

Transcript of the Testimony of
**LANDSCAPE ARCH EXAMINERS BOARD
MEETING**

Date: November 23, 2011

CREEL COURT REPORTING, INC.
Condensed Transcript and Word Index

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1 BEFORE THE SOUTH CAROLINA
 2 BOARD OF LANDSCAPE ARCHITECTURAL EXAMINERS
 3
 4 BOARD MEETING
 5 CONFERENCE CALL
 6
 7 - - - - -
 8 - - - - -
 9 Wednesday, November 23rd, 2011
 10 10:03 a.m. - 10:15 a.m.
 11 - - - - -
 12
 13 The Board Meeting Conference Call before
 14 the South Carolina Board of Landscape
 15 Architectural Examiners was held at the Synergy
 16 Office Park, Kingstree Building, 110 Centerview
 17 Drive, Columbia, South Carolina, on the 23rd day
 18 of November, 2011, before Jill H. Vickers,
 19 Certified Court Reporter and Notary
 20 Public in and for the State of South Carolina.

1 MR. MCLEOD: I would like to call
 2 the meeting to order for the November 23rd South
 3 Carolina Board of Landscape Architectural
 4 Examiners Meeting Conference Call. Public notice
 5 of this meeting was properly posted. The South
 6 Carolina Board of Landscape Architectural
 7 Examiners Office, Synergy Business Park, Kingstree
 8 Building provided to all requesting persons,
 9 organizations, the news media in compliance with
 10 Section 30-4-80 of the South Carolina Freedom of
 11 Information Act.
 12 At this time, we will get the board members
 13 or all people present to introduce themselves.
 14 I'm Parks McLeod, Chairman of the Board.
 15 MR. TARKANY: I'm John Tarkany with
 16 the Board.
 17 MR. ANDERSON: I'm Barret Anderson,
 18 Landscape Architect, member of the Board.
 19 MS. MOORER: And I will introduce
 20 myself here to go on the record. I am
 21 Sherri Moorer.
 22 MR. SAXON: I'm James Saxon, better
 23 known as "Jamie". I'm your Advice Counsel.
 24 MS. SIMPSON: Jan Simpson, Board
 25 Administrator.

1 APPEARANCES:
 2 BOARD MEMBERS:
 3 Via Telephone:
 4 J. Parks McLeod, Chairman
 5 Barret Anderson, Vice-Chairman
 6 John Tarkany
 7 ADVISING THE BOARD:
 8 James Saxon, Esquire.
 9 Jennifer Cooper, Assistant to Advice Counsel
 10 Also Present:
 11 Jan Simpson (Board Administrator)
 12 Sherri Moorer (Program Assistant)
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1 MS. COOPER: Jennifer Cooper,
 2 Assistant to Advice Counsel.
 3 MS. MOORER: Okay. Before we go
 4 into the motions, I would just like to ask
 5 you for the benefit of the court reporter if
 6 you would state your name before you make a
 7 motion or make a statement, that will help
 8 her in taking the transcription.
 9 And I suppose we will proceed with the
 10 new business on the agenda, the first item
 11 being the review of regulation repeal.
 12 MR. MCLEOD: This is Parks McLeod.
 13 We're looking for a motion to repeal the
 14 Landscape Architecture Chapter 74 Statutory
 15 Authority 1976, Code Section 40-28-80.
 16 MR. TARKANY: This is John
 17 Tarkany. I make a motion to repeal as
 18 described by Parks.
 19 MR. ANDERSON: Second.
 20 MR. MCLEOD: Is there any
 21 discussion?
 22 (Whereupon, there was no discussion.)
 23 MR. MCLEOD: All in favor, say Aye?
 24 (Whereupon, all members present said Aye.)
 25 MR. MCLEOD: We have it unanimous

1 by the Board to repeal that.
 2 Sherri, we have no action except for
 3 review of Title 40, Chapter 1, correct?
 4 MS. MOORER: That's right, and at
 5 this point, I'm just going to ask if any of
 6 you have any questions about that?
 7 MR. SAXON: This is Jamie. I'll be
 8 glad to answer any questions you have.
 9 MR. MCLEOD: I didn't come up with
 10 questions after reviewing. After Barret's
 11 issue was addressed, I think it was clear.
 12 MR. TARKANY: This is John. I'm in
 13 agreement, as well. Everything seems to be
 14 in order.
 15 MR. ANDERSON: This is Barret.
 16 I have no further questions. I thought that
 17 the revision to the original satisfied my
 18 comments. I felt good about it.
 19 MR. SAXON: Okay.
 20 MR. MCLEOD: So, no action is
 21 needed from the Board on that?
 22 MR. SAXON: No, sir, it was just a
 23 review.
 24 MS. MOORER: Okay. Moving on. I
 25 will tell you the notice of the next meeting

