

**MINUTES
BOARD OF LANDSCAPE ARCHITECTURE**

**Sanibel Harbour Resort & Spa
17260 Harbour Pointe Drive
Ft. Myers, FL 33908**

**General Business Meeting
July 23, 2009
9:00 a.m.**

CALL TO ORDER

Ms. Marshall-Beasley called the meeting to order at 9:22 a.m.

MEMBERS PRESENT

Elizabeth Marshall-Beasley, Chair
Philip Graham, Vice Chair
Collene Walter
Joseph Delate
Dr. Ernest Paskey

MEMBERS PRESENT

None

OTHERS PRESENT

Juanita Chastain, Executive Director
Linda Tinsley, Government Analyst
Diane Guillemette, Assistant Attorney General
Steve Dana
Dennis Wilkinson, CLARB President
Emily O'Mahoney
Nancy Gundlach
David Milligan
Richard J. Klar
Wendy Tuma
Tamara H. West
George G. Gentile
Fred Stresau
Michael Miller
William Pruitt
Sean Daly
Sean Kalbli

Ted Baker
E.J. Bolduc
Professor Bates

APPROVAL OF MEETING MINUTES

MOTION: Ms. Walter made a motion to approve the April 24, 2009 and June 29, 2009 meeting minutes as presented.

SECOND: Dr. Paskey seconded the motion and the motion passed unanimously.

APPLICATION REVIEW

David Steven Dana – Six Year Applicant

Mr. Dana was present at the meeting.

Ms. Marshall-Beasley advised the board that Mr. Dana had applied to sit for the examination as a six year candidate. She stated that Mr. Dana had worked under a golf course designer.

Mr. Dana advised the board that he had a degree in architecture and had ten (10) years of experience.

The board reviewed Mr. Dana's plans.

After discussion by the board the following motion was made.

MOTION: Dr. Paskey made a motion to approve Mr. Dana's application.

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

Ms. Marshall-Beasley advised the board that the application review revealed that the firm Mr. Dana worked for had done some work for not for profit organizations outside of golf course design. She stated that she had a question that was shared by counsel about the appropriateness of the firm not Mr. Dana doing that work and representing themselves as doing landscape architectural work. She stated that the issue would be taken up in a separate review.

CLARB PRESENTATION

CLARB President – Dennis Wilkinson

Ms. Marshall-Beasley thanked Mr. Wilkinson for attending the meeting and introduced him to the board.

Mr. Wilkinson advised the board that the Council of Landscape Architectural Registration Boards (CLARB) is responsible for creating, administering and grading the landscape architectural examination. He stated CLARB was an international organization and not for profit. Mr. Wilkinson stated that Landscape Architectural Continuing Education System (LACES) has been active for about nine (9) months. He stated that LACES reviews providers of continuing education. He stated that CLARB no longer creates continuing education programs. He stated that they are part of LACES. He stated that when providers go to LACES that have to go through a rigid review process to become accredited by LACES. Mr. Wilkinson stated that the course content had to fall under the items that are listed in the task analysis for the LARE. He stated that the task analysis is a survey that is done periodically that identifies the tasks that landscape architects perform. He stated that ninety (90) percent of the items are related to health, safety and welfare. He stated that a number of states are accepting courses that are LACES approved. Mr. Wilkinson advised the board that CLARB had developed a new association management system to record continuing education taken through the LACES program onto the CLARB record and distribute that information to the jurisdictions on request.

Mr. Graham stated that for the continuing education system to work all of the states need to buy into it. He stated that maybe the board could look at the rules and see if there was a way to accept courses approved by LACES.

Ms. Guillemette stated that she would look into a rule change to accept continuing education approved by LACES and bring it to the next meeting. She stated that they would have to ask the department if the continuing education could be electronically transferred from CLARB.

