CALL TO ORDER
Ms. Walter called the meeting to order at 9:10 a.m.

MEMBERS PRESENT
Collene Walter
Elizabeth Marshall-Beasley
Elizabeth Gillick
Philip Graham
Robert Bowden

MEMBERS ABSENT
Paul Davis (excused)

OTHERS PRESENT
Diane Guillemette, Board Counsel
Jessica Leigh, Prosecuting Attorney
Juanita Chastain, Executive Director
Linda Tinsley, Government Analyst
Harold Cobb
Paul Martin
Gerado Delgado
Mack Cain
Michael Oliver
Chris Miller
Jeff Caster
Casey Pranckun
Bob Higgins
Kevin Boyett
Randolph Koper
Martha MacDonald
Karen Cheney
Paula Swetland
Ms. Chastain advised the board that Mr. Davis was absent from the meeting because he was attending the CLARB conference.

**MOTION:** Mr. Graham made a motion to excuse Mr. Davis’s absence.

**SECOND:** Ms. Gillick seconded the motion and the motion passed unanimously.

Ms. Walter stated that the board invited students from Florida International University to attend the meeting. She stated that the University offers a Bachelor and Masters Degree in Landscape Architecture. She stated that the board had made an effort in the past year to hold meetings in various cities where there are Landscape Architectural programs.

**APPROVAL OF MEETING MINUTES**

**Approval of September 25, 2006 Meeting Minutes**

**MOTION:** Ms. Gillick made a motion to approve the minutes as presented.

**SECOND:** Mr. Graham seconded the motion and the motion passed unanimously.

**Approval of October 27, 2006 Meeting Minutes**

Mr. Graham stated that on page twelve (12) the last sentence the word a bought should be eliminated.

**MOTION:** Mr. Graham made a motion to approve the minutes as corrected.

**SECOND:** Ms. Gillick seconded the motion and the motion passed unanimously.

**PETITION FOR WAIVER OF RULE 61G10-16.006(8), F.A.C.**

Ms. Walter advised the board that the National Society of Landscape Architects submitted the Petition for Waiver and Variance.

Ms. Guillemette advised the board that a rule could be waived by the board if an individual files a petition and shows there is a substantial hardship or the application of the rule would violate principles of fairness.

Ms. Walter advised the board that this request was presented by the National Society of Landscape Architects for the National Convention. She stated that
Michael Van Valkenburg was scheduled to be the instructor for a continuing education course at the national conference. She stated that he became ill and was not able to attend and Mr. Counts who was familiar with the material taught the course.

After discussion by the board the following motion was made.

**MOTION:** Mr. Graham made a motion to approve the Petition for Variance and Waiver.

**SECOND:** Ms. Gillick seconded the motion and the motion passed unanimously.

**DISCUSSION**

**Scope of Practice Concerns Involving Stormwater Design Issues**

Paul Martin, Executive Director, Florida Board of Professional Engineers

Mr. Martin, Executive Director of the Board of Professional Engineers, advised the board that he was not aware of stormwater design issues involving the board of Landscape Architecture and the Board of Professional Engineers until the board of Professional Engineers made him aware of this at their October 2006 board meeting. He stated that the board directed him to send a letter to Ms. Chastain, Executive Director, inviting the Board of Landscape Architecture to join the Board of Professional Engineers to create a joint committee to resolve issues in accordance with Chapter 455, Florida Statutes. He stated that three (3) members from each board would serve and the six (6) members would choose a seventh member to create a seven (7) member committee which would meet to determine if there were issues and if there were attempt to resolve them. He stated that the there was an agreement between the two (2) boards in 1988 that provided for certain training and certification of Landscape Architects in stormwater system design. Mr. Martin stated that his board was asking the Board of Landscape Architecture to join with the Board of Professional Engineers to see if they can work out a long standing permanent resolution to the issue.