1 all that sort of thing for a public meeting
 2 in case it's needed. If it's not needed,
 3 that meeting will be canceled, but we
 4 have to prepare for it just in case.
 5 MR. MCLEOD: The dates are January
 6 23rd through January 30th?
 7 MR. SAXON: Yes. It's a very short
 8 period of time that's available.
 9 MR. MCLEOD: I'm thinking
 10 Wednesday, the 25th might be the best day at
 11 10:00. That kind of keeps us having
 12 Wednesday meetings and the time.
 13 MR. SAXON: Jennifer will work that
 14 out with trying to find a room and that kind
 15 of thing, and Sherri will get a court
 16 reporter if that becomes necessary. There's
 17 only a certain period of time in which
 18 people can request this, and after that --
 19 that's January 23rd, isn't it?
 20 MS. COOPER: Yes.
 21 MR. SAXON: So, if we haven't heard
 22 from anybody by January 23rd, we'll cancel
 23 the meeting.
 24 MR. MCLEOD: So, they have up until
 25 three days before the meeting?

1 of the Board of Landscape Architectural
 2 Examiners will be held on February 1st, 2012
 3 at 10:00 a.m., Synergy Business Park,
 4 Kingstree Building, 110 Centerview Drive,
 5 Room 204 in Columbia, South Carolina.
 6 If there is no further discussion from
 7 the Board, then we can --
 8 MR. MCLEOD: -- Entertain a motion
 9 to adjourn?
 10 MS. SAXON: Hang on one second. I
 11 think we need something from Ms. Cooper.
 12 MS. COOPER: If a rec hearing is
 13 requested by 25 or more people, we're going
 14 to need to hold that between January 23rd
 15 and the 30th.
 16 MR. SAXON: The public has an
 17 opportunity to comment on this repeal, and
 18 if 25 or more request it or a person
 19 representing a group of 25 or more requests
 20 it, there has to be a meeting to accommodate
 21 those public comments. While it's unlikely
 22 that will happen, we have to provide for it
 23 in case. And so, Jennifer is saying that
 24 between January 23rd and 30th, we have to
 25 come up with a meeting time in a room and

1 MR. SAXON: Well, it's not
 2 necessarily three days before. It's just
 3 January 23rd. That's the time period in
 4 which they can request a meeting.
 5 MS. COOPER: Yes, one month after
 6 publication in the State Register.
 7 MR. SAXON: It's one month after
 8 publication in the State Register.
 9 MS. MOORER: I doubt that we will
 10 have any comments about this considering the
 11 fact that your new regulations are already
 12 in the State House and scheduled to
 13 time-out, I believe it's January 17th, which
 14 is before that deadline. So, we're going to
 15 have new regulations in place before that
 16 deadline comes. I doubt that we'll have any
 17 comments, but we'll keep an eye on that
 18 here, and I will let y'all know if anything
 19 does come up. I think it's a good
 20 possibility this meeting on the 25th will be
 21 canceled.
 22 MR. SAXON: And I agree with
 23 Sherri. It's highly unlikely we will need
 24 this meeting. We just have to prepare for
 25 it in case.

1 MR. MCLEOD: That's fine.
 2 MR. SAXON: And I think that's all
 3 we have to offer, unless y'all have any
 4 questions for us?
 5 MR. MCLEOD: No. Do we have a
 6 motion to adjourn?
 7 MR. TARKANY: So moved.
 8 MR. ANDERSON: Second.
 9 MR. MCLEOD: All in favor, say
 10 Aye.
 11 (Whereupon, all board members said Aye.)
 12 MR. MCLEOD: That concludes the
 13 meeting, then.
 14 (Whereupon, the Board Meeting Conference Call
 15 concluded at 10:15 o'clock a.m.)
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1 STATE OF SOUTH CAROLINA)
 2 : C-E-R-T-I-F-I-C-A-T-E
 3 COUNTY OF RICHLAND)
 4 I, Jill H. Vickers, Certified Court
 5 Reporter and Notary Public, certify that I did
 6 have the Board Meeting Conference Call before me
 7 at 10:03 a.m., on Wednesday, November 23rd, 2011,
 8 at the Synergy Business Park, Kingstree Building,
 9 110 Centerview Drive, Columbia, South Carolina;
 10 that the foregoing pages constitute a true and
 11 accurate transcript of the proceedings held at
 12 that time and place.
 13 I further certify that I am not of
 14 counsel or kin to any of the parties to this cause
 15 of action, nor am I interested in any manner in
 16 its outcome.
 17 IN WITNESS WHEREOF I have hereunto set
 18
 19 my hand and seal this 30th day of December, 2011.
 20
 21
 22
 23
 24 Notary Public for South Carolina.
 25 My commission expires July 5th, 2016.

