

**UCLS Board Meeting Minutes**  
**June 11, 2011**  
**9:00 A.M.**  
**Fairfield Inn**  
**1515 South University Avenue**  
**Provo, UT**

**I) Welcome & Call to Order – Mike**

The meeting was called to order at 9:05 a.m.

**II) Roll Call**

**Board Members Present:**

Michael Nadeau	State Chair
Brad Mortensen	Chair Elect
Jerry Allred	Past Chair
Steve Keisel	NSPS Governor
Ken Hamblin	CC Representative
Mike Withers	SL President
David Bronson	BC President
Scott Bishop	CC President
Jeff Searle	SL Representative
Gary Ratcliffe	TC President
David Kay	BC Representative
Dallas Buttars	GS Representative

**Board Members Absent:**

Ron Whitehead	WestFed Representative
David Balling	GS President
Dan Knowlden, Jr.	TC Representative

Susan Merrill, Administrative Secretary, was present and Michael Nadeau presided in the chair.

**III) Additions to Agenda**

Brad Mortensen wants to add a discussion about sending a representative to the Surveyor's Summit for the ESRI conference. We will add it under New Items.

**IV) Approval of Minutes**

Ken Hamblin wanted to make a change in the April 9, 2011 minutes. He said in the discussion about the WestFed liaison, it would be better for the second delegate to go with Steve to some of those NSPS meetings because we don't need to send two delegates to WestFed. Brad Mortensen made some changes as well that were sent to the board. They will also be incorporated.

**Motion:** Jerry Allred moved to accept the minutes with the changes mentioned above. David Bronson seconded the motion. The motion carried unanimously.

**V) Secretary Report**

Susan reported the current membership numbers. She also said that she reviewed the minutes from the past eight years and did not find a discussion about gaining 501(c)(3) status. She did see some discussion about setting up a scholarship foundation with an attorney named Michael Creer. She tried to contact both Mr. Creer and Lyle Braithwaite, the former UCLS accountant. She has not heard back from either of them yet. Susan did check into current CD rates and supplied the rates from both Zions Bank and America First Credit Union. These rates reflect what most similar financial institutions are paying. It was decided to table this decision for six months to a year and see if the economy improves.

- a) **Budget review** – Brad mentioned that the Trig-Star budget item needs to be a sub-category of the membership committee. Susan will make that change.

## VI) Follow Up Items

- a) **501(c)(3)** - covered under Secretary Report
- b) **CD rates** - covered under Secretary Report
- c) **Publication Committee** – Foresights (discussion on digital vs. printed) – Steve Keisel reported that advertisers do not seem to be interested in advertising in a solely digital version of Foresights. There were no advertisers in the Summer 2011 issue. Advertisers want something they can pass out. Even though they can print copies of the magazine, they are not interested in doing that. The content of the last issue was good. We might want to consider printing the magazine again. Steve would like to e-mail Foresights to our potential advertisers and see if they want to be a part of it. Others mentioned that they are more likely to read a hard copy of a magazine. Sophie Hanson still is doing UEC’s Journal. Sophie did a really good job this year for UEC. It will cost advertisers more if we go with a publishing company, but they might be willing to pay for it. Monsen said they would be willing to pay more to be in a published magazine. It was suggested maybe putting out a digital newsletter more often and then publish a magazine two or four times per year. There is not a contract with Steve Keisel’s daughter. Sophie works to get the advertisers and works with the association on the content. One reason UEC decided to go with Sophie Hanson again is that she is local. It gives them the ability to have personal contact and go to her office, if necessary. Steve has had some contact with McGraw-Hill. UEC did look at going with McGraw-Hill, but decided not to because McGraw-Hill wanted to put the UEC publication into a packet that went in all different directions and then wanted to charge UEC extra to print and send the UEC Journal to their 6,000 engineers in Utah.

Part of our problem has been consistency. Jerry feels we need to promote our website.