Ms. Walter stated that the board welcomes the opportunity to start a dialog with the board of Professional Engineers. Ms. Walter stated that the 1988 agreement was never accepted by the Legislature and put into rule. She stated that in 1998 the current rule that Landscape Architects practice under was debated and the Florida Engineering Society was involved with the Florida Chapter of the American Society of Landscape Architecture. She stated that the rule to allow for the preparation and submittal of stormwater management plans and permit applications was adopted by the Board of Landscape Architecture and put in their rules in 1998. She stated that she wondered what has changed between 1998 and the present.
Mr. Martin advised the board that there are some Landscape Architects doing stormwater management systems designed for large developments and apparently there are Professional Engineers that do that work and that appears to be where the conflict arises.

Ms. Walter stated was it a health safety and welfare issue or one of competition. She stated that if the work is being done incorrectly then the board needs to know.

Mr. Martin stated that at the October 2006 Engineers meeting there was a feeling that Landscape Architects were doing stormwater management and retention on construction of large sub divisions, land development of large building construction and the Engineers did not feel it was tied into the practice of Landscape Architecture.

Ms. Marshall-Beasley stated that the spirit of the 1988 agreement was to protect health, safety and welfare and to do that the board makes sure licensure candidates are certified and have proven abilities. She stated that this is done by the Landscape Architecture registration board exam and by looking at curriculum at the graduate school and the undergraduate school levels that include stormwater and drainage system work. She stated that in 1988 continuing education was not required and now it is. Ms. Marshall-Beasley stated that she did not understand where the confusion was. She stated that she feels the board had taken the necessary steps over the past twenty (20) years to assure the health, safety and welfare and she is confused where the confusion is. She stated that Landscape Architects are allowed by statute to do stormwater drainage.

Mr. Graham advised the board that he agreed with Ms. Marshall-Beasley. He stated that there is a level of competency that each professional holds as their abilities. He stated that most Landscape Architects do not practice things that they know nothing about. He stated that the law states that Landscape Architects can do stormwater management and they should be allowed to do it. He stated that he does not understand the confusion when the law is clear.

Mr. Bowden stated that he does not understand the need for discussions. He stated that there had not been a discussion that a Landscape Architect had done anything wrong or inappropriate.

Ms. Gillick stated that the law provides that each licensed professional can perform these services if they feel they are competent. She stated that she does not understand what the confusion is all about.

Mr. Castor advised the board that he was at the meeting to listen and he stated that the Florida Chapter of American Society of Landscape Architecture shares in
the confusion and they feel the board is doing a good job of regulating and 
disciplining the profession.

Mr. Bowden advised the board that he recommends that the Florida Engineering 
Society and the Florida Chapter of the American Society of Landscape Architects 
meet and discuss the issue instead of the board.

Mr. Graham stated that it would be better than trying to meet at the board level.

Ms. Walter stated that the two associations did meet in 1998 and made 
recommendations to the board.

Ms. Guillemette stated that the board is leaning towards declining the invitation to 
set up a Chapter 455, F.S. type committee but encouraging continued discussion 
between the Florida Engineering Society and Florida Chapter of American 
Society of Landscape Architecture.

Ms. Walter stated that she was not objectionable to having further discussion 
with the Board of Professional Engineers through Mr. Martin. Ms. Walter stated 
that in return perhaps the board could get specific examples of where the 
concerns are.

Mr. Higgins from the Professional Engineering Society encouraged the two 
boards to form a committee because the two (2) associations could not come to 
an agreement in 1988. He stated that it took a Legislative Committee to resolve 
the differences. He stated it could not be done at the association level because 
there are Engineers that think Landscape Architects should not do any drainage 
work and he stated that there are Landscape Architects who feel they can do all 
drainage work. He stated that is where the differences are.

Mr. Castor advised the board that the Florida Chapter of American Society of 
Landscape Architecture would prefer that the board not decline the invitation but 
to take it into consideration and not close the door on the issue.

After discussion by the board the following motion was made.

**MOTION:** Mr. Bowden made a motion to send a letter to the Professional 
Board of Engineers from the Executive Director of the Board of 
Landscape Architecture that they are taking the issue under 
consideration and requesting examples of concerns which show the 
need for a Chapter 455, F.S. committee and encourage continued 
discussion between the parties and associations related to the 
parties.

