

**MINUTES**  
**SC Board of Landscape Architectural Examiners**  
**Board Meeting**  
**10:00 A.M., July 20, 2011**  
**Synergy Business Park**  
**110 Centerview Drive, Kingtree Building, Room 204**  
**Columbia, SC**

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**Call to Order and Introduction of Board Members and All Other Persons Attending**

Vice-Chairman Parks McLeod, LA, called the meeting to order at 10:02 a.m. Board members present included Laura G. Dukes, LA and Barret D. Anderson, LA.

Morgan Grimball and John Tarkany were out of town and excused from the meeting.

Administrator Jan Simpson was unable to attend due to a schedule conflict.

Other persons attending included: Sherri Moorer, Program Assistant; Sheridan Spoon, Legal Council; Jamie Newton, Creel Court Reporting; Chris Thompson, LA; Everett Davidson Harbeson, III, LA; Cynthia Ann Tyler, LA; John Thomas, and Caitlyn Seamon.

**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, Kingtree Building, and provided to all requesting persons, organizations and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

**Approval of Minutes**

Mr. McLeod asked for proposed changes to the minutes of the April 13, 2011 meeting. There were none.

**MOTION:** To approve the minutes of the April 13, 2011 meeting as read. Dukes/Anderson/Approved.

**Approval of Agenda**

Mr. McLeod asked for proposed changes to the agenda.

**MOTION:** To move Item 7 – Application Hearings before Item 6 – Application Reviews. Dukes/Anderson/Approved.

**Application Hearings**

**MOTION:** To enter executive session. Dukes/Anderson/Approved.

**Return to Public Session**

**MOTION:** To return to public session. Anderson/Dukes/Approved.

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

**a. Everett Davidson Harbeson III**

Mr. Harbeson appeared for a hearing related to a criminal conviction reported on his application. Mr. Harbeson was convicted of DUI on June 25, 2010. This matter was recorded by a court reporter in order to produce a verbatim transcript should one be necessary.

**MOTION:** To enter executive session. Anderson/Dukes/Approved.

**Return to Public Session**

**MOTION:** To return to public session. Anderson/Dukes/Approved.

Mr. McLeod said there were no votes taken during executive session.

Mr. Harbeson answered all questions posed to him.

**MOTION:** To approve Mr. Harbeson for licensure. Dukes/Anderson/Approved.

**b. Cynthia Ann Tyler**

Cynthia Ann Tyler appeared for a hearing related to practice-related charges reported on her application. Ms. Tyler was sanctioned for unlicensed practice in the State of Mississippi. This matter was recorded by a court reporter in order to produce a verbatim transcript should one be necessary. Ms. Tyler provided additional character references.

**MOTION:** To accept the additional documents provided by Ms. Tyler. Dukes/Anderson/Approved.

**MOTION:** To enter executive session. Anderson/Dukes/Approved.

**Return to Public Session**

**MOTION:** To return to public session. Anderson/Dukes/Approved.

Mr. McLeod said there were no votes taken during executive session.

Ms. Tyler answered all questions posed to her.

**MOTION:** To approve Ms. Tyler for licensure. Dukes/Anderson/Approved.

**Application Reviews**

**MOTION:** To approve the following for licensure. Dukes/Anderson/Approved:

**James Hammond Eve, IV (Reinstatement)**

**Sidney Thomas Harris (Reinstatement)**

**Robert Reid Hewitt (Reinstatement)**

**Michael Patrick Kittrell (LARE)**

**William Grant Millsap (Reinstatement)**

**Patrea St. John (Reinstatement)**

**Community Design Group, LLC** (Certificate of Authorization)  
**The Dodd Studio, LLC** (Certificate of Authorization)  
**Gaff Consulting Services, PA** (Certificate of Authorization)  
**M. Brock Design Studios, LLC** (Certificate of Authorization)  
**Sustainable Design Consultants** (Certificate of Authorization)

**MOTION:** To request a statement from the landscape architect in responsible charge of the following firms confirming that they are full time employees and willing to accept responsibility of landscape architectural services for the firm, with licensure contingent upon receipt of statement and review by Vice-Chairman McLeod. Dukes/Anderson/Approved:

**EnviroAg Science, dba LBLC, Inc.**  
**LandDesign, Inc.**  
**Mead and Hunt**  
**Pleasant Pools, LLC**  
**Robert and Company**

#### **Disciplinary Hearings**

There were no disciplinary hearings for this meeting.

