

STATE OF CONNECTICUT

BOARD OF LANDSCAPE ARCHITECTS

TEL. NO. (860) 713-6135

-MINUTES-

MAY 8, 2018

The Board of Landscape Architects held a regular meeting on May 8, 2018 which was called to order by Chairman Mr. W. Phillips Barlow at 9:31 AM in Hearing Room J, Department of Consumer Protection, 450 Columbus Boulevard, Hartford, Connecticut 06103.

Board Members Present:

Mark R. Arigoni	Landscape Architect
W. Phillips Barlow	Landscape Architect
Stephen Wing	Landscape Architect

Board Members Not Present:

Jeffrey P. Hutton	Public Member
Anne L. Penniman	Landscape Architect

Vacancy:

Two (Public Members)

DCP Staff Present:

Robert M. Kuzmich, License/Applications Specialist, DCP
Richard M. Hurlburt, Director, DCP
Jerry Padula Staff Attorney, DCP
Pamela Brown, Director, DCP

Others Present:

Raul A. Rodriguez, Assistant Attorney General

Note: The administrative functions of the Boards, Commissions, and Councils are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division. For information, contact Richard M. Hurlburt, Director, at (860) 713-6135 or Fax (860) 706-1202.

Agency Website: www.ct.gov/dcp

Division E-Mail: dcp.occupationalprofessional@ct.gov

1. Review of minutes of the February 13, 2018 and the February 27, 2018 Board of Landscape Architects Meetings.

Mr. Barlow noted the following corrections to the minutes of February 13, 2018: on page two (2), under “Old Business”, Agenda Item 3(A), line three (3), after the word “prior”, the word “to” shall be inserted. On page three (3), Agenda Item 4D. (3), line three (3), “Landscape” shall be changed to “Landscape”. The Board voted unanimously to approve the minutes as corrected herein. (Wing/Arigoni)

The Board voted, unanimously, to approve the minutes of February 27, 2018 as written. (Arigoni/Wing)

2. Comments or Concerns of any Person Present Today.

None.

3. Old Business

3A. Update from the Department regarding proposed changes to the Regulation of the State Board of Landscape Architects approved by the Board on February 27, 2018. Mr. Padula informed the Board the Department submitted the revised regulations to the Office of Policy and Management on April 6, 018. He noted that subsequent path these regulations follow in the approval process including a public hearing for public comment. Mr. Padula speculated that the approval process should be completed by January of 2019.

3B. Continuation of discussion concerning the involvement of State Board’s with their accredited universities regarding outreach and understanding of the licensure process. Mr. Arigoni asked that his item be tabled and carried over to he Board’s next meeting. The Board complied with Mr. Arigoni’s request.

4. New Business

4A. Letter from CTASLA dated March 22, 2018 concerning Municipal Requirements and the Board’s Declaratory Ruling 01-01 dated May 8, 2001.

Related documentation:

1. Board Meeting Minutes from May 8, 2001
2. Board Meeting Minutes from May 9, 2017
3. Declaratory Ruling on Municipal Requirements No. 01-01 dated May 8, 2001

4. Town of Greenwich Letter – Department of Public Works dated May 7, 2014 from David P. Thompson, P.E., L.S., Deputy Commissioner of Public Works

5. Letter from Mr. Vincent C. McDermott dated September 21, 2015 concerning Preparation of Site Plans by Licensed Landscape Architects

Assistant Attorney General Mr. Raul Rodriguez addressed the Board concerning the above items. He is also responding to an e-mail sent by Assistant Attorney General Ms. Eileen Meskill dated May 7, 2018. This e-mail concerns a request from the American Society of Landscape Architects (ASLA), asked through the Board, that the Attorney General's office contact the attorney for the Town of Greenwich and ask the town to revise language in its regulations.

