

**MINUTES**  
**BOARD OF LANDSCAPE ARCHITECTURE**  
**TELEPHONE CONFERENCE CALL**  
**Toll Free 888.808.6959; Conference Code 9218690**

**General Business Meeting**  
**May 31, 2007**

**CALL TO ORDER**

Ms. Walter called the meeting to order at 2:00 p.m.

**MEMBERS PRESENT**

Collene Walter, Chair  
Elizabeth Gillick, Vice Chair  
Elizabeth Marshall-Beasley  
Paul Davis

**MEMBERS ABSENT**

None

**OTHERS PRESENT**

Diane Guillemette, Board Counsel  
Juanita Chastain, Executive Director  
Linda Tinsley, Government Analyst  
Gerardo Delgado  
Mike Sosadeeter  
David Keir

**PETITION FOR DECLARATORY STATEMENT**

**Gerardo Javier Delgado**

Mr. Delgado was present on the conference call.

Ms. Guillemette advised the board that the first thing the board should question is does the declaratory statement meet the criteria for the board to respond to. She stated that the declaratory statement had to state with particularity the particular set of circumstances that specify the provisional rule that the petitioner believes applies. Ms. Guillemette advised the board that she believed Mr. Delgado had done that, the rule was cited and he addressed his circumstances. She stated

that the board needed to look at the declaratory statement and interpret if Mr. Delgado can do it or not.

Ms. Walter advised the board that the question was when a corporation or partnership is applying for a certificate of authorization can a licensed landscape architect be the qualifying landscape architect of one or more certificates of authorizations.

Ms. Chastain asked Mr. Delgado if he would be the supervisor in control for two different locations. She asked if that was his intent.

Mr. Delgado advised the board that he had his own corporation and he would like to be the qualifying landscape architect for another corporation.

Ms. Marshall-Beasley stated that she did not understand why Mr. Delgado needed to submit a declaratory statement. She stated that she knew individuals that were sole practitioners and the qualifying landscape architect for their own business as well as an engineering firm. She stated that she did not understand why it was a problem.

Ms. Chastain advised the board that she did not see where it was a problem qualifying two different companies. She stated that the rule Mr. Delgado sites is Rule 61G10-15.005, Florida Administrative Code - Responsible Supervision Control over Landscape Architectural Practices in the Landscape Architects Office. She stated that number five (5) states that the same landscape architect cannot be assigned to a main office and a branch office at the same time.

Ms. Walter advised the board that she had read Chapter 481.319, Florida Statutes., Corporate and Partnership Practice of Landscape Architecture Certificate of Authorization, and she did not see any verbiage that limits the ability of one landscape architect to be the qualifying landscape architect for more than one partnership or corporation. She stated that she did see what Ms. Chastain referred to under Rule 61G10-15.005, Florida Administrative Code, and she was not quite sure but she felt it referred to one firm that had several offices versus two (2) firms or more that are corporations or partnerships.

Ms. Chastain asked the board that if Mr. Delgado qualified two (2) firms could he be the responsible supervisor at both of the offices. She stated that in her mind that was the question.

Ms. Guillemette advised the board that Rule 61G10-15.005 states that the same landscape architect cannot be assigned to a main office and a branch office at the same time. She stated that the rule does not apply because it is two (2) different corporations. She stated the board may want to look at the rule again because it did not make sense to her.

Ms. Guillemette stated that Rule 61G10-15.005 does not prohibit a certified landscape architect from qualifying more than one qualified business entity.

After discussion the board agreed with Ms. Guillemette's statement.

**MOTION:** Mr. Davis made a motion to answer in the affirmative.

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

Ms. Walter stated that the rule does require that the landscape architect be in a supervisory position. She stated that if someone is trying to qualify thirty (30) different firms or partnerships it would be very difficult to claim that that person is in a supervisory position at any one of those firms. She stated that in the case of Mr. Delgado it is fairly common in the profession and the rule may need to be reviewed and perhaps re-written.

Ms. Chastain stated that after the board's discussion she understood that the board would accept a landscape architect to qualify more than one business and to serve as the qualifier and responsible supervisor at more than one office.

Ms. Guillemette advised the board that she had to draft an order and she wanted to review the following language with the board: Rule 61G10-15.005, Florida Administrative Code, does not prohibit a certified landscape architect from qualifying and supervising more than one qualified business entity.

After discussion the board approved the language.

## **PETITION FOR VARIANCE AND WAIVER**

### **Mike Sosadeeter**

Mr. Sosadeeter was present on the conference call.

Ms. Guillemette advised the board that she had provided in the agenda materials the standards for what is appropriate in a variance and waiver.

