

Nebraska State Board of Landscape Architects
Board Meeting Minutes
January 29, 2019
215 Centennial Mall South, 5th Floor Small Conference Room, Lincoln, NE

CALL TO ORDER

The meeting was held at 215 Centennial Mall South, Lincoln, Nebraska. Chairperson Bergt called the meeting to order at 8:32 am and informed the public of the location of the Open Meetings Act. Notice of the meeting was published in the Lincoln Journal Star on January 15, 2019, and on the Board's website in accordance with the Open Meetings Act.

Member Roll Call: Eileen Bergt, Eric Casper, Todd Maiellaro, and Gayle Malmquist; Absent: David Ciaccio, Bradley Swerczek

Staff Present: Jean Lais, Administrative Assistant (AA); Sandra Weaver, Business Manager (BM); Jon Wilbeck, NBEA Executive Director (ED); Lindy Rauscher, Compliance Officer (CO)

Election of Officers

Action

Motion by Malmquist, second by Maiellaro to elect Casper as Chairperson and Maiellaro as Vice-Chairperson. Voting Yes: Maiellaro, Malmquist, Casper, Bergt; Voting No: None

PUBLIC COMMENTS/APPOINTMENTS

Corey Haselhorst, licensure applicant was in attendance.

A CONSENT AGENDA

October 23, 2018 Meeting Minutes

Action

Motion by Malmquist, second by Casper to approve the Consent Agenda as presented. Voting Yes: Maiellaro, Malmquist, Casper, Bergt; Voting No: None

B REPORTS

Officers Report – None

Office/Staff

AA Lais brought the members up to date on the database conversion and informed the Board the revised retention schedule became effective as of January 15, 2019.

C OLD BUSINESS

Professional Landscape Architects Act Update

Revisions to the Professional Landscape Architects Act (PLA Act) was introduced on January 10th as LB30. A copy of the introduced bill was provided for review. A hearing before the Government, Military, and Veteran's Affairs committee was held on January 25th. Testimony was given by the Platte Institute against the landscape architect intern provision and the provision that a violation of the act is a Class I misdemeanor on the first offense and a Class IV felony on subsequent offenses. ACLU-Nebraska submitted a letter in opposition to the requirement that an applicant demonstrate good reputation and character.

Questions were raised during the hearing to the good reputation and character requirement. ASLA lobbyist, Vanesa Silke, responded likening it to having to submit references for employment.

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Discussion was held with the Platte Institute representatives after the hearing. ASLA Trustee, John Royster, and Silke will be following up further with them to answer any additional questions they may have.

Chairperson Bergt reported on a conference call which took place on January 28th between ASLA Trustee, John Royster; Vanessa Silke, ASLA Lobbyist; Dennis Bryers; and herself to discuss what needs to take place next. Silke and Royster will be meeting with the committee members at the end of the week. Silke conveyed that two of the senators thought landscape architects were contractors. Discussion was held at possibly removing the landscape architect intern provision if needed. More research will take place on the listed misdemeanors and felony convictions listed in the penalty section of the bill.

One of the questions from the committee members related to the number of women are in the profession. As the Board does not collect this information, AA Lais will contact CLARB to see if they may have any data.

ED Wilbeck recommended leaving the landscape architect intern provision as is and confirming with the Platte Institute that this is not a license, but the authorization to use the title. He felt that if this is removed, it might start a domino effect with other licensed professions that have a similar provision such as the engineers. He also suggested citing examples of disasters that would justify the penalties and that the language was modeled after like professions in Nebraska.

ED Wilbeck left the meeting at 9:15am.

D NEW BUSINESS

Peer Review Committee Report

The committee's report along with copies of the professional development (PDH) submittals in question were provided. All submittals were accepted and approved except Dawson and Mroz. AA Lais will request additional information be submitted related to the CEO Roundtable sessions in Washington DC. The members could not determine if these sessions were related to the profession or to professional development as required. The information will be sent to Casper for review and approval.

Approved: Andrew Gorham, NE; Dennis Rubba, CO; Franklin Tate, NE; Laurence Wagner, NE; Trini Rodriguez, VA

Deferred: Mark Dawson, MA; Thomas Mroz, MI – More information is being requested.