Mr. Barlow is concerned regarding the part of this e-mail which states that the Department of Consumer Protection do outreach to the Town regarding the statutory authority for landscape architects since the Board falls under their jurisdiction. Mr. Rodriguez noted that the Attorney General's Office does represent the Board itself and will assist the Board with legal questions as well as defending the Board in any litigation.

However, their office does not represent individual landscape architects and cannot advocate on their behalf. The Board only has the authority provided under the statutes and therefore has no authority to take any action against a Town, even if the Town is not properly recognizing the authority of a landscape architect. The Board's authority is to enforce specific licensing issues for individuals with the approval of the Commissioner.

Mr. Hurlburt noted that the Department, to date, has not received a specific complaint for the Department to investigate. The Department needs a specific complaint from a landscape architect against a specific entity such as a Town or Municipality to move forward. After more discussion, Mr. Barlow agreed to respond in writing to the American Society of Landscape Architects noting that with guidance from the Attorney General's Office, the Department of Consumer Protection expressed a willingness to communicate with the Towns and Cities regarding specific instances involving individual landscape architects and Towns or Municipalities.

The Board voted unanimously to have Mr. Barlow draft this letter and circulate the same by e-mail to the Board for their comment before sending the final draft back to the ASLA. (Arigoni/Wing)

4B. CLARB Leadership Nominations – Review of Candidates and Board Vote. Mr. Arigoni updated the Board and advised them that the candidates shall be presented to the Board at their next meeting in August.

4C. Discussion concerning Senate Bill No. 326 - An Act Requiring The Commissioner Of Consumer Protection To Undertake A Study Regarding Occupational Licensing. Mr. Padula advised the Board this Bill is currently awaiting approval on the Senate Calendar

and still has to go through the House. The Bill requires the Commissioner to undergo a study of all Boards and Commissions not under Chapter 393 which compares licensing in Connecticut to that of other States. The Department will be watching the status of this Bill and advise the Board as required. This item shall be carried over to the next Board meeting agenda.

Mr. Barlow also inquired regarding Chapter 28 Connecticut Sunset Law. Mr. Padula explained the nature of the sunset law to the Board. He noted that this is an ongoing activity that requires all agencies and the legislature to review their programs in existence and sets a date for their disbandment unless they are reauthorized. Mr. Padula will further investigate the status of this item and get back to the Board at their next meeting.

4D. Application of Ms. Hilary E. Buskirk for licensing by written examination; Ms. Buskirk is applying with a CLARB Council Record (No. 49226) and has passed the Landscape Architect Registration Examination with the Council of Landscape Architectural Registration Boards. Upon a thorough review, the Board voted, unanimously, to approve Ms. Buskirk for licensing in Connecticut as a Landscape Architect. (Arigoni/Wing)

4E. Application of Mr. Paul Cady for licensing by written examination; Mr. Cady is applying with a CLARB Council Record (No. 45267) and has passed the Landscape Architect Registration Examination with the Council of Landscape Architectural Registration Boards. Upon a thorough review, the Board voted, unanimously, to approve Mr. Cady for licensing in Connecticut as a Landscape Architect. (Arigoni/Wing)

4F. Application of Ms. Stefanie M. Loomis for licensing by written examination; Ms. Loomis is applying with a CLARB Council Record (No. 45866) and has passed the Landscape Architect Registration Examination with the Council of Landscape Architectural Registration Boards. Upon a thorough review, the Board voted, unanimously, to approve Ms. Loomis for licensing in Connecticut as a Landscape Architect. (Arigoni/Wing)

4G. Application of Ms. Fung Kee Grace Ng for licensing by written examination; Ms. Ng is applying with a CLARB Council Record (No. 49479) and has passed the Landscape Architect Registration Examination with the Council of Landscape Architectural Registration Boards. Upon a thorough review, the Board voted, unanimously, to approve Ms. Ng for licensing in Connecticut as a Landscape Architect. (Arigoni/Wing)

