

UCLS Board Meeting Minutes
May 12, 2012
9:00 A.M.
Utah County Public Works Building
2855 South State Street
Provo, Utah
(Breakfast Included)

I) Welcome & Call to Order – Brad Mortensen

Brad Mortensen called the meeting to order at 9:10 a.m. Introductions were made.

II) Roll Call

Board Members Present:

Brad Mortensen	Chair
Ernest Rowley	State Chair-Elect
Michael Nadeau	Past State Chair
Steve Keisel	NSPS Governor
Ron Whitehead	WestFed Representative
Dallas Buttars	GS Representative
David Mortensen	SL President
Dennis Carlisle	TC President
David Balling	GS President
Jerry Allred	BC President
David Kay	BC Representative
Ken Hamblin	CC Representative

Board Members Absent:

Jeff Searle	SL Representative
Scott Woolsey	CC President
Dan Knowlden, Jr.	TC Representative

Susan Merrill, Administrative Secretary, was present and Brad Mortensen presided in the chair.

III) Additions to Agenda

There were no additions to the agenda.

IV) Approval of Minutes

Motion: Ken Hamblin moved to approve the March 24, 2012 minutes. Mike Nadeau seconded the motion. The motion carried unanimously.

V) Secretary Report

a) **Budget review:** Susan had sent information about changing to a different credit card gateway. She talked to MemberClicks and they recommended either Moolah or PayPal. PayPal was more expensive than Moolah. We are currently using LinkPoint. We would save about \$1,100 per year if we switched to Moolah.

Motion: Ken Hamblin moved to change to Moolah. Mike Nadeau seconded the motion. The motion carried unanimously.

Susan will check on the Better Business Bureau website to see if there have been any problems with Moolah.

- b) **Committee budgets to be submitted:** Brad wondered why there were no expenditures for the calendar with the History Committee. Susan checked on it and it was put into the convention category. Last year it was \$5,171.54. She will move it to the History Committee category in QuickBooks.

Brad Mortensen suggested checking into selling advertising in the calendar to help offset costs. We spent \$5,700 on the calendar this year. Brad would like the History Committee to look into the possibility of finding sponsors for the calendar. The History Committee's budget needs to include the calendars. The History Committee budget is \$6,000.

The Publications Committee requested a budget of \$6,250. Susan has not received all of the committee budget requests. It was decided to give them one week to submit their budget. If they do not submit a budget, the Board will assign them a budget amount. If there are people on the committee who are traveling a lot for their committee assignments, that needs to be included in the budget.

The Standards and Ethics Committee budget is \$1,000.

The Testing Committee budget is \$500.

Motion: Ernest Rowley moved to approve the above budget numbers and then set the other committee budgets to \$500 if we don't hear back from them in a week. Mike Nadeau seconded the motion. The motion carried unanimously.

VI) Follow Up Items

- a) **UCLS letter of support for Rhode Island's proposal to remove "engineering surveys" from the NCEES Model Law:** It was suggested that perhaps Von Hill look at the letter before it is sent. He would need to review it this week. If he doesn't get a chance to review it, it should be sent anyway.

Motion: Jerry Allred moved to have Von Hill review the NCEES letter and then we will send it. Ken Hamblin seconded the motion. The motion was amended to approve the letter and then allow Brad Mortensen to take care of the letter from there. David Kay seconded the amended motion. The motion carried unanimously.

- b) **Change to bylaws for lifetime achievement award November 2011:** This change was made at the Board meeting last November and Brad wants to make sure the wording reflects what the Board decided. It will need to go to the membership for approval. This is in Section 3.20 (a). The wording is as follows and the underlined portion is the change: The Chair-Elect shall perform such other duties as from time to time may be assigned to him or her by the State chair or by the Board of Directors, including overseeing the selection of the Corporation's Surveyor of the Year and Lifetime Achievement award recipients. There was some discussion about how best to get the word out to the membership for a vote. It is not an issue that anyone will really care about. It can be approved by the majority of members at a meeting.