Mr. Wilkinson stated that he would check on CLARB's ability to submit continuing education electronically to the department. Mr. Wilkinson advised the board that the exam should be fair and should not be more difficult than necessary. He stated that the exam should also be fair in the way it is graded. Mr. Wilkinson stated that it is important to understand that the LARE is not an educational exam. He stated that in a licensure exam an individual is either knowledgeable enough to protect the health, safety and welfare or not. He stated that the exam is available twice a year and an individual could complete all parts in twelve (12) months. Mr. Wilkinson stated that the exam is generated and graded by committees who are volunteers. Mr. Wilkinson advised the board that CLARB had prepared vignettes for the graphic section of the exam that are provided to exam candidates for exam preparation. He stated that they were prepared and pre-tested by the exam committee. He stated that for the multiple choice section of the exam real questions that had been used in the past are available for exam preparation. He stated that the information is free and available on the

ASLA web site. Mr. Wilkinson advised the board that CLARB no longer had the standard review they now only have the red line review. He stated that a group of master graders do the red line review. He stated that the candidate contacts the state board to have a red line review.

Ms. Marshall-Beasley asked Mr. Wilkinson if the changes had been effective as far as pass rates or is it too soon.

Mr. Wilkinson stated that it is too soon. He stated that CLARB is prepared to fund a research project about the determinates of success on the exam. He stated that CLARB will hire a consultant to work with a committee. He stated that the pass rates were not as high as other professions.

Ms. Marshall-Beasley stated that something is broken and she is so grateful CLARB is looking into the issue. She thanked Mr. Wilkinson and stated that his leadership was greatly appreciated.

DISCUSSION

Continuing Education Credit for Exam Writing

Ms. Chastain advised the board the Bureau of Education and Testing had asked that she ask the board to consider awarding continuing education hours to licensees that assist the department in writing the examination for the Florida section.

After discussion by the board the following motion was made.

MOTION: Mr. Graham made a motion to open the rule for development.

SECOND: Dr. Paskey seconded the motion and the motion passed unanimously.

Criminal Charges for Board Review

Ms. Chastain advised the board that this was a list of criminal activity that the central intake unit could review and approve the application without it coming to the full board for review. She stated that anything that was not on the list would come to the board.

After discussion by the board the following motion was made.

MOTION: Mr. Delate made a motion to remove number sixteen (16), seventeen (17) and twenty (20) and approve the list minus those three (3) items.

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

Letter from Shea Hansen

Ms. Chastain advised the board that this was on the agenda because Mr. Delate had mentioned the letter on a conference call and all of the board members had received a copy of the letter. Ms. Chastain stated that Ms. Hansen had requested that she be rescheduled for the exam without an additional fee. Ms. Chastain stated that the exam books had been ordered and she missed the deadline to reschedule. Ms. Chastain advised the board that several candidates applied late and the Bureau of Education and Testing used her book for someone else and she was rescheduled without additional fees.

REQUEST TO RESCHEDULE CLARB EXAM

Akiko Iwata

Ms. Chastain advised the board that Mr. Iwata had to go out of the country for a project and asked to reschedule the exam to December.

MOTION: Mr. Graham made a motion to approve Mr. Iwata's request to reschedule the exam.

SECOND: Dr. Paskey seconded the motion and the motion passed unanimously.

Jose Falquez

Ms. Chastain advised the board that Mr. Falquez asked to reschedule the exam due to an emergency out of the country. She stated that the trip was cancelled and he did not have to travel but did not take the exam.

After discussion by the board the following motion was made.

MOTION: Ms. Walter made a motion to deny the Mr. Falquez's request to reschedule the exam.

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

Donna LeBrun

Ms. Chastain advised the board that Ms. LeBrun's grandmother had passed away and she asked to reschedule the exam.

MOTION: Mr. Graham made a motion to approve Ms. LeBrun's request to reschedule the exam.

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

RATIFICATION LISTS

Application Ratification List

MOTION: Dr. Paskey made a motion to approve the ratification list.

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

Exam

Lisa M. Barry, Jane Hudson Chichetti, Kimberly S. Heiss, Sean P. Liddy, Susan Ricci, Kenneth Scott Smith

Endorsement

John Albert Denson, Jason Scott Gabbard, Jonathan D. Henney, Mark W. Johnson, Mary Margaret Jones, Douglas Loftin Mann, Dennis Cullen McGlade, Cherilyn F. Ruane, Coy B. Talley, Mark Steven Tilbe

Certificate of Authorization

Anne Kramer and Associates, LLC, Blue Leaf Design, Inc., Mills Landscape Architecture, Inc., Miton, LLC, Windham Studio, Inc.

