

## LAND SURVEYORS SECTION MEETING

### MINUTES

The Land Surveyors Section of the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects (APELSCIDLA Board) met on February 18, 2009, at the Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia, with the following members present:

John R. McAden  
Nancy E. McIntyre  
W. R. Stephenson, Jr.

Staff present for all or part of the meeting were:

Jay W. DeBoer, Director  
Mark N. Courtney, Deputy Director of Licensing and Regulation Division  
Kathleen R. Nosbisch, Executive Director  
Marian H. Brooks, Program Administrator  
Earlyne Perkins, Legal Analyst  
Michelle Gowen, Administrative Assistant

No representative was present from the Office of the Attorney General.

Ms. McIntyre, Chair, called the meeting to order at 9:10 a.m.

Call to Order

Mr. Stephenson moved to approve the agenda. Mr. McAden seconded the motion which was unanimously approved by members: McAden, McIntyre, and Stephenson.

Approval of  
Agenda

**Public Comment Period** – No comments were made to the Section members.

Public Comment

Regarding **File number 2009-00385, Stephen L. Barcena**, the Section members reviewed the Consent Order as seen and agreed to by Mr. Barcena. Mr. McAden moved to recommend that the Board accept the Consent Order which cites the following violations of the Board regulations: 18 VAC 10-20-370.D.2.c (Count 1) and 18 VAC 10-20-370.D.2.k (Count 2). For these violations Mr. Barcena agrees to the following sanctions: \$150.00 for the violation contained in Count 1 and \$100.00 for the violation contained in Count 2, as well as \$150.00 in Board costs for a total monetary penalty of \$400.00. Ms. McIntyre seconded the motion which was unanimously approved by members: McAden and McIntyre. Mr. Stephenson was not present during the discussion or vote.

File Number  
2009-00385,  
Stephen L.  
Barcena

Ms. Nosbisch updated the Section members on the NCEES NE Zone meeting which Virginia will be hosting in Norfolk April 17 & 18, 2009. Ms. Nosbisch requested that the Section inform her of their plans for attendance to the meeting in the very near future.

Review  
Information  
from NCEES

Mr. Stephenson informed the Section members of the details of a letter from PCS stating that PCS and DPOR are pleased to present him with 5 hours of continuing education for his involvement in writing the examination questions. Mr. Stephenson noted that this act does not meet the requirements in the Boards regulations for continuing education and requested that Ms. Nosbisch contact PCS about this matter.

Other Business

Mr. Stephenson requested that staff obtain a previous discussion from the meeting minutes regarding accepting as-builts from contractors.

Ms. McIntyre noted that she has received some questions regarding signature requirement for topographic surveys.

Ms. Nosbisch, Mr. DeBoer, and Mr. Courtney informed the Section members that they recently met with representatives of VSPE, ACEC/VA, and VSAIA regarding their concerns with recent actions of the APELSCIDLA Board. They voiced concerns with the Board's interpretation of allowing Landscape Architects to sign and seal plans for storm water systems. They also expressed concern that the Professional Engineer members are being outvoted on engineering matters.

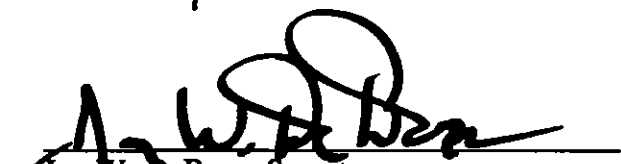
Conflict of Interest forms were completed by all members present.

Conflict of  
Interest Forms

There being no further business, the meeting was adjourned at 9:47 a.m.

Adjourn

  
Nancy E. McIntyre, Chair

  
Jay W. DeBoer, Secretary

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Nancy E. McIntyre
2. Title: Board Member
3. Agency: Land Surveyors Section/APELSCIDLA Board
4. Meeting/IFF Date: Section Meeting February 18, 2009

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
\_\_\_\_\_

Nature of Personal Interest Affected by Transaction:

\_\_\_\_\_  
\_\_\_\_\_

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

LAND SURVEYORS + PROFESSIONAL ENGRS

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6.  I do not have a personal interest in any transactions taken at this meeting.

Nancy E. McIntyre  
Signature

2/18/2009  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: W. R. "Steve" Steph enson, Jr.  
2. Title: Board Member  
3. Agency: Land Surveyors Section/APELSCIDLA Board  
4. Meeting/IFF Date: Section Meeting February 18, 2009

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
\_\_\_\_\_

Nature of Personal Interest Affected by Transaction:

\_\_\_\_\_  
\_\_\_\_\_

I declare that I am a member of the following business, profession,  
occupation or group, the members of which are affected by the transaction:

\_\_\_\_\_

I am able to participate in this transaction fairly, objectively, and in the  
public interest.

or

I did not participate in the transaction.

6.  I do not have a personal interest in any transactions taken at this  
meeting.

W R Stephenson  
Signature

2/18/2009  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: John R. McAden  
2. Title: Board Member  
3. Agency: Land Surveyors Section/APELSCIDLA Board  
4. Meeting/IFF Date: Section Meeting February 18, 2009

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
\_\_\_\_\_

Nature of Personal Interest Affected by Transaction:

\_\_\_\_\_  
\_\_\_\_\_

I declare that I am a member of the following business, profession,  
occupation or group, the members of which are affected by the transaction:

\_\_\_\_\_

I am able to participate in this transaction fairly, objectively, and in the  
public interest.

or

I did not participate in the transaction.

6.  I do not have a personal interest in any transactions taken at this  
meeting.

John R. McAden  
Signature

2-18-09  
Date