4H. Application of Ms. Kathryn Ostermier for licensing by written examination; Ms. Ostermier is applying with a CLARB Council Record (No. 43268) and has passed the Landscape Architect Registration Examination with the Council of Landscape Architectural Registration Boards. Upon a thorough review, the Board voted, unanimously, to approve Ms. Ostermier for licensing in Connecticut as a Landscape Architect. (Arigoni/Wing)

4I. Application of Ms. Ruth Siegel for licensing by written examination; Ms. Siegel is applying with a CLARB Council Record (No. 41700) and has passed the Landscape Architect Registration Examination with the Council of Landscape Architectural Registration Boards. Upon a thorough review, the Board voted, unanimously, to approve Ms. Siegel for licensing in Connecticut as a Landscape Architect. (Arigoni/Wing)

4J. Application of Mr. Matthew Verry for licensing by written examination; Mr. Verry is applying with a CLARB Council Record (No. 46309) and has passed the Landscape Architect Registration Examination with the Council of Landscape Architectural Registration Boards. Upon a thorough review, the Board voted, unanimously, to approve Mr. Verry for licensing in Connecticut as a Landscape Architect. (Arigoni/Wing)

The Board voted to add the following applications to their agenda. (Wing/Arigoni):

(1) Application of Mr. Phillip S. Champagne for licensing by written examination; Mr. Champagne is applying with a CLARB Council Record (No. 43958) and has passed the Landscape Architect Registration Examination with the Council of Landscape Architectural Registration Boards. Upon a thorough review, the Board voted, unanimously, to approve Mr. Champagne for licensing in Connecticut as a Landscape Architect. (Arigoni/Wing)

(2) Application of Mr. Brian D. Kaye for licensing by written examination; Mr. Kaye is applying with a CLARB Council Record (No. 44013) and has passed the Landscape Architect Registration Examination with the Council of Landscape Architectural Registration Boards. Upon a thorough review, the Board voted, unanimously, to approve Mr. Kaye for licensing in Connecticut as a Landscape Architect. (Arigoni/Wing)

4K. Updated list of applications processed for licenses subsequent to the February 13, 2018 meeting of the Board. The Board acknowledged receipt of these applications and thanked the Department for this update.

No.	Name	Method of Licensure	Appr'd Date
1453	Squire, Jeffrey D.	Waiver of Exam; CLARB Council Record No. 21823; MAs	February 21, 2018
1465	Lowe, Leslie W.	Waiver of Exam; CLARB Council Record No. 31045; MT	March 14, 2018
1467	Gilliland, Nicholas J.	Waiver of Exam; CLARB Council Record No. 39208; OH	March 27, 2018
1468	Amodeo, John N.	Waiver of Exam; CLARB Council Record No. 47321; MA	March 28, 2018

4L. DCP Investigation Division Complaint Status Report.

1. Board to review quarterly report when provided.

Ms. Pamela Brown introduced herself to the Board as the new Director of the Department's Investigation Division. She gave the Board a history of her professional background with the Department. She noted that currently, she does not have any

complaints on file. The Board introduced themselves to Ms. Brown and looks forward to working with her in the future.

4M. Any correspondence and/or business received in the interim.

No items were discussed.

5. Comments or Concerns of any Person Present Today.

(1) Mr. Wing advised the Board of his intent to resign from the Board after their last meeting scheduled for November 6, 2018. He gave the Department his formal letter of resignation at today's meeting. Mr. Barlow thanked Mr. Wing for his service and noted that he will be greatly missed. The Board discussed the procedures for filling their vacancies and suggestions for replacement members.

The meeting adjourned at 10:40 AM. (Wing/Arigoni) The next regular meeting of the Board is scheduled for Tuesday, August 7, 2018, 9:30 AM, North Building, Hearing Room J, Hartford, Connecticut 06103.

Respectfully Submitted,

Robert M. Kuzmich, R.A.
Board Administrator

Upcoming Board of Landscape Architects Meeting Dates:

- 1 August 7, 2018
2. November 6, 2018