

Nebraska State Board of Landscape Architects
Board Meeting Minutes
September 1, 2015
215 Centennial Mall South, Lincoln, NE

CALL TO ORDER

The meeting was held at 215 Centennial Mall South, Lincoln, Nebraska. Chairperson Bryers called the meeting to order at 1:38pm and informed the public of the location of the Open Meetings Act. Notice of the meeting was published in the Lincoln Journal Star.

Roll Call: Eileen Bergt, Dennis Bryers, Gayle Malmquist, Todd Maiellaro, Gary Wells; Absent: Dave Ciaccio

Staff Present: Jean Lais, Administrative Assistant (AA)

Public Comments

Marty Neely – Nebraska Nursery and Landscape Association (NNLA) – Vice President

Tiffany Fougeron – Nebraska Nursery and Landscape Association (NNLA) – Executive Director

Review and Discussion of Statute Revision Language for Introduction in 2016

A copy of the latest revisions was provided along with copies of the current Professional Landscape Architects Act, the letter sent to the stakeholders on August 21, 2015; and comments received prior to the meeting.

Neely has concerns with the revised exemptions in 81-8,206(3). The revisions were based on 4703.32(D&E) of the Ohio Act – while NNLA is in agreement with the language used from paragraph D (NE 81-8206(2)), the language used in the revised language of 81-8,206(3) does not include the phrase "...and ancillary paving and building materials..." from Ohio statute 4703.32(E). She has spoken with several landscape designers operating in Ohio and there appears to be consensus between the two professions as to when a licensed landscape architect is required on a project. If the omitted phrase is included in the statute revisions, they would be in support of the bill.

Neely also reiterated NNLA would still like to have a seat on the Board, but would not pursue at this time.

Board members saw no issue with including the omitted Ohio language and voted to approve the change.

AA Lais had a phone conversation with Steve Cobbs from the Nebraska Board of Examiners for Land Surveyors regarding the revised language in 81-8,184(6c) with regards to landscape architects preparing preliminary plats. While he did not feel there was an issue with landscape architects performing this task, he wanted to make the Board aware that in some counties (i.e. Douglas and Lancaster), even preliminary plats submitted to building officials are required to be sealed by a licensed land surveyor. After discussion, the members approved the change to delete "...and plats." from the end of the section.

Wells pointed out in 81-8,184(f) the word "facilities" was not changed to "areas" as discussed with the American Council of Engineering Companies (ACEC) in January. Members approved the change.

Action Motion by Malmquist, second by Maiellaro to accept the revision on 81-8,206(3) to include the phrase "...and ancillary paving and building materials..." as suggested by NNLA. Voting Yes: Wells, Bergt, Malmquist, Maiellaro, Bryers; Voting No: None; Absent: Ciaccio

Action Motion by Malmquist, second by Maiellaro delete "...and plats" from the end of 81-8,184(6c). Voting Yes: Wells, Bergt, Malmquist, Maiellaro, Bryers; Voting No: None; Absent: Ciaccio

Action Motion by Wells, second by Bergt to change "facilities" to "area" in 81-8,184(6f). Voting Yes: Wells, Wells, Bergt, Malmquist, Maiellaro, Bryers; Voting No: None; Absent: Ciaccio

Wells was concerned that 81-8,196 requires an applicant to have a CLARB record in

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order to qualify for licensure in the State. Bryers pointed out that the section does allow it if the applicant has fifteen years (15) of licensed experience. Wells felt we should require a CLARB record no matter how they qualify. Discussion was held regarding the inclusion of this requirement in the Rules.

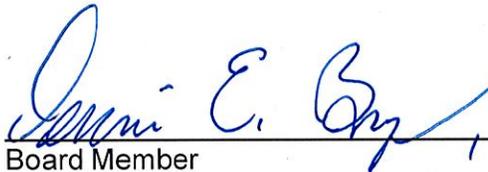
AA Lais will send the revisions to the bill writer and update the Board's website once received and request comments until the middle of October. Any comments received will be reviewed at the October 2015 Board meeting.

Discussion was held as to possible sponsors. Chairperson Bryers has not heard from Senator Cook's office. A suggestion was made to contact Senator Johnson from Wahoo on the recommendation of the Board's Budget Analyst Kilgore as he had sponsored a bill last session for the Public Accountancy Board with similar issues as ours.

Chairperson Bryers will follow up with Senators Cook and Johnson regarding sponsorship of the bill during the 2016 legislative session.

Action Motion by Wells, second by Bergt to accept the revisions as discussed. Voting Yes: Wells, Bergt, Malmquist, Maiellaro, Bryers; Voting No: None; Absent: Ciaccio

Adjournment: Motion by Maiellaro, second by Wells to adjourn the meeting at 2:44pm.

 Jenni E. Bry, FASLA, PLA
Board Member

27 October 2015
Date