Motion: Dave Balling moved to have the vote on the by-laws change happen at the convention. Dennis Carlisle seconded the motion. The motion carried unanimously.

VII) New Items

- a) **NSPS 100% State Membership Discussion Item:** Steve Keisel sent information from the Board of Governors. Ron Whitehead said this passed the Board of Directors as well. They questioned something that would allow each state to have a seat on the Board of Directors if they paid their membership dues. He said it did go through. NSPS wants to have \$40 from each member. Ron felt that they are going to push it onto the states to have 100% of the state roster be members at \$40 per member. There are people who won't want to do this. There was a little confusion about this point. We would be paying \$13,400 and then they are requiring board members to pay their own way to their meetings. People don't want to sign up because their membership has been outrageous and their money is not accounted for. The

memberships would be for licensed members. The problem is that NSPS is not asking, they are telling. We have a copy of their budget.

It was recommended that we have a definite list of services that NSPS provides for us. Brad Mortensen mentioned that they do the Trig-Star program, the ALTA standards (they lobby with the American Land Title Association), national voice with legislators, and the CST program. We need to come up essentially with a sales pitch for the members to buy off on an increase in membership dues. Dues increases can be determined by the Board of Directors according to the by-laws. Our dues are only \$75 and are the lowest. That may be why we have good membership and we are able to function on that amount, so we don't need to raise dues for our purposes. Currently we only have 13 members of NSPS. NSPS publishes a magazine every quarter. They have a PAC in Washington and they do CFed. Ron reported that the three options we will have will be make no change and remain an affiliate as we are now, withdraw from NSPS, or become an affiliate member through proper society membership and board action and gain a seat on the 16 seat Board of Directors. 12 state societies have paid \$1,500 to NSPS to become sustaining members. Ron said there is a cost to the state in addition to the dues.

Jerry Allred proposed that we go on record as wanting to participate with NSPS, but he would like to have more information to present to our members. They would give us a national voice. This may be a way we can get a voice on the Board. There was some question about people who are licensed in multiple states.

Motion: Dave Balling moved to table the NSPS membership discussion until we have more information from our NSPS representative regarding benefits of membership, WestFed, and all members of the Board. Ernest Rowley seconded the motion. The motion carried with one opposed.

Steve Keisel came to the meeting a little later and the NSPS discussion was continued after the John Rector discussion. Steve confirmed that this not only went through the Governors, but was also approved by the directors. ACSM no longer exists and NSPS bought all of the rights for ACSM. NSPS now owns the name of ACSM. Utah is one of the lowest dues states at \$75 per year. Most states charge \$300 or more. The proposal is that all state societies have 100% members and would require all licensed land surveyors to be members. If UCLS wants to become an affiliate, like WestFed, we would need to have 100% membership and it would give us one vote on the director's board. That was in the motion Steve sent out. All of the motions that he sent out passed except the museum, which was tabled until the next meeting. The ALTA certificate passed. If we decided to go the affiliate route, we would have to pay the dues this year which would count for next year.

Ron Whitehead said that WestFed's position as an affiliate has not gotten them anything in the past. They have not been invited to sit at the table with the Board of Governors. Steve has been asked to see what information he can get from the next meeting and report that to the Board. Steve said he is leaning towards California's approach. The 100% membership is a way to raise more money. It was asked if NSPS does something for all surveyors as a whole, other than national issues. We are not getting a say on the Board of Directors. Steve said if UCLS was an affiliate with 100% membership, we would have a vote on the Board of Directors along with Oregon, Maine and Michigan. The Board of Directors is voted in by the Governors. We are represented by a district representative. Steve feels that Trig-Star, the CST program and the scholarships with NSPS are good things. We have not taken advantage of the scholarships much in the past. NSPS has a foundation to handle scholarships. It was not run well. They did not know where the money was going. It was very poorly managed. We don't have to pay dues until the first of the year, so we have time to think about it. We should probably know more about it before we start informing our members. Steve will try to write a report. Maybe he will put it in the next newsletter.

