

EASTERN NEW YORK SOCIETY OF LAND SURVEYORS BOARD OF DIRECTORS MEETING
MINUTES

May 9, 2002

CALL TO ORDER: Brian Holbriiter 5:35

Attendance: Jody, Brian, Bill, Ellen, Don D., Rich, Don
C., Tim, Les, Joe, Chuck

Guest: Jim Vianna; Ann Marie Schreiber

REPORT OF ELECTED OFFICERS

SECRETARY'S REPORT - RAY SMITH - Jody/Rich B. accepted as
submitted

TREASURER'S REPORT - WILLIAM LAPAN- attached
Dues correction for March from NYSAPLS
Submitted for audit

PRESIDENT'S REPORT - Lobby Day attended by Brian, Joe, Ellen, Jody, and
Ann Marie Schreiber; good turnout overall (about 30 NYSAPLS members)
Issues included continuing education, n-exemption, common driveways,
statute of limitations; general design professionals issues; legislators
seemed very receptive; Next NYSAPLS meeting, May 17 at the Century Inn
in Latham at 1PM

EXECUTIVE VICE-PRESIDENT - JOE MALINOWSKI - There will be a meeting of
the NYSAPLS Education Committee Friday May 17, 9AM before the Executive
Board Meeting to review the issues of the Conference Restructuring
Committee Our next meeting will be held in September at the Crossgates
Restaurant on Washington Ave. Ext.
No picnic for June, maybe fall

VICE-PRESIDENT - RICH BENNETT - no report

REPORT OF APPOINTED OFFICERS

HISTORIAN

PARLIAMENTARIAN

CONSTITUTION & BY-LAWS

SCHOLASTIC DEVELOPMENT -

Scholastic Development

Discussion on New Application for Paul Smith's Students
Trig Star - 8 of 10 packages have gone out; no results
in yet

Information on Scholarship awards from other regionals
Discussed Press Release for winner for Eastern Each local winner will
get a plaque; suggestion of \$25 to winner Motion by Les Denison, "To
support TrigStar Program with approximately \$500 for purchase of a \$500
Savings Bond and cost of frames. 2nd: Joe Malinowski Passed unanimously.

Legislative

Lobby Day - see President's Report
Continuing Ed. Law still in committee
Peter O'Connell is following 273 pieces of Legislation including:

* Including Lyme Disease as an occupational disease compensable under Workers' Compensation Law

* Law requiring County Clerk to notify adjacent property owners of changes to maps of a subdivided parcel and for the coordination of tax maps with surveyors' maps

* Bill authorizing the Board of regents to waive citizenship or immigration status requirements for a professional license in the professions

* Continuing Education bills for Engineers, chiropractors, psychologists, nurses, revisions on architects; veterinarians and vet techs; pharmacists

* Authorizing governing bodies of counties to impose a rejection fee of \$100 for the filing of papers or instruments relating to real property when such papers are legally insufficient for the purpose for which they were filed upon submission to the county clerk (legally defective)

* Creation of Freshwater and Tidal wetlands mitigation banks

* Law providing for the disclosure of licensing examination questions and set procedures for rescoring upon request for examinations for professional licensure

* Law excluding certain lots created by cluster zoning laws under town, village or general city law, where such lots are part of a subdivision where the density of such subdivision is less than one unit per 5 acres, from being included under the definition of residential lots

* Amendment to Business Corporation Law regarding incorporation of design professional service corporations so a non-professional may own less than 25% of the shares and officers positions

* Modification to Highway Law shifting the authority for determining whether or not a private right-of-way should be granted to a landowner through the land of an adjacent landowner from a jury to a town committee.

* Enacts Statute of Limitations provisions against design professionals for period of 10 years after completion of improvement to real property

* Technical recruitment, career development and retention program for NYS DOT; provides for use of funding for the review of current payment practices regarding payment of certain differentials to private sector consultants

* Raising Wicks Law threshold from \$50,000 to \$500,000

* Law providing for suspension of professional license under Education Law where a licensee is in arrears in payment of child support or spousal support

* Professional Licensing of Geologists

* Law eliminating licensure requirement of citizenship or permanent residence where such requirement presently exists

* Mandatory Continuing Education for Land Surveyors

* Law authorizing state and municipal agencies to establish rules for the

use, sale and distribution of GIS materials disclosed under Freedom of Information law; authorizes imposition of fees for copies of materials

* Wetlands homeowners' relief act; prohibits DEC from delineating wetlands

beyond boundaries shown on official wetlands maps

* Provides establishment of planned unit development districts and plan

review; defines PUD as a development which may include residential, commercial, industrial or other uses or any combination thereof in a flexible manner to achieve the goals of a comprehensive plan.

* Promotes fairness in competitive bidding by providing enforcement of

prevailing wage provisions applicable to public work construction projects

* Requires low bidder on state contracts to provide that PWR shall be paid

when such bid is lower than next lowest by %10 or more

* Provides cartways to land which has become landlocked as a result of state

construction of roads or highways

* Expansion of PWR requirements to state, local agency and public authority

public work contracts

* Additional penalties for failure to pay PWR or supplemental benefits

* Establishment of regional conservation partnerships for preservation of

open space and farmland

* Zoning comparison and review along common municipal boundaries

* Law providing for civil enforcement proceedings and penalties for

unlicensed practice of a profession

* Authorization of certain municipal corporations to establish a mediation

process for resolution of land use disputes

* Provides for the disposal of certain information or data maintained by

agencies of government including electronic records

* Regulation of contracts for architectural and engineering services with

public authorities

* Access of all public records on internet

* Omnibus Prevailing Wage Enforcement Act

* Establishes procedures for service of charges and notice of hearing

regarding professional discipline cases

* Authorization of Board of regents to consider conduct in another jurisdiction in determining professional license application

* Provides for voluntary compliance agreements between people investigated

for the unauthorized practice of a profession and the Department of Education

* Creation of GIS Program in Office of Technology

* Requires Office of Technology to develop a GIS system to help municipalities calculate future development potential

* Inclusion of records preservation by digital imaging technology in

determinations of the period of probable usefulness

WEB Site Up and running
 Meeting notices in
 Meeting response forms on line
 Tied to NYSAPLS

ETHICS AND BUSINESS PRACTICES

CONTINUING EDUCATION - CHUCK/JODY - flier in Empire State Surveyor and on both websites (NYSAPLS and ENYSLS); will be held at Hilton Gardens (got a reduced rate \$95/room - check application for specific rate reference info on who to call to get the rate); continuing education credits are still pending; we will advertise in surrounding states

FINANCE

MEMBERSHIP - no new members

PROGRAM - Les Denison - OPD case reference (attached)

Tonight Richard Trumbull-OPD

Les is looking into a dinner/band cruise on the Dutch Apple or the Capt. JP Cruise Line for the summer; recommends Capt. JP comic/dinner cruise Wednesday night July 24

2-1/2 hrs. 7PM-10PM \$11-\$26 (without dinner or with dinner) Prime rib,

chicken, veg. Lasagna

Les will do flyer to mail out and put on website -Sept. program still open

PUBLIC RELATIONS- Home Show deposit will be sent in. Brian will ask Eric Behrens to chair committee

TECHNICAL INFORMATION

HANDBOOK - JODY

TABLED/OLD BUSINESS

none

NEW BUSINESS - arrears phone calls split among members to complete before next meeting

MEETING ADJOURNED Jody/Bill 6:30 PM

Minutes taken by Ellen Nelson substituting for Ray Smith