

MINUTES OF MEETING #312
OF THE WEST VIRGINIA BOARD OF PROFESSIONAL SURVEYORS
August 19, 2020
CHARLESTON, WV, and Via Zoom



Present: Sefton R. Stewart, *Chairman*
James T. Rayburn, *Secretary*
Gary D. Facemyer, *Member*
Lantz Rankin, *Members*
Keith D. Fisher, Esq. *Attorney General Counsel*
Kristi A. Justice, *Executive Director*

Guest: John Green, P.S.
Bobby Cales

Absent: Douglas C. McElwee, Esq., *Public Member*

The Chairman called Meeting #312 to order at 11:02 a.m. on Wednesday August 19, 2020 and noted that the meeting was properly noticed by the West Virginia Secretary of State.

Delegations or Public Concerns

None

Executive Session

Mr. Tom Rayburn made a motion, seconded by Mr. Gary Facemyer to enter Executive Session pursuant to *W. Va. Code §6-9A-4(b)(7)* to discuss complaints at 11:04 a.m. Motion carried.

The Board reconvened in regular session at 11:54 a.m.

Summary of the Executive Session was read aloud by the Executive Director. Mr. Gary Facemyer made a motion, seconded by Mr. Tom Rayburn to approve the items discussed in the Executive Session regarding complaints. Motion carried with Mr. Lantz Rankin recused from all complaints. Mr. Sefton Stewart recused himself from C20(Cales).

C20 (Shuck) – Open Complaint & ask PS for response

C20 (Cales) - Open Complaint & ask PS for response

C21 (Hewett) - Open Complaint & ask PS for response

C19-01 – Send a follow up letter to Complainant and PS

C19-13 – Mr. Lantz Rankin and Executive Director will schedule a phone conference call with PS Supervisor. This call will take place on September 10, 2020.

C20-04 – PS has not completed the survey as to date

C20-05 – Close Complaint this is a legal issue and out of the jurisdiction of the Board.

C18-03 & C18-05: Mr. Lantz Rankin and Executive Director will schedule a phone conference call with PS Supervisor. This call will take place on September 10, 2020.

WVSPS Liaison

Mr. John Green provided the Board an update from the WV Society of Professional Surveyors and stating they are working on the FY2021 WVSPS Convention and they are researching having a hybrid type conference.

Minutes

Mr. Tom Rayburn made a motion, seconded by Mr. Gary Facemyer to approve the Minutes from Meeting #310 & #311 as written. Motion carried.

Financial Report

The Executive Director provided the financial expenditure report with a Cash (Budget) balance as follows:

June 30, 2020 – \$286,906.39 (\$61,272.37)

July 31, 2020 - \$289,562.28 (\$187,335.89)

Mr. Tom Rayburn made a motion, seconded by Mr. Gary Facemyer to approve the financial and expenditure reports. Motion carried.

Mr. Tom Rayburn made a motion, seconded by Mr. Gary Facemyer to approve the P-Card Charges.

Consider Response to House Concurrent Resolution 114, 116 & 129

Executive Director, Kristi Justice, provided the Board with a draft response to the House Concurrent Resolution 114, 116 & 129. The Board discussed and made minor changes to the responding document. Mr. Lantz Rankin made a motion, seconded by Mr. Tom Rayburn to submit the WVBPS response with the changes to the House Government Organization Committee. Motion carried.

Rule 23CSR1 Amendment

Executive Director, Kristi Justice, provided the Board an update regarding the rule amendment to Legislative Rule 23CSR1 (Examination and Licensing of Professional Surveyors in West Virginia).

Consider “RedVector (Vector Solutions)” Ethics Request

Mr. Tom Rayburn made a motion, seconded by Mr. Gary Facemyer to approve the request by RedVector asking for board’s approval for the on-Line Ethics continuing education courses. Motion carried.

Consider FY2020 Annual Report

Mr. Lantz Rankin made a motion, seconded by Mr. Tom Rayburn to approve the WVBPS FY2020 Annual Report. Motion carried.

Consider COA Request (#5916 Clarksburg, WV & #6057 Jane Lew, WV)

Mr. Gary Facemyer made a motion, seconded by Mr. Tom Rayburn to approve the Dual Surveyor-In-Charge request for COA (#5916 Clarksburg, WV) & (#6057 Jane Lew, WV). Motion carried.

Professional Surveyor Retired Applications (#1081, #1451, #1736, #707, #1144, #1125, #1914, #1764, #768, #1976, #1345, #1283, #1808, #1835, #723)

Mr. Tom Rayburn made a motion, seconded by Mr. Gary Facemyer to approve the Professional Surveyor Retired Applications. Motion carried.

Survey Intern (#218)

Mr. Tom Rayburn made a motion, seconded by Mr. Lantz Rankin to approve the Survey Interns (#218) having passed the Fundamentals of Surveying Examination by Computer Based Testing. Motion carried.

Surveyor Intern Special Supervision Clause

Mr. Tom Rayburn made a motion, seconded by Mr. Lantz Rankin to approve Surveyor Intern Special Supervision #197 (Jonathan G. Saunders). Motion carried.

2020 Spring Exam (July 24, 2020) New Licensees (PS #'s 2405 - 2412)

Mr. Tom Rayburn made a motion, seconded by Mr. Gary Facemyer to approve the 2020 Spring Exam (July 24, 2020) New Licensee (PS # 2405 - 2412) having passed the required examinations for licensure as a West Virginia Professional Surveyor. Motion carried.

The Board discussed an email correspondence the Executive Director received from an individual who participated in the July 24, 2020 WV Specific Exam. The Board advised Executive Director on responding to the individual.

Exam Writing Workshop (September 17, 2020)

Executive Director, Kristi Justice, provided the Board an update regarding the Exam Writing Workshop that will be held on September 17, 2020. Board members provided input on inviting additional licensees to the workshop.

2020 Fall Exam Update

Executive Director, Kristi Justice, provided the Board an update regarding the 2020 Fall WV State Specific Exam.

Board Member Reappoint (Mr. Douglas McElwee)

Executive Director provided the Board with the reappoint letter for Mr. Douglas McElwee, which his term will end June 30, 2024.

NCEES Virtual Meeting (August 27, 2020 5:30 PM)

Executive Director reminded Board Member of the virtual NCEES annual meeting that will be held on August 27, 2020 at 5:30 PM. Board members need to register to participate in the event.

WVBPS Safety Committee Update

The WVBPS Safety Committee reports no safety concerns at this time.

Executive Directors Report:

Executive Director, Kristi Justice, provided the Board with an update of board office related duties and provided each member with an Executive Directors Report.


Board Elections FY-2021 §30-1-3(a) and §30-13A-4(k)

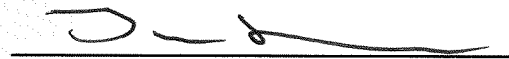
Chairman: Mr. Gary Facemyer nominated Mr. Sefton Stewart as Chairman for Fiscal Year 2021. Seconded by Mr. Tom Rayburn. Motion carried.

Secretary: Mr. Gary Facemyer nominated Mr. Tom Rayburn as Secretary for Fiscal Year 2021. Seconded by Mr. Lantz Rankin. Motion carried.

There being no further business, Mr. Gary Facemyer made a motion, seconded by Mr. Sefton Stewart, that the meeting adjourn at 1:42 P.M. Motion carried.

Respectfully Submitted:


Sefton R. Stewart, P.S., Chairman


Tom Rayburn, P.S., Secretary