Business Name Change

EDSA, Inc., from Edward D. Stone Jr. & Associates, Inc.

Continuing Education Ratification List

MOTION: Dr. Paskey made a motion to approve the ratification list as presented.

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

American Society of Landscape Architects
Roles Responsibilities & Realities – 2 hours
The Prosperity Tree-Building Green Block – 1 hour

Florida Accessibility Code – 2 hours
Placemaking for the Creative Class – 1.5 hours
Expanding Design Options by Using – 2 hours
Walkability Seminar – 7 hours
Advanced Building Code: Residential Swimming Pools – 2 hours

Cherry Lake Tree Farm
Installation Best Practices – 4 hours
Installation Best Practices – Short Course – 2 hours
Florida Grades and Standards – Short Course – 2 hours
Florida Grades and Standards – 5 hours
Avoiding the Lawyers Food Chain – 2.5 hours
Performance After Transplant – 1.5 hours

REPORTS

Board Counsel's Report - Diane Guillemette

Ms. Guillemette advised the board rule 61G10-18.001 (6), F.A.C. Continuing Education Credit Requirements was noticed for promulgation on July 17, 2009 and is on its way. The new language is: (6) the board may, upon request of a licensee suffering a hardship, temporarily waive the continuing education requirement for one year. The licensee must make the request, in writing to the Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, FL 32399-0751, or by way of <http://myflorida.com/dbpr/>, detailing the hardship at least 60 days prior to the renewal.

Ms. Guillemette advised the board that rules rule 61G10-18.002, 61G10.18.003 and 61G10-18.006, F.A.C. had been developed to approve distance learning courses and had been noticed for development. She stated that the board needed to vote on whether the changes had an impact on small businesses.

MOTION: Dr. Paskey made a motion that the changes to rule 61G10 -18.002, 61G10 -18.003 and 61G10 -18.006, F.A.C. had no impact on small business.

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

MOTION: Dr. Paskey made a motion to notice the language for rule 61G10-18.002, 61G10 -18.003 and 61G10 -18.006, F.A.C.

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

Ms. Guillemette advised the board the continuing education rule 61G10 -18.002, F.A.C. needed to be amended to reflect the new application number.

MOTION: Mr. Graham made a motion to add the appropriate language and make changes to rule 61G10 -18.002, F.A.C. to reflect the new application number.

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

Executive Director's Report – Juanita Chastain

Ms. Chastain advised the board that the financial report reflects a deficit but the renewal in November will replenish the funds. Ms. Chastain advised the board that a letter was in the addendum from Secretary Drago addressed to Ms. Marshall-Beasley. She stated that the Secretary is asking the board members to look at ways to reduce any regulations to help the licensing process move in a timely manner. She advised the board to e-mail her by August 7, 2009 with any suggestions they may have. Ms. Chastain advised the board that a letter she sent to Mr. Gorham requesting his participation on the stormwater task force was in the agenda package. She stated that Mr. Gorham accepted.

NEW BUSINESS

Certificates to board staff were presented by the Florida ASLA President.

OLD BUSINESS

Dr. Paskey asked if there was any news from the Governor's office on new board members.

Ms. Chastain stated that the Governor's office was reviewing applications.

FOR YOUR INFORMATION

Ms. Chastain advised the board that a report from the Division of Regulation on how many complaints had been processed was in the agenda for their information.

Ms. Chastain advised the board that two (2) letters sent by the board office were in the agenda for their information. She stated that one was to John P. Ribes and the other one was to John Gorham.

Chair's Report – Elizabeth Marshall-Beasley

Ms. Marshall-Beasley thanked everyone in attendance for coming and she thanked Florida ASLA.

MOTION: Mr. Delate made a motion to adjourn.

SECOND: Dr. Paskey seconded the motion and the motion passed unanimously.

The meeting adjourned at 12:44 p.m.