

MINUTES
SC Board of Landscape Architectural Examiners
Board Meeting
10:00 a.m., May 21, 2014
Synergy Business Park, Kingstree Building
110 Centerview Drive, Room 204
Columbia, SC

Call to Order

Chairman McLeod called the meeting to order at 10:00 a.m.

Statement of Public Notice

Mr. McLeod stated that public notice of this meeting was properly posted at the S.C. Board of Landscape Architectural Examiners office, Synergy Business Park, Kingstree Building, and provided to all requesting persons, organizations and news media in compliance with §30-4-80 of the South Carolina Freedom of Information Act.

Introduction of Board Members and Others

Board members present included: J. Parks McLeod, PLA, Chairman; John A. Tarkany, PLA, Vice-Chairman; Laura G. Dukes, PLA; Barrett D. Anderson, PLA; and Christopher S. Thompson, PLA.

Staff members present included: Lenora Addison-Miles, Administrator; Sherri F. Moorer, Program Assistant; Mary S. League, Esq., Office of Advice Counsel; Tracy Perlman, Office of General Counsel; John Carroll, Office of General Counsel; Sharon Wolfe, Investigator, Office of Investigations and Enforcement; and Sharon Cooke, Investigator, Office of Investigations and Enforcement.

Others present included: John Bradley Hill; Monica Ezell Floyd; Mark A. Schimmoeller; George Harper, Esq.; and Christine A. Cortright (Creel Court Reporting).

Approval of Minutes

Mr. McLeod asked for proposed changes to the minutes of the February 19, 2014, meeting. There were none.

MOTION: To approve the minutes of the February 19, 2014, meeting. Tarkany/Thompson/approved.

Approval of Agenda

Mr. McLeod asked for proposed changes to the agenda for the May 21, 2014, meeting. There were none.

MOTION: To approve the agenda of the May 21, 2014, meeting. Dukes/Anderson/approved.

Staff Reports

1. Ms. Wolfe said there are no cases in the Office of Investigations and Enforcement.
2. Ms. Wolfe said there is no report from the Investigative Review Committee.

3. Mrs. Perlman said there is one case pending a hearing and one Memorandum of Agreement, which is the disciplinary case that the Board is hearing today. No cases have been closed in 2014.
4. Mrs. Addison-Miles reported that there are currently 23 active exam candidates, 160 active Certificates of Authorization, and 594 individuals licensed through the Board of Landscape Architectural Examiners. A list of individuals licensed between February 18, 2014 – May 14, 2014, and financial reports for February 2014 – April 2014, were posted in the meeting packets. The Board had a cash balance of \$229,441.07 as of April 30, 2014.

Mrs. Moorer reported that the scores from the April 2014 LARE arrived, and SC had a 100% pass rate for this administration. The next administration of the LARE is August 18-30, 2014. The CLARB Annual Meeting will be held in Reston, Virginia, on September 24-27, 2014.

Disciplinary Hearing

1. John Bradley Hill appeared before the Board for a disciplinary hearing. The State was represented by Tracy Perlman, Esq. This matter was recorded by a court reporter in order to produce a verbatim transcript, should one be necessary.

MOTION: To enter executive session. Dukes/Thompson/approved.

MOTION: To exit executive session. Dukes/Thompson/approved.

MOTION: To accept the Memorandum of Agreement signed by Mr. Hill and Mrs. Perlman on May 20, 2014, with appropriate sanctions which are: a public reprimand and continuance of the licensure suspension per the Cease and Desist order until proof of 10 hours of continuing education is submitted and approved for the previous licensing period. Mr. Hill will need an additional 20 hours of continuing education by January 31, 2015, in order to be in compliance for the current licensure period. Dukes/Anderson/approved.

Application Hearings

1. Monica Ezell Floyd appeared before the Board for an application hearing to approve her experience to sit for the Landscape Architect Registration Examination (LARE) in South Carolina. This matter was recorded by a court reporter in order to produce a verbatim transcript, should one be necessary.

MOTION: To enter executive session. Tarkany/Thompson/approved.

MOTION: To exit executive session. Tarkany/Thompson/approved

Mr. McLeod said no motions or votes were taken in executive session.

MOTION: To allow Ms. Floyd to sit for the LARE. Licensure is contingent upon documentation of six additional months of experience and passing the LARE. Thompson/Anderson/approved.

2. Mr. Mark A. Schimmoeller appeared before the Board for approval for his application for an individual license and a Certificate of Authorization. Mr. Schimmoeller was represented by George Harper, Esq. This matter was recorded by a court reporter in order to produce a verbatim transcript, should one be necessary.

MOTION: To enter executive session. Dukes/Tarkany/approved.

MOTION: To exit executive session. Tarkany/Anderson/approved.

Mr. McLeod said no motions or votes were taken during executive session.

MOTION: To approve the application for licensure and a Certificate of Authorization on the conditions that the applicant pay \$200 for individual license and \$400 for Certificate of Authorization for past fees. In addition, Mr. Schimmoeller must submit ten hours of continuing education prior to the issuance of the license and Certificate of Authorization. Thompson/Tarkany/approve.

Unfinished Business

1. Discussion of Fees in Statute – The Board discussed the issue that the fees in the statute are listed as annual; however, the Board is on a biennial licensure cycle. Mrs. League told the Board they have three options: to amend the statute to reflect a specific biennial amount, to repeal the numbers from the practice act so the fee amounts are only stated in the Chapter 10 regulation, or to leave it the way it is. The Board decided to leave the fees as they are listed. They will address the issue if there is a need to make changes to the statute in the future.

New Business

1. Mr. Tarkany asked if there has been any action on appointing the public Board members. Mrs. League encouraged the Board members to contact interested individuals or any contacts they have in the Governor's office to express interest in having these vacancies filled. Mr. Thompson said the Governor's office also puts out calls for public members to serve on Boards.
2. Mr. Tarkany asked about discussions on strategic planning, per CLARB's request from last summer. Some key issues CLARB has identified for these discussions are education on ethics and protecting the public. The Board agreed to add strategic planning to future agendas, if the issues are relevant to state licensure.
3. Mr. McLeod asked Mrs. Moorer to post additional information on the continuing education requirement. He suggested that the SC Chapter of the American Society of Landscape Architects may be able to assist with distributing information on this requirement for license renewals.
4. Mrs. Dukes asked for a follow up on today's hearings on the next agenda.

Notice of Next Meeting

The next meeting of the SC Board of Landscape Architectural Examiners will be held on Wednesday, July 16, 2014, at 10 a.m. at the SC Department of Labor, Licensing and Regulation, Synergy Business Park, Kingstree Building, 110 Centerview Drive, Room 204, Columbia, SC.

There being no further business:

MOTION: To adjourn. Dukes/Tarkany/approve.

The meeting adjourned at 12:31 p.m.

Respectfully Submitted,



Sherri F. Moorer, Program Assistant