**SECOND:** Ms. Marshall-Beasley seconded the motion and the motion passed 
unanimously.
FDEP ERP Hearing – Panama City January 22, 2007

Ms. Guillemette advised the board that the Florida Department of Environmental Protection rules are allowing Landscape Architects to bid for stormwater drainage programs and they are considered a design professional. She stated the rule making process is progressing well.

Ms. Walter asked the board to enter a motion to re-order the agenda to move the application reviews in the addendum to the agenda.

MOTION: Ms. Gillick made a motion to re-order the agenda to application reviews in the addendum.

SECOND: Mr. Bowden seconded the motion and the motion passed unanimously.

APPLICATION REVIEWS

Christopher Miller – Six Year Candidate

Mr. Miller was present at the meeting and was not represented by counsel.

Ms. Chastain advised the board that Mr. Miller had applied as a six year candidate and plans were available for the board’s review.

The board reviewed Mr. Miller’s plans and after discussion the following motion was made.

MOTION: Mr. Graham made a motion to approve Mr. Miller’s application.

SECOND: Ms. Gillick seconded the motion and the motion passed unanimously.

Jordan Jones and Goulding - Certificate of Authorization

Mr. Mack Cain was present and was not represented by counsel.

Ms. Chastain advised the board that the application was before them because the application reflected that the company had been involved in litigation.

After discussion by the board the following motion was made.

MOTION: Mr. Bowden made a motion to approve the application for Jordan Jones and Goulding.
SECOND: Ms. Marshall-Beasley seconded the motion and the motion passed unanimously.

Larqcon Group, Inc.

Mr. Delgado was present and was not represented by counsel.

Ms. Walter stated that Mr. Delgado was before the board concerning offering his Landscape Architecture services before becoming licensed.

Mr. Delgado advised the board that he answered yes to the questions on the application regarding offering Landscape Architecture services because the company had started the drawing phase of the project while waiting for their certificate of authorization before they signed a contract.

After discussion by the board the following motion was made.

MOTION: Mr. Graham made a motion to approve the application for Larqcon Group, Inc.

SECOND: Ms. Gillick seconded the motion and the motion passed unanimously.

Steven Buswell – Six Year Candidate

Mr. Buswell asked that the board continue his application until the next meeting in May.

MOTION: Mr. Graham made a motion to continue Mr. Buswell’s application based on Mr. Buswell submitting in writing his waiving of the the ninety (90) day deemer.

SECOND: Mr. Bowden seconded the motion and the motion based unanimously.

REVIEW OF CONTINUING EDUCATION COURSES

Ms. Marshall-Beasley advised the board that she was asking the board to review the Southern Garden Heritage Conference. She stated that she had requested an extended outline from the provider. She stated that the course had been offered before. She stated that the course was for 2008.

MOTION: Mr. Bowden made a motion to approve the following course and to advise the provider in their approval letter that this is for future presentation.
SECOND: Ms. Gillick seconded the motion and the motion passed unanimously.

University of Georgia, School of Environmental Design

Southern Garden Heritage Conference – 7 hours

MOTION: Mr. Graham made a motion to approve the following courses.

SECOND: Mr. Bowden seconded the motion and the motion passed unanimously.

Green Industries Institute for Professional Development

Best Management Practices for the Landscape – 4 hours
Healing Garden Design – 4 hours
Fresh Air with Fresh Interiors – 2 hours

MOTION: Ms. Gillick made a motion to approve the following courses.

SECOND: Mr. Graham seconded the motion and the motion passed unanimously.

LSI Greenlee Lighting

Community Friendly Landscape Lighting – 1 hour

Ms. Walter stated that the Department of Community Affairs courses were for advanced building code credit.

MOTION: Mr. Graham made a motion to approve course A & B as an advanced course and course A also as a laws and rules course.

SECOND: Ms. Gillick seconded the motion and the motion passed unanimously.

Department of Community Affairs

Manufactured (Modular) Building Program; Laws and Rules – 2 hours
Manufactured (Modular) Building Program; Residential & Commercial Bldgs – 2 hours

Ms. Chastain stated that she would check with the Bureau of Education and Testing to clarify if Manufactured Building Program: Residential and Commercial Buildings is an advanced course.
Ms. Guillemette stated that she would do an order stating that the course was approved as an advanced course.