- b) **John Rector from Operating Engineers Local 3 Discussion Item:** John Rector visited with Brad Mortensen two weeks ago. They are trying to make a push in Utah. Brad has mixed feelings about the union, but wants to discuss this with the Board. John Rector has talked to other companies in Utah. He

has a meeting with DOPL next week to make a presentation with them. John Rector wants to run an apprenticeship program. They have a Journeyman education program and have continuing education for those people. He said they would be working to try and influence the contractors to bring this in as well. John Rector wants to unionize the labor force that we hire. Some Board members expressed that they want to see more professionalism in land surveying and do not want to be viewed as a trade. Unions are by and large trades and not professionals. He will be talking to Von and Mark on the DOPL Board. It was decided that we should have a representative at the meeting with DOPL next week. Dave Balling said he will go to the meeting. It is on May 16. It was felt that UCLS should try to continue to elevate the profession to a higher level.

Motion: Jerry Allred moved to have Dave Balling attend the DOPL meeting on May 16, 2012. Dallas Buttars seconded the motion. The motion carried unanimously.

VIII) Committee Reports

- a) **Membership:** Dan Knowlden was not in attendance to give a report. Jerry Allred reported that the committee has a meeting scheduled. There was a brief discussion about meeting information from Colorado Southwest. Just recently they have been having their own chapter conferences and have been fighting their own state organization. People wondered if we should advertise their meeting information. Should we charge a fee to provide our mailing list or to send it out for them? Maybe if it is a business we should charge, but if it is another state organization, perhaps we should not charge and they could reciprocate for us. We should charge a fee to businesses and review their prospectus before we agree to distribute it. We should not provide our list; just send an email for them.

Motion: Jerry Allred moved cooperate with non-profit organizations and that we ask for profit organizations to submit their prospectus for review and then decide if we forward it to our membership. Dave Balling seconded the motion. The motion carried unanimously.

Public Relations: James Coutts has been busy with a new baby, but will be having a phone conference meeting on Monday with MemberClicks. Everything has been submitted for the website redesign. We are done with the Trig-Star state contest so far. We had 10 high schools this year with over 100 students participating in the program. There was some discussion about how to recognize people at the convention. It would be difficult to recognize the students because the competition happens after the convention. We could recognize the sponsors or the top three teachers. We would have to pay the expenses for the teachers.

Ron Whitehead mentioned that the TWIST program is gaining popularity (teaching with special technology). WestFed has been involved with it. NCEES has agreed to pay half the tuition cost of the teacher to go to it to be trained. It then becomes a class at the school where students are taught in middle school about GPS and GIS. This is done at the junior high level. Brad Mortensen asked Ron Whitehead to get the information and sent it to Walt Cunningham and Adam Dastrup and also to James Coutts.

- b) **Legislation:** Brad passed out a report about the plan for the four-year degree bill. Ryan Peterson has been passing kidney stones, so has not been able to do much lately. The committee is considering just adding the four-year degree option to the law and keeping the two-year degree requirement and then having the four-year degree requirement in place by 2020. Currently you can have any four-year degree in any subject to qualify. It should be changed to be a four-year surveying degree. Some states have had their numbers drop with the four-year degree requirement. UVU has an impressive number of students in their four-year degree program. It was suggested that we have a discussion about the four-year degree at the convention. It has been discussed at the Fall Forum. DOPL is the entity who is pushing this through the legislature. It has not come from the UCLS Board. We did pass a motion about three years ago to support the four-year degree requirement. It would be a good step to require the allowed bachelor's

degree to be a surveying degree. We will tackle this one piece at a time. Some feel that this would raise the profession and give it more esteem.