**Motion:** Jeff Searle moved to have the Publication Committee decide how to proceed with Foresights. Mike Withers seconded the motion. The motion carried unanimously with Steve Keisel abstaining.

- d) **Fall Forum**

Steve reported that Dave Balling seemed to be confused about what should be happening. Dave Balling indicated that he thought Walt Cunningham was taking care of the speakers, but Walt was only providing the reservation for the location. Nothing seems to be happening as far as booking speakers. Brad Mortensen will follow-up on this with Dave Balling. Scott Bishop has speaker ideas if they are needed. It was suggested that we could do a pre-testing conference for students from SLCC and UVU. We could provide a PLS review class track that would be a benefit to students.

## VII) New Items

- a) **Von Hill question: Does setting control for aerial photography require a surveying license? (Von Hill would like to remind the Board that his term expires June 30, 2012.)** – Von received a call from an out of state surveyor. He asked DOPL if they have to have a licensed surveyor to set control for aerial photography. DOPL’s opinion is that they should be licensed, but there is no law stating that is the case. It was felt that if things are being measured, it should be done by a licensed surveyor. Brad Mortensen said that 58 states that something like that has to be done by a licensed civil engineer or a licensed land surveyor. Brad said he will get that information and send it out to the Board.

UCLS will need to nominate some people to take Von’s place by the first of next year.

Brad said the law reads: “including topography, alignment and grades of streets and for the preparation and perpetuation of maps.”

It depends on the use of the imagery. Jeff Searle said that any kind of boundary work is supposed to be done by an LS. Any kind of construction work is supposed to be done by an LS or PE.

Ken Hamblin said that for many years he did that kind of work and did not know what the imagery would be used for.

**Motion:** Brad Mortensen moved to have Steve Keisel respond by phone to Von Hill regarding section 58-22-103. Jerry Allred seconded the motion. The motion carried unanimously.

- b) **Sending a representative to the ESRI Survey Summit conference** – Brad Mortensen mentioned that although we have a representative to go to the committee meetings, he is concerned that we don't have someone going to the conference to keep up on what GIS is doing. He feels that we need to know what is going on so we can be part of it. He feels that we should send someone to go and observe what is going on and report to us so we can plan proper interaction with GIS as representatives of all surveyors in the state. It was suggested that we use someone who is going anyway and perhaps help with their costs. Ron is going to the conference as an observer, but we need someone else as well. Matt Clark might be going. Brad might be able to go. The early registration deadline was May 20. The conference is July 7-12. We need to figure it out quickly. The PR Committee will find out who is going first, and then perhaps we can offer money to help or to write an article for Foresights.

### VIII) Committee Assignments & Reports

- a) **Membership/Public Relations** – the committee met in April and the life insurance information is being reviewed. There was no meeting in May, so not a lot of progress has happened with the website. They have received some good responses from some of the members. The committee will work on it and will probably stay with MemberClicks because they provide a good database and functionality. If we went with the other option they were looking at, we would definitely lose functionality.

Brad Mortensen found out more about TWIST and sent that information to the board. It is geared more toward colleges. He sent the information to Walt and Adam at SLCC.

Trig-Star had a total of seven schools participate this year – two schools dropped out. 77 students, 8 teachers participated. We awarded \$3,400 in prizes. Jun Shinohara was the state champion. He participated in the national contest May 24. Brad Mortensen sent this information to the board prior to the meeting. Our goal next year is 20 schools again. A good teacher can make all the difference. All of the money for Trig-Star happens after February, but the budget is labeled for 2011-2012. Randy Smith is planning on going to several conferences this year with our booth. They are looking at going to the following conventions: UAC, ACEC, AGC, ASPE (association of professional estimators), and the ABC (building contractors). We could still recognize Jun Shinohara at a chapter meeting. It was suggested that the people who have helped with Trig-Star be given something like a gift certificate to thank them for their help.

**Motion:** Brad Mortensen moved to approve the proposed budget for the Membership and Public Relations Committees. Jeff Searle seconded the motion. The motion carried unanimously.