**MOTION:** Ms. Gillick made a motion to deny the following course based on the number of hours that do not pertain to Landscape Architecture.

**SECOND:** Mr. Graham seconded the motion and the motion passed unanimously.

**Department of Community Affairs**

**Manufactured (Modular) Building Program; Building Workshop – 12 hours**

**MOTION:** Mr. Graham made a motion to approve the following courses.

**SECOND:** Ms. Gillick seconded the motion and the motion passed unanimously.

**Red Vector.com**

**AutoCAD/Land Desktop – Plotting Basics – 3 hours**  
**Basic Blueprint Reading & Related Math – 3 hours**  
**Design within the Environmental Process – 2 hours**  
**Designing for Sun, Wind & Light: Strategies for Building Groups – 3 hours**  
**Groundwater for Engineers & Scientists – 1 hour**  
**Regenerative Landscape Design: Shelters and Solar Energy Control – 3 hours**  
**Regenerative Landscape Design: Solar Heating & IAQ – 2 hours**  
**Regenerative Landscape Design: Sustainability & Regeneration – 2 hours**  
**Regenerative Landscape Design: Water Conservation – 2 hours**  
**Runoff Analysis Using the USGS Method – Part 1- 3 hours**  
**Runoff Analysis Using the USGS Method – Part 2- 2 hours**  
**The Theory of Measurement by Dr. Ben Buckner – 4 hours**  
**Wetland Delineation 1: The Basics – 2 hours**  
**Wetland Delineation 2: methodology – 4 hours**

**MOTION:** Mr. Graham made a motion to approve the following renewal list from Red Vector.com.

**SECOND:** Ms. Gillick seconded the motion and the motion passed unanimously.

**Red Vector.com – Renewals**

**A Wetland Primer for Design Professionals – 1 hour**  
**A Wetland Primer: Advanced Field Evaluation & Permitting – 2 hours**
MOTION: Ms. Gillick made a motion to re-order the agenda to continuing education in the addendum.

SECOND: Mr. Graham seconded the motion and the motion passed unanimously.

MOTION: Mr. Graham made a motion to approve the following provider and course applications.

SECOND: Ms. Gillick seconded the motion and the motion passed unanimously.

CADTech Seminars, LLC
Provider Application

Maximizing AutoCAD – 7 hours
Advanced AutoCAD Techniques – 7 hours
MOTION: Mr. Graham made a motion to approve the following course application.
SECOND: Ms. Gillick seconded the motion and the motion passed unanimously.

PSMJ Resources, Inc.

Business Development for Principles & Project Managers – 12 hours

MOTION: Mr. Bowden made a motion to approve the following course application.
SECOND: Mr. Graham seconded the motion and the motion passed unanimously.

Green Industries for Professional Development

Outdoor Room Design – 2 hours

MOTION: Ms. Gillick made a motion to approve the following course applications.
SECOND: Mr. Graham seconded the motion and the motion passed unanimously.

Risi Stone Systems

SRW Construction – 1 hour
SRW Design Theory – 1 hour
Introduction to SRW Technology – 1 hour

MOTION: Ms. Gillick made a motion to deny the following course application based on the fact that the course is product specific.
SECOND: Mr. Graham seconded the motion and the motion passed unanimously.

Risi Stone Systems

SRW Design and Analysis using RisiWall 5 – 2 hours

MOTION: Mr. Graham made a motion to approve the following course applications.
SECOND: Mr. Bowden seconded the motion and the motion passed unanimously.

Cherry Lake Tree Farm

Rollins College Landscape Tour – 4 hours
The Magic of Landscapes 2007 – 6 hours
Plant Appraisals – 2.5 hours
Performance After Transplant – 1.5 hours
Avoiding the Lawyer’s Food Chain – 2.5 hours
New Varieties & Cultivars – Short Course – 2 hours
Florida Grades and Standards – 2 hours
Successful Compliance with Tree Ordinances – 2 hours

Ms. Walter advised the board that a course had been faxed to the meeting for the board’s review.

After discussion by the board the following motion was made.

MOTION: Mr. Graham made a motion to deny the following course because the course constitutes a sale presentation or promotion.

