

BOARD FOR PROFESSIONAL SOIL SCIENTISTS AND WETLAND PROFESSIONALS

MEETING MINUTES

The Board for Professional Soil Scientists and Wetland Professionals met on May 4, 2006, at the Department of Professional and Occupational Regulation (DPOR), 3600 West Broad Street, Richmond, Virginia, with the following members present:

Robert B. Atkinson
W. Lee Daniels
David L. Davis
John M. Galbraith

Board members Nancy G. Barker, Alice Coles, and Carl D. Peacock, Jr., were not present at the meeting.

Staff present for all or part of the meeting were:

Jay W. DeBoer, Director
David Ashe, Chief Deputy
Karen W. O'Neal, Deputy Director of Licensing and Regulation
Mark N. Courtney, Executive Director
Sharon Sweet, Examinations Administrator
Marian N. Brooks, Program Administrator
Michelle Gowen, Administrative Assistant
Earlyne Perkins, Legal Assistant

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

Finding a quorum of the Board present, Mr. Davis, Chair, called the meeting to order at 10:08 a.m.

Call to Order

Mr. Davis introduced new DPOR Director, Jay W. DeBoer, and new Chief Deputy, David Ashe, and welcomed them on behalf of the Board.

**Welcome and
Introduction of New
Director and Chief
Deputy**

Mr. Daniels moved to approve the agenda. Mr. Galbraith seconded the motion which was unanimously approved by members: Atkinson, Daniels, Davis, and Galbraith.

Approval of Agenda

Mr. Daniels moved to approve the minutes from the October 12, 2005, Board meeting. Mr. Galbraith seconded the motion which was unanimously approved by members: Atkinson, Daniels, Davis, and Galbraith.

Approval of Minutes

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

Sharon Sweet, Examinations Administrator, requested that the Board members consider contracting with an outside vendor for a soil scientist examination workshop. Ms. Sweet went over the history of the soil scientist examination and explained the purpose of the workshop and benefits. Mr. Daniels made a motion that the Board accept the proposal to contract for examination development services for the soil scientist examination. Mr. Galbraith seconded the motion which was unanimously approved by members: Atkinson, Daniels, Davis and Galbraith.

The Board member were provided with an e-mail received from Mr. McDowell on May 3, 2006, in response to the Summary of the Informal Fact-Finding Conference.

Regarding **File Number 2006-03471, A. Scott McDowell**, the Board reviewed the record of the Informal Fact-Finding Conference, which consisted of the application file, transcripts and exhibits, the Summary of the Informal Fact-Finding Conference, and Mr. McDowell's e-mail. Mr. Atkinson moved to accept the recommendation of the presiding Board member and deny Mr. McDowell's application for certification as a wetland delineator as he has not submitted adequate proof that he is able to properly identify vegetation indicators for the delineation of wetlands. Mr. Galbraith seconded the motion which was approved unanimously by members: Atkinson, Daniels, Davis, and Galbraith.

The Board members reviewed a legislative proposal for consideration for the 2007 session to change the waiver period for certification in §54.1-2206.2 of the *Code of Virginia* from two years to six years. Mr. Daniels made a motion that the Board submit the proposed legislation for consideration for the 2007 legislative session. Mr. Atkinson seconded the motion which was unanimously approved by members: Atkinson, Daniels, Davis, and Galbraith.

The Board members were provided with the Board financial statements for March 2006 for informational purposes.

Mr. Courtney informed the Board members that elections of Board officers will be held at their next meeting and, in accordance with the Board's practice, a soil scientist member will serve as Chair and a wetland delineator member will serve as Vice-Chair.

Public Comment Period

Discussion of Soil Scientist Examination Workshop

File Number 2006-03471, A. Scott McDowell

Discussion of Legislation

Review Financial Statements

Other Business

Board for Professional Soil Scientists and Wetland Professionals

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Mr. Courtney presented the Board with the charts prepared by Department staff to show application volumes and regulant populations from 2002 through March 2006.

Conflict of Interest forms were completed by all members present.

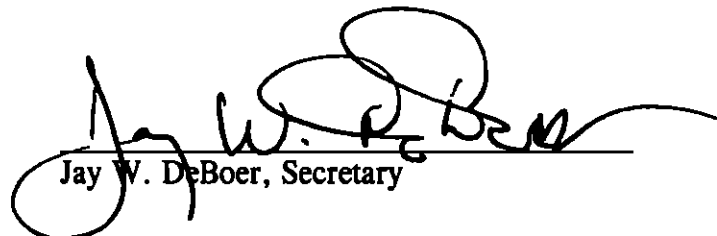
Conflict of Interest

There being no further business, the meeting was adjourned at 10:50 a.m.

Adjournment



David L. Davis, 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: Dr. Robert B. Atkinson
2. Title: Member
3. Agency: Board for Professional Soil Scientists and Wetland Professionals
4. Transaction: Board Meeting on May 4, 2006
5. Nature of Personal Interest Affected by Transaction: None
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6. I declare that:

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

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


Signature

4 May 2006
Date

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

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

1. Name: John M. Galbraith
2. Title: Member
3. Agency: Board for Professional Soil Scientists and Wetland Professionals
4. Transaction: Board Meeting on May 4, 2006
5. Nature of Personal Interest Affected by Transaction: none

6. I declare that:

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

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

John M. Galbraith
Signature

5-4-06
Date

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

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

1. Name: W. Lee Daniels
2. Title: Member
3. Agency: Board for Professional Soil Scientists and Wetland Professionals
4. Transaction: Board Meeting on May 4, 2006
5. Nature of Personal Interest Affected by Transaction: NONE

6. I declare that:

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

VAPSS, VAWP

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

W. Lee Daniels
Signature

5/4/06
Date

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

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

1. Name: David L. Davis
2. Title: Member
3. Agency: Board for Professional Soil Scientists and Wetland Professionals
4. Transaction: Board Meeting on May 4, 2006
5. Nature of Personal Interest Affected by Transaction: NONE

6. I declare that:

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

VA. ASSOC. of Wetland Professionals

(b) I am able to participate in this transaction fairly, objectively, and in the public interest. ^{Yes}


Signature

05/04/2006
Date