Motion: Ernest Rowley moved to approach the legislature one step at a time and request that our current four-year degree be limited to surveying geomatics. Jerry Allred seconded the motion. Mike Nadeau amended the motion to have the Legislation Committee keep working with DOPL on this. The motion carried unanimously.

- i) **Discussion of SB 174:** The e-mail report from Dale Robinson was read. The Legislation Committee is working with the County Surveyors on this. The county surveyors will be looking at the whole 600 series of 17-27(a).

- c) **Education:** Dave Balling reported that they are meeting this month on May 24. They will have to work hard on getting the word out about scholarships. He believes there will be an e-mail blast about scholarships. Mike Nadeau said that he believes Dan is informing his students about the scholarships. The committee needs to check on the NSPS scholarships.

- d) **Publication:** The newsletter for May is out, but was a little late. Steve needs information for the newsletter; i.e., pictures, other interesting information. Currently we are sending an e-mail directing people to the website to see the newsletter. It was recommended that we include a direct link to the newsletter page. We can see if MemberClicks can help us know how to track the hits on the newsletter. Articles need to be submitted by the 25th of each month. The NCEES letter can go in the newsletter. The hard copy will come out in August just before the Fall Forum. The one after that needs to come out before the convention. Steve Keisel asked to be excused after his report so he could help his daughter move.

- e) **Workshop & Convention:**
 - i) **Plan and Schedule for Fall Forum (September 7, 2012):** Scott Bishop's e-mail report was read. Susan is working on the contract. The BLM will be presenting.

 - ii) **Date, Plan and Schedule for 2013 Conference:** Scott would like to know what we want for the convention. Scott mentioned the geologist letter on the definition of surveying. Brad Mortensen is working on the letter.

Ron Whitehead reported that they are getting information back from hotels about their willingness to do the conference. They are still waiting to hear back from the Homestead. Two downtown hotels are interested – the Marriott and the Sheraton. The Marriott asked about moving the conference up a day. There is some concern about big ski weekends. We still have plenty of time. Ron has an MOU (memorandum of understanding) between us and WestFed. It needs to be signed. Ron will send it to Mike and Brad again.

They have not checked with convention centers yet because convention centers generally charge more money. If the others don't work out, they will check on convention centers such as Davis, Salt Palace, etc. Thanksgiving Point was another suggestion. There are hotels right there. We will check on those options if the others don't work out. The committee won't be able to submit a budget until they know where the convention will be.

We need a written schedule of the Fall Forum so the brochure can be done and submitted to request the DOPL mailing list. The state has money for education, but we will need to submit the Fall Forum information as soon as possible in order to request the funding.

- f) **Standards and Ethics:** Mike Nadeau reported that the Standards and Ethics Committee requested \$1,000 for their budget. The ad-hoc committee submitted the guidelines to the UAC surveyors. The committee is working on “a matter of record” in the county wordage. Matt will resubmit it to UAC and us. It is almost done. The language is on the second page. They will be talking about it next week at their meeting.

They will also be working on guidelines for subdivision plat surveys.

Ernest Rowley mentioned that there is a group (UCOIA - Utah Common Ownership Interest Act) that has been looking to try to repeal the condominium code and replace it with an entirely new set from another state. It is a huge code, about 1 ½ inches thick. Now they have a UCOIA Lite bill that has a piece of the original. They are going after mapping requirements next. The first bill would have eliminated all maps. Ernest explained that condo titles can't be done without a map. UCLS should have input on this issue. Niederhauser is a developer and is the legislator who is driving this bill. Ernest gave Niederhauser what he thought the requirements should be. The UCOIA bill would present title and survey problems. Does Ryan Peterson and our Legislation Committee know about this? Our lobbyist should talk to Niederhauser. We may want to have ACEC involved in this as well. There is a group of developers who have power in the legislature. Their main push is to scale back requirements in development. They don't like zoning. They want to take out the mapping on agriculture parcels and other things.