The meeting minutes for this committee weren't ready yet, so Brad does not have those. More people are showing interest in the committee meetings. There were six people last time. Mike Withers and James Coutts are looking at the package we send out to new members and trying to update it. Tyler is spearheading the merit badge and Brad is working on Trig-Star. Jeff is working on the website.

- b) **Legislative** – Mike Withers passed out the proposed rule change regarding experience. He would like input from the Board. Mike Nadeau wanted to know who asked for the change. Brad said that James Coutts brought this up. Other places require more experience for the two-year degree and he feels it should be more. The purpose is to try to get the experience up to six years of experience so that two and six would be equal to be four and four. It specifies that it's only for the two years and would not be on top of the four years for a four year degree.

**Motion:** Jeff Searle moved to tell the Legislative Committee that the proposed change is acceptable. David Kay seconded the motion. The motion carried unanimously.

**17-23-17 discussion about proposed changes** – there are some gray areas in the code. Some changes were suggested and the committee put some in and took some out. Jeff Searle feels that as professionals we should be responsible for turning each other in. Jeff is talking about adding the additional comments in half-size.

Jerry commented that on line 3-c rather than specifying section corners or quarter corners he would like it to say public land survey system corners.

Scott said that Ron suggested there be two or more identified controlling monuments.

The committee will be talking to UAC after they Board gives their input. The UAC meetings are November 17 and 18.

Steve Keisel mentioned that licensed surveyors are not turning in other surveyors for insufficient plats. It should happen to protect the surveying profession. Jeff Searle felt that it should not be a government role, but it should be a professional role.

Brad Mortensen mentioned that each Chapter should have a representative on this committee as well and the Membership and Public Relations Committee.

Perhaps we should define when the 90 days starts – the date the boundary was established. Jerry said when you put a mark in the ground, that's when people see it and you have to start having to answer for your decisions. It was also mentioned that a surveyor might write the deed, but might not mark the ground because there will be construction. If we want it more specific, we need to change it. It is ambiguous and hard to enforce because of that. Jerry Allred suggested that perhaps the date starts when a boundary is set or just on a document – one or the other, whichever comes first, is when the time starts. There was a case where an individual didn't set a monument, so he didn't file a plat.

Jeff Searle suggested that the Legislative Committee send the proposed changes to everyone so they can have a voice. Address the comments from the general membership and move forward.

Brad Mortensen moved to consider the changes for two weeks. Jeff Searle amended the motion to send to the general membership after the two weeks of consideration. We could send a general e-mail out and have the members respond to their chapter presidents. We need to know what the membership wants before we vote on it.

**Motion:** Brad Mortensen moved that we tell the Legislative Committee that they have done a great job and we like the way it's noted so far. We would like to take a couple of weeks to review it and we'll send some e-mails on it. We want to discuss it with our chapters. The Chapter presidents can decide how to handle it. We will get back to the committee before their next meeting. Jerry Allred seconded the motion. The motion was carried unanimously with Steve Keisel abstaining.

Scott Bishop requested that the Legislative Committee look at two disciplines – boundary surveying and construction surveying.

- c) **Education** – Dave Balling was not in attendance. Susan received two scholarship applications. She will e-mail them to Gary and Walt. They need to give their recommendations to the Board by June 30.
- d) **Publication – Foresights:** It was suggested that we should not put the minutes in Foresights until they are approved. It was also suggested that a summary of the approved minutes be included rather than all of the minutes.

- e) **Convention:** Scott Bishop asked Susan if she has received money yet from vendors. She has not received any yet. Scott has heard from three vendors who want to reserve their spots now.

Dennis Mouland is coming as well as the attorney general and the railroad. Right now we have more people than we have spots. They will be working on a theme or a slogan.

The Construction Committee is in question – they may or may not have a track. The Railroad will talk about some general stuff and then how to coordinate with surveyors.

We will have some of our staples as well as some new stuff. He may have a title company come, county surveyors and recorders, etc. There may be an outdoor lunch and something in the field for the next track.

