

**STATE OF MICHIGAN  
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH  
2501 Woodlake Circle, Okemos, Michigan 48864-5955**

**Professional Surveyors**

**BOARD MEETING MINUTES**

**January 7, 2009**

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Board of Professional Surveyors met in regular session on January 7, 2009, at the Department of Energy, Labor & Economic Growth, Bureau of Commercial Services, 2501 Woodlake Circle, Room 1, Okemos, Michigan. The business meeting was called to order by Chairperson, Carl Shangraw at 9:00 a.m.

**ROLL CALL**

Present:	Catherine DeDecker	Member
	Karol Grove	Member
	Ronnie Lester	Member
	Daniel Redstone	Member
	Carl Shangraw	Chairperson
	Robert Stanford	Member
Absent:	Carolyn Charters	Member
	George Karmo	Member
	William Karr	Vice Chairperson
Staff:	Gloria Keene	Licensing Administrator
	Michael Pillow	Assistant Licensing Administrator
	Jackie Jernigan	Secretary to the Licensing Administrator
	Joyce Karr	Licensing Director
	Stephen Gobbo	Director, Legal Affairs Division
	Jim Farhat	Policy Specialist
	Foye Longworth	Testing & Education Services
	Andrew Metcalf	Director, Bureau of Commercial Services
	Ann Paruk	Enforcement Division
	Joseph Berry	Legal Affairs Division
Conrad Tatnall	Legal Affairs Division	
Visitors:	Rollie Self	Executive Director, Michigan Society of Professional Surveyors
	Nicholas O'Non	Licensee
	Lawrence Emery	Attorney for Nicholas O'Non

### **ADDITIONS TO OR DELETIONS FROM AGENDA**

Mr. Lester asked that Michigan Society of Professional Surveyor (MSPS) Letter be added under Old Business 5.b.

### **APPROVAL OF MINUTES FROM BOARD MEETING HELD ON SEPTEMBER 24, 2008**

Motion: It was moved by Mr. Lester and supported by Mr. Stanford that the meeting minutes from September 24, 2008 be approved as written. The motion carried unanimously.

### **HEARING REPORT**

Motion: It was moved by Mr. Lester and supported by Ms. DeDecker that the Board receive the hearing report on the agenda. The motion carried by unanimous vote.

**Nicholas M. O'Non      License No. 4001028420      Complaint No. 304965**

The Board reviewed the hearing report.

Motion: It was moved by Mr. Lester and supported by Ms. Grove that the following penalty be assessed: Civil fine of \$7,000.00 made payable to the State of Michigan within 1 year of the issuance of the Board's Final Order; suspend Respondent's surveyor's license for a period of 1 year from the date of the board's Final Order, and no new licenses or registrations should be issued to Respondent during that time; at the end of 1 year, Respondent's surveyor's license should be reinstated, provided that Respondent has paid the civil fine in total by then; if not, the suspension of the license should be continued until Respondent has paid the civil fine in full. The motion carried unanimously.

### **OLD BUSINESS**

#### **Update on Continuing Professional Competency**

Ms. Keene reported that there were several proposals submitted by various professional organizations committed to tracking and monitoring continuing professional competency. Additionally, Mr. Longworth of Testing & Education Services (TES) spoke to the Board members about how TES will be assisting the Boards with the implementation of continuing competency.

Mr. Farhat, Policy Specialist, presented the Board with the most recent revised copy of the Professional Surveyors Administrative Rules.

Mr. Metcalf, Bureau Director, answered the Board members' questions about the implementation of continuing professional competency and the time frame.

Motion: It was moved by Mr. Lester and supported by Ms. Grove to accept the proposed rules for continuing professional competency as drafted from the National Council of Examiners for Engineering and Surveying (NCEES) Continuing Professional Competency Guidelines. The motion carried unanimously.

Motion: It was moved by Ms. DeDecker and supported by Mr. Lester to accept the most recent revised copy of the Professional Surveyors Administrative Rules presented by Mr. Farhat. The motion carried unanimously.

### **Michigan Society of Professional Surveyors (MSPS) Letter to Counties**

Ms. Grove advised that the topic was not discussed at the last MSPS meeting due to time constraints, but she will bring it up at the upcoming MSPS meeting and report the outcome at the next Board meeting.

### **NEW BUSINESS**

None.

### **STAFF REPORT**

#### **Exam Statistics**

Mr. Longworth of Testing Services provided statistics for the Michigan Part IIB Surveyor examination. He advised that from 1/14/08 thru 12/31/08 a total of 31 candidates took the test, with 18 passing and 13 failing.

### **ITEMS OF CONSIDERATION FROM BOARD MEMBERS**

None.

### **PUBLIC COMMENT**

Lawrence Emery, Attorney for Nicholas O'Non, expressed his dissatisfaction with the Board Members determination on the Hearing Report for Mr. O'Non.

**NEXT MEETING DATE**

The next regularly scheduled meeting of the Board of Professional Surveyors will be held on April 15, 2009.

**ADJOURNMENT**

There being no further business to be brought before the Board at this time, the meeting was adjourned at 11:00 a.m.

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Carl Shangraw, Chairperson

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Date

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Jackie Jernigan, Recording Secretary

\_\_\_\_\_  
Date