Motion: David Mortensen moved to get our Legislation Committee and our lobbyist working on this condominium code issue. We will get the information to them so they can move forward right away. Mike Nadeau seconded the motion. The motion carried unanimously.

- g) **Testing:** Ken has had a hard time reaching Von Hill. Ken talked to Darryl on Tuesday and Darryl said he had not been able to get together with Von.
- h) **Historical:** Jerry Allred needs the phone number for Greg Hansen. Brad Mortensen will get that to him. Mike Nadeau mentioned the MountainWest website to have our photos and information archived for all time. The Historical Committee should be updating this information. Mike will send the information about the website to the Board. There is information there that we can use as well.
- i) **Construction Surveying:** David Mortensen has tried several times to reach Jerron Atkin. He stopped by his house yesterday and will stop by again. He lives at Daybreak. Jerron has not responded to Susan's contact attempts either. We need to find a new Construction Surveying Committee chair. Russ Flint has no time right now. Lance Greer is also too busy. Craig Yates was a suggestion. He goes to every meeting. Brad will talk to Craig Yates.

IX) Chapter Reports

- a) **Book Cliffs:** They had a chapter meeting on April 13. Dave Horsley from the Water Rights Division talked. They would like to see a change in who does those proofs. The state code says that any time you determine a boundary, you have to be a land surveyor. Brad Mortensen asked that the Book Cliffs chapter take the lead on this issue.
- b) **Color Country:** Ken Hamblin reported that they had a meeting last month. They went over the horizontal control network. There are people who would like to change the coordinate system in St. George. There is a group of five people working on this. There is some controversy about DOPL giving Todd Jacobson a license. He is now the St. George City Surveyor. The city is not using a Trimble System which is causing a problem. Their base station is not broadcasting with the newest datum.
- c) **Golden Spike:** They are having their monthly meetings. The Layton City engineer said they do not require monuments in subdivisions anymore. Layton City requires that sections corners be tied to every

one of their subdivision plats. Layton does not have a surveyor and the lady in charge is an engineer. After the discussion at the chapter meeting, she may start changing her requirements.

Monument preservation is a big issue. They are not being preserved.

- d) **Salt Lake:** In March they went to a different place and their attendance went down. They had a private room that could hold 100 people at Chinese Gourmet, but people didn't know that and were afraid they wouldn't be able to hear, so they didn't come. They went back to Joe Morley's in April and had double the attendance. It was suggested that the chapters buy a mic and speaker system for \$100. Golden Spike has been borrowing one. Salt Lake has a more expensive one. Matt Clark supposedly has it, but can't find it. Golden Spike was told they could buy one for \$100.

Salt Lake had a problem with their speaker, so they had a business meeting. Their next meeting is with Dan Bradshaw who will be doing an insurance presentation. This is the guy who shows up at the convention with one of the other vendors supposedly helping them, but sells insurance without paying for his own booth at our convention. He needs to be told to purchase a booth. The Salt Lake Chapter is trying to relate some of their meetings to business this year because it is part of surveying. It was also suggested that the chapters not have their meetings on the same day to allow people to attend more than one chapter meeting. Salt Lake will hold theirs the third week and Golden Spike will hold theirs the second week.

- e) **Timpanogos:** Brad Marz from AeroGraphics was the speaker at the March meeting. They have been at Golden Corral in Orem. Sean Fernandez will be speaking to them at the next meeting. They will be having a summer social for families later in the summer.

X) NSPS Report

See earlier report.

XI) WestFed Report

Ron reported that the next meeting is June 2 in Seattle. Ron will report next time on that. There will be the final monumentation ceremony for Mike then. Ron mentioned the letter from California and hopes that there will be a report back on the response to that letter.

XII) UCS Report

There was no report.

XIII) Adjourn

Our next meeting will be on August 4, 2012 in Provo again.

Motion: Jerry Allred moved to adjourn the meeting.

The meeting was adjourned at 12:48 p.m.