<p style="text-align: center;">A</p> <p>accommodate 6:20 accurate 10:11 Act 3:11 action 5:2,20 10:15 addressed 5:11 adjourn 2:22 6:9 9:6 Administrator 2:9 3:25 Advice 2:7 3:23 4:2 ADVISING 2:5 agenda 4:10 agree 8:22 agreement 5:13 Anderson 2:4,20,23 3:17,17 4:19 5:15 9:8 answer 5:8 anybody 7:22 APPEARANCES 2:1 Architect 3:18 Architectural 1:1 1:15 3:3,6 6:1 Architecture 4:14 Assistant 2:7,9 4:2 Authority 4:15 available 7:8 Aye 4:23,24 9:10,11 a.m 1:9,9 6:3 9:15 10:7</p> <hr/> <p style="text-align: center;">B</p> <p>Barret 2:4 3:17 5:15 Barret's 5:10 believe 8:13 benefit 4:5 best 7:10 better 3:22 board 1:1,4,12,13 2:2,5,9 3:3,6,12 3:14,16,18,24 5:1 5:21 6:1,7 9:11,14</p>	<p>10:6 Building 1:17 3:8 6:4 10:8 business 3:7 4:10 6:3 10:8</p> <hr/> <p style="text-align: center;">C</p> <p>call 1:5,12 3:1,4 9:14 10:6 cancel 7:22 canceled 7:3 8:21 Carolina 1:1,13,19 1:25 3:3,6,10 6:5 10:1,9,24 case 6:23 7:2,4 8:25 cause 10:14 Centerview 1:17 6:4 10:9 certain 7:17 Certificate 2:25 Certified 1:23 10:4 certify 10:5,13 Chairman 2:3 3:14 Chapter 4:14 5:3 clear 5:11 Code 4:15 Columbia 1:19 6:5 10:9 come 5:9 6:25 8:19 comes 8:16 comment 6:17 comments 5:18 6:21 8:10,17 commission 10:25 compliance 3:9 concluded 9:15 concludes 9:12 Conference 1:5,12 3:4 9:14 10:6 considering 8:10 constitute 10:10 Cooper 2:7 4:1,1 6:11,12 7:20 8:5 correct 5:3 counsel 2:7 3:23 4:2 10:14</p>	<p>COUNTY 10:3 court 1:23 4:5 7:15 10:4 C-E-R-T-I-F-I-C... 10:2</p> <hr/> <p style="text-align: center;">D</p> <p>dates 7:5 day 1:19 7:10 10:19 days 7:25 8:2 deadline 8:14,16 December 10:19 described 4:18 discussion 4:21,22 6:6 doubt 8:9,16 Drive 1:19 6:4 10:9</p> <hr/> <p style="text-align: center;">E</p> <p>Entertain 6:8 Esquire 2:6 Examiners 1:1,15 3:4,7 6:2 expires 10:25 eye 8:17</p> <hr/> <p style="text-align: center;">F</p> <p>fact 8:11 favor 4:23 9:9 February 6:2 felt 5:18 find 7:14 fine 9:1 first 4:10 foregoing 10:10 Freedom 3:10 further 5:16 6:6 10:13</p> <hr/> <p style="text-align: center;">G</p> <p>glad 5:8 go 3:20 4:3 going 5:5 6:13 8:14 good 5:18 8:19 group 6:19</p>	<p style="text-align: center;">H</p> <p>H 1:21 10:4 hand 10:19 Hang 6:10 happen 6:22 heard 7:21 hearing 6:12 held 1:15 6:2 10:11 help 4:7 hereunto 10:17 highly 8:23 hold 6:14 House 8:12</p> <hr/> <p style="text-align: center;">I</p> <p>INDEX 2:13 Information 3:11 interested 10:15 introduce 3:13,19 issue 5:11 item 4:10</p> <hr/> <p style="text-align: center;">J</p> <p>J 2:3 James 2:6 3:22 Jamie 3:23 5:7 Jan 2:9 3:24 January 6:14,24 7:5,6,19,22 8:3,13 Jennifer 2:7 4:1 6:23 7:13 Jill 1:21 10:4 John 2:4 3:15 4:16 5:12 July 10:25</p> <hr/> <p style="text-align: center;">K</p> <p>keep 8:17 keeps 7:11 kin 10:14 kind 7:11,14 Kingtree 1:17 3:7 6:4 10:8 know 8:18 known 3:23</p>	<p style="text-align: center;">L</p> <p>Landscape 1:1,13 3:3,6,18 4:14 6:1 looking 4:13</p> <hr/> <p style="text-align: center;">M</p> <p>manner 10:15 MATTERS 2:15 McLeod 2:3,15,18 3:1,14 4:12,12,20 4:23,25 5:9,20 6:8 7:5,9,24 9:1,5,9 9:12 media 3:9 meeting 1:4,12 3:2 3:4,5 5:25 6:20,25 7:1,3,23,25 8:4,20 8:24 9:13,14 10:6 meetings 7:12 member 3:18 members 2:2 3:12 4:24 9:11 month 8:5,7 Moorer 2:9,17 3:19 3:21 4:3 5:4,24 8:9 motion 2:19,22 4:7 4:13,17 6:8 9:6 motions 4:4 moved 9:7 Moving 5:24</p> <hr/> <p style="text-align: center;">N</p> <p>name 4:6 necessarily 8:2 necessary 7:16 need 6:11,14 8:23 needed 5:21 7:2,2 new 4:10 8:11,15 news 3:9 Notary 1:23 10:5 10:24 notice 3:4 5:25 November 1:9,21 3:2 10:7</p>
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