Scott would like suggestions for handouts or prizes. Suggestions were backpacks for laptops, hard hats.

Jeff Searle suggested having breakout sessions during the keynote speaker so that people who really aren't interested in the keynote speaker would have somewhere to go. Scott Bishop said Dennis Mouland would have a half day as the keynote speaker and then there will be breakout sessions.

- f) **Standards and Ethics:** Mike Nadeau does not have a report from this committee. He said they are still working on the standards book. Wayne hasn't brought a surveyor to their attention for about a year now. They are not being turned in. Surveyors can be turned into the Standards and Ethics Committee instead of DOPL to start. That way, the committee can look at it and see if it really needs to be turned into DOPL. It was suggested that we publish the process for policing each other in Foresights so people know how to do it. Jerry Allred pointed out that no one does perfect surveys. We need to be careful about creating a place to have a vendetta. He feels we should not be overly aggressive. Professional ethics dictate that the first thing you do is call that surveyor and talk to him or her about it. Unethical and unprofessional conduct is what needs to be reported. Oversights happen.
- g) **Testing:** Steve Keisel reported that computerized based testing is coming up. There will be a window of 4-5 weeks where an exam can be taken, then it will close for a couple of months and open again, so the exam can be taken four or five times during the year. The cost is going up.
- h) **Historical:** Scott Peterson will be stepping down at the end of the summer because he is going to get his master's degree. Kevin Bishop will take over until the end of the year.
- i) **Construction Surveying:** Scott Bishop reported that Lance has dropped out. Scott Bishop did talk to Russ. He has been busy. We don't know if they will be doing the Fall Forum or the Convention yet.

## IX) Chapter Reports

- a) **Book Cliffs:** Brad Mortensen will be coming to Book Cliffs on July 15 to do a presentation on Trig-Star.
- b) **Color Country:** They are having a social in New Harmony. Scott Bishop mentioned that there will probably be some headlines about UGS surveying errors by non-licensed surveyors. State employees are surveying without a license.
- c) **Golden Spike:** In April they had a luncheon where James Coutts gave a presentation on CFEDS. Dallas Butters has a hard time getting in touch with Dave Balling.
- d) **Salt Lake:** They had a luncheon last month and will have another one next week.
- e) **Timpanogos:** They will be meeting next week at the Golden Corral with Dan Perry talking about the surveyors repository at UVU. Dan Webb will be presenting at their luncheon in July.

## **X) NSPS Report**

Steve talked about the Coalition to save our GPS and Light Squared. It is becoming quite a topic nationally.

There will probably still be a split. The governors wish to be involved in the process. They want to focus on increasing membership.

What is LightSquared? It is essentially a broadband cell service company. They want to rent some spectrum from the federal government. More and more people want to broadcast something on the spectrum, so they are getting closer and closer together. LightSquared's signal gets too close to the GPS signal and interferes with it because it is a heavier signal than GPS.

Steve sent a report to the Board about membership dues across the country. UCLS is a really good deal.

UCLS was well represented at Survey USA.

## **XI) West Fed Report**

WestFed would like NSPS/ASCM to resolve their issues.

They were talking about doing a joint convention with California and Nevada in 2013. Utah is not very interested at this time. We might consider it for 2015, but UCLS feels they will lose attendance with a joint conference in Las Vegas. We want the state to support us and we want to support the state. The other states are out of money. It will just hurt us to do a joint conference right now.

It was suggested that we should offer more PDH hours at the convention so people would not want to go to other states to get their required hours. They often do this if they are licensed in other states that require more hours. We could actually attract more people to our convention if we offered more hours, allowing people to get all of their hours in one place.

Scott Bishop suggested that we start discussing Surveyor of the Year now and not leave it to the last minute. We should also start talking about the Lifetime Achievement Award and see if that should be given this year. We don't want to give it just for the sake of giving it.

## **XII) Adjourn**

**Motion:** Brad Mortensen moved to adjourn the meeting.

The meeting was adjourned at 11:56 a.m.