Ms. Walter advised the board that Mr. Sosadeeter was asking for a waiver of the requirement to provide one (1) year of practical experience under the supervision of a licensed landscape architect prior to sitting for the landscape architecture examination. She stated that Mr. Sosadeeter had included in the agenda material his background and twenty (20) years of landscape architecture work experience. She stated that he had a master's degree in landscape architecture.

Mr. Sosadeeter addressed the board and gave an overview of his experience.

**MOTION:** Ms. Marshall-Beasley made a motion to approve Mr. Sosadeeter's petition for variance and waiver.

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

## **APPLICATION REVIEW**

### **Seminole Bay Land Company**

Mr. David Keir was present on the conference call.

Ms. Chastain advised the board that Mr. Keir had submitted two applications. She stated that on the application for Seminole Bay Land Company, Mr. Keir indicated that he had prior practice under Seminole Bay Land Company. She stated that Mr. Keir had also submitted an application under Newlands Design Group in Lake Worth and he indicated no prior practice.

Ms. Walter advised the board that the first application would be considered first, Seminole Bay Land Company.

Ms. Walter asked Ms. Chastain if Mr. Keir had reported himself as having prior practice.

Ms. Chastain stated that yes he had indicated prior practice on his application.

After discussion by the board the following motion was made.

**MOTION:** Ms. Gillick made a motion to approve the certificate of authorization contingent upon payment of the actual cost of eight (8) previous renewal periods.

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

Ms. Walter advised the board that Newlands Design Group was the next application for a certificate of authorization.

After discussion by the board the following motion was made.

**MOTION:** Ms. Gillick made a motion to approve the application for Newlands Design Group.

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

## **REVIEW OF CONTINUING EDUCATION COURSE AND PROVIDER APPLICATIONS**

Ms. Marshall-Beasley advised the board that she needed guidance on PSMJ Resources, Inc and their course Strategic Alliance Conference. She stated that she recommended approval of all of the other courses in the agenda.

After discussion by the board the following motion was made.

**MOTION:** Mr. Davis made a motion to approve the following continuing education courses.

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

### **Hoover Pumping Systems**

***Pump System Intermediate Design and Application – 4 hours***

***Pump System Advanced Design and Application – 6 hours***

***Pump System Introduction to Design and Application – 2 hours***

### **PSMJ Resources, Inc.**

***Successful Financial Management – 15 hours***

### **Florida Irrigation Society – Provider Application**

### **PSMJ Resources, Inc. (Renewals)**

***Principals Bootcamp – 16 hours***

***Project Management Bootcamp – 16 hours***

Ms. Walter advised the board that she thought ten (10) hours for the Strategic Alliance Conference was enough.

Mr. Davis stated that he felt there were some firms that would benefit from the course.

Ms. Gillick stated that she felt the course was appropriate and an individual would benefit.

**MOTION:** Ms. Gillick made a motion to approve the continuing education course from PSMJ Resources, Inc, Strategic Alliance Conference.

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

Ms. Marshall-Beasley left the meeting.

Ms. Walter advised the board that there were more continuing education courses in the addendum.

**MOTION:** Mr. Davis made a motion to approve the following continuing education courses.

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

### **Hoover Pumping Systems**

***Know the Flow: Florida's Water Rules for Irrigation – 2 hours***

### **University of Florida Treeo Center**

***Learning to Leed Part 1 – 8 hours***

***Learning to Leed Part 1 and 2 – 16 hours***

### **RATIFICATION LIST**

Ms. Walter reviewed the ratification list with the board.

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

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

### ***Certificate of Authorization***

Majestic Views Architecture Landscape Architects, Inc., Strelkow Associates Inc.  
D/B/A Gardens to Go

### ***Temporary Certificate of Authorization***

Thomas H. Walsh ( Individual)

### ***Exam***

Steve Glaze

## **OLD BUSINESS**

Ms. Chastain advised the board that CLARB had e-mailed her requesting that she submit a nomination for officers.

Mr. Davis stated he had no suggestions.

Ms. Gillick advised the board that she felt the board members should be able to acquire two (2) hours of continuing education credit in laws and rules like other licensees that attend the board meetings for continuing education credit.

Mr. Davis stated it was a reasonable request.

Ms. Walter stated that she agreed with Ms. Gillick.

After discussion by the board the following motion was made.

**MOTION:** Ms. Gillick made a motion to open Rule 61G10-18.001 (4) (c), Florida Administrative Code, for development.

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

Ms. Walter advised the board that she had received a letter from Jon Stephenson asking for a refund.

Ms. Tinsley advised the board that Mr. Stephenson had decided to continue with the exam process and take section F and obtain his license.

## **NEW BUSINESS**

Ms. Chastain advised the board that Mr. Graham and Mr. Bowden's appointments were rescinded by the Governor. They had not been re-appointed and new appointments had not been made. She stated she would keep the board members informed.

The meeting adjourned at 3:10 p.m.

