



OHIO BOARD OF LANDSCAPE ARCHITECT EXAMINERS

Meeting Date: February 3, 2012

The Meeting was called to order at 9:00 A.M. by President Schmalenberger in the Board Room on the 31st floor of the Riffe Center.

1. ATTENDANCE AND ANNOUNCEMENTS.

Present: Lee Behnke, President; Patrick Beam; Secretary, Tim Schmalenberger, Amy M. Kobe, Executive Director; Cheryl Thaxton, Administrative Assistant; Chad Holland, Investigator; Barry McKew, Asst. Attorney General.

Absent: Louis Capobianco

Guest: Jeannie Martin-OCASLA and Scott Sonnenberg

Election of Officers:

On motion by Mr. Schmalenberger, second by Mr. Beam, the following slate of officers was elected for 2012. The motion passed by a 3-0 vote.

President:	Lee Behnke
Secretary:	Patrick Beam

2. CONSENT AGENDA ITEMS.

On motion by Mr. Beam, second by Mr. Schmalenberger and a vote of 3-0, the Consent Agenda was approved.

- A. ~~MINUTES~~ November 18, 2011
- B. ~~BUDGET FINANCE~~ Financial Status Report
- C. ~~REGISTRATION.~~
 - 1. ~~Certification to CLARB~~ -None presented at this meeting



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2. Reciprocal Registration

<u>Cert. No.</u>	<u>Name</u>
1258	RHODES, Sara Anne

3. Reinstatements-None

4. Ratification of Registration-Examination-None

D. EXAMINATION

1. New Applications-None

F. CERTIFICATES OF AUTHORIZATION

1. Applications

The following landscape architecture firms have applied for registration to practice in the state of Ohio. They have met all of the ownership requirements, and have shown proof of registration with the Ohio Secretary of State. These have been reviewed by the investigator for the Board and approved by the Executive Director. Formal certificates have been issued. The board's approval ratifies those actions.

ENVIRONMENTAL DESIGN GROUP INC.
MSK2, LLC
WOODBOURNE LANDSCAPE CONTRACTING



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3. REPORTS

A. EXECUTIVE DIRECTOR- Director Kobe has been appointed to the CLARB Member Board Executives Committee. Director Kobe's time has been spent mostly on rules and renewals. The renewal process for the Landscape Architects is completed as well as the Architects. Director plans to get started on the newsletter in the very near future. Director Kobe is also planning to attend the Spring meeting.

B. CLARB- Mr. Schmalenberger reported that we are moving towards the Spring Meeting to be held on February 24th and 25th in Coral Gables, FL. Tim will be attending as Region 2 Director. Conference call for Spring meeting is scheduled for Tuesday February 14th. Plan to talk about Region 2 Director process. Tim has been asked to run for Secretary. Will be assembling resume to put his name in for that very soon.

C. OCASLA- Jeannie Martin attended on behalf of the association. OCASLA held a conference call on February 1st. Talked about Landscape Architect law and CEU changes. A few younger professionals questioned the removal of volunteer work for the association. Director Kobe pointed out that was never allowed anyways. Looking for HALS (Historical American Landscape Survey) representative. The Mixer is scheduled for Feb. 18th at the Knowlton School from 4 pm to 8 pm. Annual meeting is set for May 17th will be held at the Convention Center. Senior dinner will be held the same night. There will be another golf outing in August.

4. NEW BUSINESS- None

5. UNFINISHED BUSINESS

A. Five Year Rule Review

- On motion by Mr. Schmalenberger, second by Mr. Beam, the Board voted to proceed with filing the minor changes to rules 4703:1-1-04 Renewal/Restoration; 4703:1-1-05 Fees; and 4703:1-2-02 Registration by Reciprocity. Motion passed by a 3-0 vote.



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- On motion by Mr. Schmalenberger, second by Mr. Beam, the Board voted to proceed with filing rule 4703:1-3-05 Injunctions, which is a no change rule. Motion passed by a 3-0 vote.
- On motion by Mr. Schmalenberger, second by Mr. Beam, the Board voted to table rule 4703:1-1-06 Continuing Education indefinitely. Motion passed by a 3-0 vote.

7. ENFORCEMENT

Mr. Schmalenberger moved the Board go into executive session, pursuant to Ohio Revised Code section 121.22 (G) 3, for the purpose of discussing matters relative to investigations. Mr. Beam seconded the motion which passed by a roll call vote as follows:

Mr. Beam	Yes
Mr. Capobianco	Absent
Mr. Behnke	Yes
Mr. Schmalenberger	Yes

The Board returned to regular session at 10:00 AM.

SETTLEMENT AGREEMENTS

1. **File # 2011-36** On motion by Mr. Schmalenberger, second by Mr. Beam, the Board voted to accept the Settlement Agreement. The motion was passed by a 3-0 vote.
2. **File # 2011-40** On motion by Mr. Schmalenberger, second by Mr. Behnke, the Board voted to accept the Settlement Agreement. The motion was passed by a 3-0 vote.



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NEW CASES

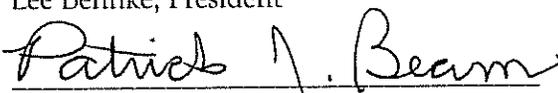
1. **File # 2012-1:** On motion by Mr. Schmalenberger, second by Mr. Beam, the Board voted to issue a notice of opportunity with a Settlement Agreement with offer of \$500 fine and completion of an Ethics course. Motion passed by a 3-0 vote.
2. **File # 2012-2:** On motion by Mr. Schmalenberger, second by Mr. Behnke, the Board voted to issue a notice of opportunity with a Settlement Agreement with offer of \$1,500 fine and completion of an Ethics course. Motion passed by a 3-0 vote.
3. **File # 2012-3:** Mr. Beam abstained; therefore no action was taken on this case due to lack of quorum.
4. **File # 2012-4:** On motion by Mr. Schmalenberger, second by Mr. Behnke, the Board voted to issue a notice of opportunity with a Settlement Agreement with offer of \$500 fine and completion of an Ethics course. Motion passed by a 3-0 vote.
5. **File # 2012-5:** On motion by Mr. Schmalenberger, second by Mr. Behnke, the Board voted to issue a notice of opportunity with a Settlement Agreement with offer of \$1,000 fine, completion of deficient hours of CE, and completion of an Ethics course. Motion passed by a 3-0 vote.
6. **File # 2012-9:** Lee Behnke abstained; therefore no action was taken on this case due to lack of quorum.

ADJOURNMENT

There being no further business before the Board at this time, Mr. Beam moved the meeting be adjourned at 10:04 am. Mr. Behnke seconded the motion which passed by a 3-0 vote.



Lee Behnke, President



Patrick Beam, Secretary