Action

Motion by Maiellaro, second by Malmquist to accept the committee's recommendation and approve all the submittals but Dawson and Mroz. Approval will be subject to them providing additional information and review by Casper. Voting Yes: Maiellaro, Malmquist, Casper, Bergt; Voting No: None

Additional Late PDH Submittal

Late submittals for Silvey and Oslund were provided for review and approval.

Approved: Eric Silvey, NE; Thomas Oslund, MN

Action

Motion by Casper, second by Maiellaro to approve the PDH for Silvey and Oslund. Voting Yes: Maiellaro, Malmquist, Casper, Bergt; Voting No: None

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CLARB

Information on the January 30, 2019, In The Know webinar was provided.

Strategic Plan

A copy of the executed website scope of work with NIC was provided for review along with two mockups for the Home Page. AA Lais and Casper selected the one using the Joel Sartore photo. NIC is currently working on the rest of the set up. They will also be creating one inside page. After which the site will be turned over to AA Lais and Public Information Officer Mayhew to complete the remaining pages.

CO Rauscher entered the meeting at 9:30am

E COMPLIANCE

Cases – None

Compliance Issues

Chairperson Bergt and Casper gave a report on the meetings held with the Lincoln Public Works Department on November 13, 2018, with Miki Esposito, Transportation and Utilities Director, and January 14, 2019, with the representatives from the different city engineering departments.

Questions were answered during the meetings regarding work in the right of way. Specifically where the line is between what a landscape architect may design and when an engineer would need to be involved.

Chairperson Bergt gave a brief outline on the licensure requirements comparing them with the requirements for engineers and architects.

Both felt the meetings were successful and conveying the Board's concerns and alleviating any concerns the City may have had related to the scope of work landscape architects may perform.

CO Rauscher left the meeting at 9:40am.

F APPLICATIONS

Licensure by Reciprocity

Approved: James D Burnett, CA; Mindy L Cooper, TX; Micah J Giardetti, CO; Blake A Theisen, WI

Initial Licensure

Approved: Corey D Haselhorst, NE

Action

Motion by Maiellaro, second by Malmquist to approve the applications as presented and discussed.

Voting Yes: Maiellaro, Malmquist, Casper, Bergt; Voting No: None

BM Weaver entered the meeting at 9:43a

G FINANCIAL MATTERS

Financial Reports

Budget Status Report – October, November, December 2018

MTD General Ledger Detail Report – October, November, December 2018

Fund Summary Report – October, November, December 2018

FY 2018-19 Financial Profile – October, November, December 2018

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BM Weaver reported that with just over 50% of the fiscal year elapsed as of December 31, 2018, 40% of the allocated appropriations had been sent. Revenue was at 74% and the Cash fund was at \$50,936, which is about \$9,000 above the same time last year.

Other Financial Matters

The Governor's 2019-2021 Biennium Budget Recommendations were released on January 15, 2019. He has recommended the Board receive its requested appropriation.

Action

Motion by Maiellaro, second by Malmquist to approve the Financial Reports as presented and discussed. Voting Yes: Maiellaro, Malmquist, Casper, Bergt; Voting No: None

Weaver left the meeting at 9:48am

H GENERAL INFORMATION

A schedule of upcoming meetings and events was provided for review. The next meeting of the Board is scheduled for April 30, 2019, at 215 Centennial Mall S, 5th Floor, Small Conference Room, Lincoln, at 8:30am.

A roster of the Board Members was provided.

Professional Landscape Architects authorized to practice as of January 24, 2019: 128

Other information

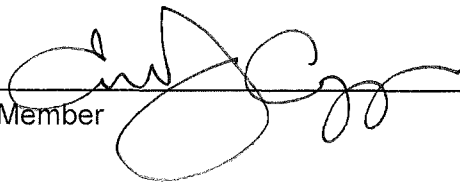
The CLARB LARE exam results from December 2018 were provided.

Approved Board policies as of January 24, 2019, were provided.

Malmquist made a recommendation to commend Bergt for her excellent service to the Board for the last 23½ years.

Adjournment: The meeting adjourned at 10:03am.

Board Member



Date

4.30.19