#### **Unfinished Business**

**MOTION:** To delegate staff level licensure approval for Certificate of Authorization applications with no disciplinary action or derogatory information contingent on revisions to application form. Anderson/Dukes/Approved.

**MOTION:** To delegate staff level licensure approval for reinstatement applications with no derogatory information on file. Dukes/Anderson/Approved.

#### **New Business**

1. Mrs. Moorer explained the upcoming transition of the Landscape Architect Registration Exam (LARE) to a computer based exam in September 2012, which was announced on July 18, 2011.
2. The Board scheduled the following meeting dates for 2012:

January 18, 2012 (Room 204)  
April 18, 2012 (Room 204)  
July 18, 2012 (Room 204)  
October 17, 2012 (Room 204)

#### **Consideration of Funding Requests**

**MOTION:** To approve travel for the program administrator when it is in the interest of the state. Dukes/Anderson/Approved.

**Reports – Investigations**

Mr. Freshley reported one case that is 119 days old. The results of the IRC should be available at the next meeting.

**Reports – Office of General Counsel**

There are no cases in the Office of General Counsel.

**Reports – Administrator**

Mrs. Moorer said there were 46 active exam candidates, 103 active firms, and 605 active individuals licensed in the State of South Carolina. Only one license was issued at the staff level for the period of April 13, 2011 – July 19, 2011.

Mrs. Moorer distributed financial reports for April 2011 and May 2011 to the Board Members. There was a cash balance of \$331,349.27 as of May 31, 2011. The June report will be prepared and posted to the secure website when it is available.

Mrs. Moorer said the regulations were approved by the Senate and are scheduled to time-out on January 19, 2012.

Mrs. Moorer said legislation was proposed to add the reinstatement fee to Section 40-28-80. She will keep the Board up to date on the progress of this bill and will notify them of subcommittee and committee meetings as they are scheduled during the 2012 Legislative Session.

Mrs. Moorer said Chris Thompson has submitted an application with the Governor's Office to serve on the Board. The Department is in the process of preparing a Board Member Orientation Manual.

Mrs. Moorer distributed a draft copy of the Summer 2011 Newsletter and asked the Board to send feedback by July 27, 2011. The newsletter will be posted to the website in August 2011.

**Reports – Board Members**

There were no Board Member Reports for this meeting.

**Public Comments**

Chris Thompson asked if continuing education hours must be earned after the regulations pass. Mrs. Dukes said the Board will accept continuing education hours earned any time in the renewal period, which is February 1, 2011 – January 31, 2013.

Mr. Thompson asked if a company can hire an outside consultant to seal landscape architectural work, if they wish to offer landscape architectural services in SC but do not have a member of their own staff licensed in SC. Mrs. Moorer said the law specifically states in Section 40-28-70(B)(1) that the responsible landscape architect for the firm must be a principal owner or a full time employee of the firm. Therefore, a firm will not qualify for a Certificate of Authorization if they are contracting landscape architectural services to an outside consultant.

**Executive Session**

The Board did not enter Executive Session.

**Notice of Next Meeting**

The next meeting of the SC Board of Landscape Architectural Examiners will be held on Wednesday, October 19, 2011 at 10:00 a.m.; Synergy Business Park, Kingstree Building, 110 Centerview Drive, Room 204, Columbia, SC.

**Adjourn**

**MOTION:** To adjourn the meeting. Dukes/Anderson/Approved.

The meeting adjourned at 1:12 p.m.

**Respectfully Submitted,**

A handwritten signature in cursive script that reads "Sherri F. Moorer".

**Sherri F. Moorer, Program Assistant**