, each item in the minutes will be listed in the order it was discussed in the meeting.

**Approval of Minutes**

On motion by Mike Flowers, the minutes of the previous January 24, 2011 open meeting were approved. Mike Freeman seconded the motion. Voting in favor of the motion were Mike Flowers and Mike Freeman. Dan Govero abstained from voting since he was absent at the January 24, 2011 meeting.

Please note that Board Investigator, Shawn Hagerty, departed the meeting at 8:15 a.m.; re-entered the meeting at 8:25 a.m.; again departed the meeting at 8:35 a.m., re-entered at 8:45 a.m. and once again departed at 8:55 a.m.

**Discuss the Upcoming NCEES Central Zone Meeting on May 5-7, 2011 in Detroit, Michigan that Abe Adewale and Mike Freeman are Attending as well as the 2011 NCEES Annual Meeting Scheduled for August 23-27, 2011 in Providence, Rhode Island to Determine Who Would Like to Attend**

The Division Members discussed the upcoming NCEES Central Zone meeting that will be held on May 5-7, 2011 in Detroit, Michigan, which Mike Freeman will be attending. Upon discussion, Mike Flowers and Dan Govero requested that Mr. Freeman provide feedback from the meeting regarding the status of the upcoming NCEES computer testing, as well as reporting on what other states are doing regarding their surveying coursework requirements, at the fall MSPS Minimum Standards Workshop. In addition, Mike Freeman volunteered to attend the 2011 NCEES Annual Meeting scheduled for August 23-27, 2011 in Providence, Rhode Island and directed Executive Director, Judy Kempker, to request out-of-state travel approval from the Department on his behalf.

Please note that Board Staff, Laurie Koelling, departed the meeting at 8:50 a.m. and re-entered the meeting at 9:00 a.m.

**Discuss an Email Inquiry from Becky Bolejack with Western Missouri Title, Asking if it is Legal for the County Recorder to Quit Keeping Original Copies of Mylar of Surveys. The County Recorder Scans the Mylar of Surveys into the Computer System then Returns the Hard Copy Survey to the Person who Paid to Record the Survey**

Next, the Division members discussed the email inquiry received from Becky Bolejack with Western Missouri Title in which she asked if it is legal for surveyors to supply the recorder's offices with a diskette of the survey on it. Upon discussion Mike Flowers made a motion directing Executive Director, Judy Kempker, to respond via email to Ms. Bolejack by stating that "yes, the law allows surveyors to provide a scanned copy of the survey as long as it is a scanned copy of the final survey with all the required seals and/or signatures on it." The motion further directed Ms. Kempker to refer Ms. Bolejack to Section 59.563 of the law that addresses this issue. Dan Govero seconded the motion and it unanimously carried. Voting in favor of the motion were Mike Flowers and Dan Govero.

## **Review and Discuss Revised PDH Reporting Form**

Next, the Division members reviewed and discussed the latest revised version of the Professional Development Unit Reporting Form presented by Executive Director, Judy Kempker. Upon discussion, Mike Flowers made a motion to adopt the revised version for use. Dan Govero seconded the motion. Voting in favor of the motion were Mike Flowers and Dan Govero.

## **Review and Discuss Information Submitted by Mark Rehwaldt Regarding the University of Wyoming's Surveying Program as it Relates to "A Least Squares Adjustment" Class; also Reviewed the "Remote Sensing/Photogrammetry", and "Real Estate or Real Property Law" Classes to Determine if They Would Meet the Qualifications for Making Application Under Rule Numbers 20 CSR 2030-14.020; 20 CSR 2030-14.030, and 20 CSR 2030-14.040**

Before discussing the University of Wyoming's surveying program the Division members requested that Board Staff revise the LSIT application by categorizing the education page of the application to include the courses defined in the curriculum guideline table for making application under Sections 20 CSR 2030-14.020; 20 CSR 2030-14.030; and 20 CSR 2030-14.040. Once the education page is revised the staff is to forward it to the Land Surveying Division members for review.

Next, the Division members reviewed and discussed the request from the University of Wyoming regarding their courses "A Least Squares Adjustment"; "Remote Sensing/Photogrammetry"; and "Real Estate or Real Property Law" for the purpose of determining if they would meet the qualifications for making application under Board Rules 20 CSR 2030-14.020; 20 CSR 2030-14.030; and 20 CSR 2030-14.040. Upon discussion, Dan Govero made a motion directing Executive Director, Judy Kempker, to respond to Mr. Rehwaldt by stating that the Division approved the "A Least Squares Adjustment" class as being acceptable coursework to satisfy the "Surveying A – Data Adjustment" course requirement for Sections 20 CSR 2030-14.020 and 20 CSR 2030-14.030 and 20 CSR 2030-14.040; approved the "Remote Sensing/Photogrammetry" class to be acceptable coursework to satisfy the "Surveying B" course requirement for Sections 20 CSR 2030-14.020 and 20 CSR 2030-14.030 and approved the "Real Estate or Real Property Law" class to be acceptable in meeting the "Legal Aspects of Boundary Surveying" requirement defined in Statute 327.312(1) (2) and (3). Mike Flowers seconded the motion. Voting in favor of the motion were Mike Flowers and Dan Govero.

**Motion to Close**

At 9:05 a.m., Chairman Freeman called for a motion to close the meeting to the general public for the purpose of discussing confidential or privileged communications between this agency and its attorney as well as to discuss pending litigation and complaint matters. Dan Govero made a motion that the meeting be closed to the general public pursuant to Chapter 610.021 subsection (14) and 324.001.8 and 324.001.9, RSMo for the purpose of discussing investigative reports, complaints, audits and/or other information pertaining to licensees or applicants; Chapter 610.021 subsection (1) RSMo for the purpose of discussing general legal action, causes of action or litigation and any confidential or privileged communication between this agency and its attorney, and for the purpose of reviewing and approving closed meeting minutes of one or more previous meetings under Chapter 610.021 RSMo which authorizes this agency to go into closed session during those meetings. The motion was seconded by Mike Flowers and unanimously carried. Voting in favor of the motion were Mike Flowers and Dan Govero.

**Reconvene in Open Session**

At 5:30 p.m., the Professional Land Surveying Division reconvened in open session for the purpose of adjourning.

**Adjournment**

There being no further discussion, a motion was made by Dan Govero and seconded by Mike Flowers to adjourn. The motion carried unanimously. The meeting adjourned at 5:30 p.m. on May 2, 2011.

ATTEST:

\_\_\_\_\_  
Executive Director

Approved by Board on: \_\_\_\_\_