SECOND: Mr. Bowden seconded the motion and the motion passed unanimously.

Rep Services, Inc.

Designing the Evolution of Play – 1 hour

RATIFICATION LIST

Mr. Graham recused himself from the approval of the ratification list.

Ms. Walter reviewed the ratification list with the board.

MOTION: Mr. Bowden made a motion to approve the ratification list as presented.

SECOND: Ms. Marshall-Beasley seconded the motion and the motion passed unanimously.

Certificate of Authorization

Temporary Certificate of Authorization

Steven Harrell (Individual) (Siteworks), Donal R. Simpson (Individual), Siteworks Studio d/b/a Valleycrest (Company)

Business Name Change

From: Jeffrey L. Siegel Landscape Architect PA
To: Jeffrey L. Siegel Landscape Architect, LLC, D/B/A Red Eye Design

Six Year Exam

Margarita Blanco

Endorsement

Ching-Wen Cheng, Adam Ehlmann, Kevin Fisher, Stephen Lederach, Robert Schoolcraft, Darin J. Weinheimer

Exam

Robert Graves, Jason Hollen, Gil Lopez, Stephen Pickett, Craig Verniel

REPORTS

Chair's Report – Collene Walter

Ms. Walter asked when the board would have board member training. Ms. Chastain stated that board member training would be at the May 2007 meeting.

Ms. Walter advised the board that she had been invited by ASLA to meet with Holly Benson the Secretary of the Department of Business and Professional Regulation.

Executive Director’s Report – Juanita Chastain

Ms. Chastain advised the board that the board was doing fine financially. She stated that she was working on a newsletter that would include an article on license renewal. She stated that the board was under 100% monitoring of continuing education and licenses would not be renewed in November if they did not have their continuing education. Ms. Chastain advised the board that in the future the newsletter would be available on the web site. She stated that licensees would be able to subscribe to the newsletter if they want the newsletters mailed to them. She advised the board that the next newsletter would be mailed to advise the licensees of the change to the distribution of the newsletter.
Board Counsel’s Report – Diane Guillemette

Ms. Guillemette advised the board that she had opened up Rule 61G10-18.006(8), Florida Administrative Code, any change in the name or the qualifications of the course instructor or an increase in the number of continuing education credits to be awarded for the course must be submitted on the form identified prior to implementation of the proposed change. She stated that the board had discussed taking out name. She stated that change would take care of the problem of a change to the course instructor.

She advised the board that the board had denied two (2) courses based on the fact that the board considered the courses sales presentations or promotions. She stated that the board should add that to the approval language in the rule.

MOTION: Mr. Graham made a motion to direct board counsel to amend Rule 61G10-18.006 (8), F.S.C.

SECOND: Ms. Gillick seconded the motion and the motion passed unanimously.

MOTION: Mr. Graham made a motion to direct board counsel to develop rule language “a course that constitutes a sales presentation or promotion will be denied”.

SECOND: Mr. Bowden seconded the motion and the motion passed unanimously.

Prosecuting Attorney’s Report – Jessica Leigh

Ms. Leigh advised the board that legal had one active case.

FOR THE BOARD’S INFORMATION

Ms. Walter advised the board that the CLARB exam pass rates were in the agenda for their information.

Ms. Walter stated that there was a thank you letter from Mr. Arnold on the board’s action at the December 1, 2006 telephone conference call.

NEW BUSINESS

Kevin Boyett advised the board that he was asked by ASLA to participate on a committee to discuss continuing education on a global level. He stated that ASLA, Canadian Society of Landscape Architects, CLARB, and Landscape
Architecture Foundation met to define a standard of what are public health, safety, and welfare issues, and what is general professional development.

He stated that ASLA has had a lot of questions on electronic signing and sealing. He stated that the board may want to recommend some software to the licensees.

Ms. Chastain advised the board that when the board office gets the calls the board office sends them to Bruce Dana at the Department of Transportation.

Ms. Walter stated that she would contact Bruce Dana and try to write an article on electronic signing and sealing for the newsletter.

OLD BUSINESS

Ms. Leigh advised the board that she would include an overview of the legal process in the next board agenda.

The meeting adjourned at 12:40 p.m.