

MARYLAND BOARD FOR PROFESSIONAL LAND SURVEYORS BUSINESS MEETING MINUTES

Date: November 3, 2021

Time: 11:00 a.m.

Location: 500 Calvert Street
Room 302
Baltimore, MD 21202

Joining Info: Access Using Video Conferencing
meet.google.com/znw-ckha-meg
Phone: 1-262-546-6259
PIN: 112 898 300#

Members Present:

John V. Mettee III, Chair, Land Surveyor
Tammy L. Rollins, Vice Chair, Consumer Member
Thomas M. Orisich, Land Surveyor
Jeanne L. Nebre, Land Surveyor
T.J. Frazier, Land Surveyor

Absent: Derrick McLaughlin, Consumer Member

Labor Officials & Staff Present:

Zevi Thomas, Executive Director
Raquel M. Meyers, Assistant Executive Director
Milena Y. Trust, Board Counsel
Carla Marie Zamon, Administrative Specialist III

Others Present: Paul Ewell, MSS President-Elect

CALL TO ORDER

Chair, John V. Mettee, III, called the Business meeting of the Maryland Board for Professional Land Surveyors to order, virtually, at 11:06 a.m.

APPROVAL OF THE MINUTES

The members of the Board reviewed the Business minutes held on May 5, 2021. Motion (I) was made by Mr. Orisich, seconded by Ms. Rollins, and unanimously carried by the Board to approve the minutes with corrections.

COMPLAINT COMMITTEE REPORT

Mr. Orisich presented the Complaint Committee:

04-LS-20 - Investigating/Awaiting civil case's resolution
08-LS-21 - Investigating/Complainant's Response extended until November 30th
10-LS-21 - Closed
01-LS-22 - Closed
07-LS-22 - Closed
08-LS-22 - Investigating/Resend letter to the Respondent
09-LS-22 - Investigating/Awaiting Respondent's Response

Motion (II) was made by Ms. Nebre, seconded by Ms. Rollins, and unanimously carried by the Board to accept the Complaint Committee report.

CORRESPONDENCE - None

NEW BUSINESS

Ms. Trust advised that the practice of licensed Maryland Professional Engineers being exempt from taking the Maryland Storm Drain and Road Grade exam was brought to the Board for Professional Engineers for discussion. The Board for Professional Engineers did not agree with this practice. Mr. Orisich requested to discuss a complaint in Executive Session as well. A review of this practice and complaint was tabled for further discussion in Executive Session.

OLD BUSINESS

Mr. Mettee confirmed with Ms. Zamon that IACET is moving forward with becoming an approved provider. Ms. Zamon informed the State Specific examinations are scheduled for November 5th and 12th.

Mr. Orisich informed that the Practice Act Committee will reconvene on December 1, 2021, at 1:00 p.m.

EXECUTIVE DIRECTOR'S REPORT

Mr. Thomas introduced himself as the new Executive Director. His background is Landscape Architecture, and he was Director of Professional Development at the American Institute of Architects. He expressed his gratitude to be joining the Design Boards. Ms. Meyers was thanked for her time served prior to Mr. Thomas joining the Design Boards.

BOARD COUNSEL'S REPORT

Ms. Trust thanked the Maryland Society of Surveyors for her award which was presented at their 54th Fall Annual Conference at Turf Valley Resort on October 14, 2021.

MARYLAND SOCIETY OF SURVEYORS

Mr. Ewell introduced himself and was welcomed by the Board as the new MSS President-Elect. He reported progress on right of entry legislation scheduled for next year and how it follows Pennsylvania's example. The next step is to present it to his Board.

APPLICATIONS FOR REVIEW

Applications are available on the google drive and will be reviewed by the Board.

OTHER BUSINESS

Mr. Mettee reported that a complaint-related letter was received at his place of business. He stressed that individuals are not to contact Board members directly regarding complaints. When the Board adjudicates a complaint, a member must be able to hear the case impartially. If his knowledge of a case causes a recusal, then the complaint might need to go to the Office of Administrative Hearings.

The Board suggested that the department website should be updated to clearly show the email address and street address for where complaints must be filed. Mr. Mettee disposed of the letter. Mr. Orisich informed he received the same letter. He agreed with Mr. Mettee and emphasized all complaints filed must be sent directly to the Complaint Committee.

EXECUTIVE SESSION

Motion (III) was made by Mr. Orisich, seconded by Ms. Rollins, and the Board unanimously agreed to enter Executive Session, pursuant to § 3-305(b)(7) of the General Provisions Article, Maryland Annotated Code, at 11:31 a.m., virtually, to discuss and obtain the advice of Counsel regarding the Complaint Committee Report and exemption of Professional Engineers from taking the Maryland Storm Drain and Road Grade exam.

Motion (IV) was made by Mr. Frazier, seconded by Ms. Rollins and the Board unanimously voted that the Board reconvene in the Business Meeting at 11:46 a.m. Upon completion of the session, the Board reconvened its public meeting at 11:46 a.m.

OTHER BUSINESS

Mr. Orisich asked if a complaint should be discussed once it is closed. Mr. Mettee informed very minimally. Mr. Mettee continued to say that it is preferable for a hearing to be completed by the Professional Land Surveyors Board, not the Office of Administrative Hearings. Thus, avoiding recusal situations is preferred. Ms. Trust added that on some occasions, additional evidence is received, and a complaint is re-opened.

Mr. Frazier reminded the Board to discuss the exam exemption next month. Ms. Trust advised that ten (10) applications of dually licensed Professional Land Surveyors be pulled and available for review. She also suggested that an in-person meeting would

be most beneficial. Mr. Mettee advised Ms. Meyers and Mr. Thomas to have ten (10) applications available. In addition, should the practice of waiving the exam end, it will need to be on the updated on the website.

The next meeting is scheduled for December 1, 2021, at 11:00 a.m.

ADJOURNMENT

There being no further business to discuss, Motion (V) was made by Ms. Rollins, seconded by Mr. Frazier, and unanimously carried by the Board to adjourn the meeting at 11:53 a.m.

Approved: X without corrections _____ with corrections

Signature on file

John V. Mettee, III, Chair

Date: December 1, 2021