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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF LANDSCAPE ARCHITECTS

TIME: 9:33 A.M.

Board Room C
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

November 16, 2017

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State Board of Landscape Architects
November 16, 2017

BOARD MEMBERS:

- Patrick A. West, Professional Member, Chairman
- Ian J. Harlow, Commissioner of Professional and Occupational Affairs
- Dina Klavon, Professional Member
- David Morgan, Professional Member
- Edward J. Rak, Public Member
- Richard P. Rauso, Professional Member, Secretary
- Heather M. Troutman, Acting Consumer Protection Agent

BUREAU PERSONNEL:

- Thomas A. Blackburn, Esquire, Interim Board Counsel
- Robert B. Armour, Esquire, Board Prosecution Liaison
- Terrie Kocher, Board Administrator

ALSO PRESENT:

- Ted Mowatt, CAE, PA-DE ASLA
- Kathy Rak

1 ***

2 State Board of Landscape Architects

3 November 16, 2017

4 ***

5 The regularly scheduled meeting of the State
6 Board of Landscape Architects was held on Thursday,
7 November 16, 2017. Patrick A. West, Professional
8 Member, Chairman, called the meeting to order at
9 9:32 a.m.

10 ***

11 Introduction of Board Members

12 [Chairman West requested the introduction of Board
13 Members.]

14 ***

15 Approval of Minutes of the August 17, 2017 meeting

16 CHAIRMAN WEST:

17 Approval of the last meeting Minutes. Do
18 I hear a motion to approve?

19 MS. KLAVON:

20 I motion to approve.

21 CHAIRMAN WEST:

22 Second?

23 MR. RAUSO:

24 I'll second.
25

1 CHAIRMAN WEST:

2 All in favor? Minutes approved.

3 [The motion carried unanimously.]

4 ***

5 Report of Board Counsel

6 [Thomas A. Blackburn, Esquire, Interim Board Counsel,
7 informed the Board of Counsel Division reassignments.
8 Neil McConnell, Esquire, is no longer with the office.

9 Mr. Blackburn noted the Status of Cases Report on
10 matters pending before the Board.

11 Mr. Blackburn noted the Consent Agreement for
12 File No. 14-61-04887 for deliberation in Executive
13 Session.]

14 ***

15 Report of Prosecutorial Division

16 [Robert B. Armour, Esquire, Board Prosecution Liaison,
17 requested the Board direct any questions to him
18 through counsel or directly.

19 Mr. Armour presented the Consent Agreement for
20 File No. 15-61-09881.]

21 ***

22 Report of Board Chairman

23 [Chairman West thanked everyone for their hard work.]

24 ***

25 Report of Commissioner

1 [Ian Harlow, Commissioner, discussed the
2 reappointments to the Board. Commissioner Harlow
3 stated a formal submission had not occurred yet with
4 the Executive Nominations Committee.

5 Commissioner Harlow noted the PALS project was on
6 time and on budget for the boards. He reviewed the
7 renewal period and noted changes with the system's
8 interface due to usability issues.

9 Commissioner Harlow discussed the Executive Order
10 issued by Governor Wolf. He explained President
11 Trump's administration's concern that regulations
12 impede growth or business. Commissioner Harlow
13 further explained that information will be gathered
14 and compared with the other 49 jurisdictions plus
15 Washington, D.C. He stated a report is due 180 days
16 after December 25, 2017, and will be presented to the
17 Board and Governor Wolf for review and revision.]

18 ***

19 Miscellaneous

20 Meeting Dates

21 [Terrie Kocher, Board Administrator, noted the
22 following 2018 meeting dates: March 15, 2018; June
23 21, 2018; August 16, 2018; and November 15, 2018.]

24 ***

25 Election of Officers

1 CHAIRMAN WEST:

2 Do I hear a nomination for Chairman of
3 the Board for 2018?

4 MS. KLAVON:

5 I nominate David Morgan.

6 MR. RAUSO:

7 I'll second it.

8 CHAIRMAN WEST:

9 All in favor, say aye.

10 [The motion carried unanimously.]

11 ***

12 CHAIRMAN WEST:

13 Do I hear a nomination for Secretary of
14 the Board for 2018?

15 MR. RAUSO:

16 I nominate Dina Klavon for Secretary.

17 CHAIRMAN WEST:

18 Do I hear a second?

19 MR. MORGAN:

20 Second.

21 CHAIRMAN WEST:

22 All in favor? Congratulations.

23 [The motion carried unanimously.]

24 ***

25 [Pursuant to Section 708(a)(5) of the Sunshine Act, at

1 9:58 a.m. the Board entered into Executive Session
2 with Thomas A. Blackburn, Esquire, Interim Board
3 Counsel, for the purpose of conducting quasi-judicial
4 deliberations. The Board returned to Open Session at
5 10:39 a.m.]

6

7 MOTIONS:

8 MR. BLACKBURN:

9 The Board was just in Executive Session,
10 and while in Executive Session, we
11 conducted quasi-judicial deliberations in
12 a number of matters. Also, the Board
13 received legal advice from Counsel
14 related to the prior discussion about the
15 governor's Executive Order.

16 While in Executive Session, the Board
17 conducted quasi-judicial deliberations in
18 the matter of Commonwealth of
19 Pennsylvania Bureau of Professional and
20 Occupational Affairs vs. John Morgan
21 Thomas, L.A., at File No. 14-61-04886,
22 Docket No. 0250-61-17.

23 Based upon those discussions, I
24 recommend a motion to adopt the Proposed
25 Adjudication and Order of the Hearing

1 Examiner.

2 CHAIRMAN WEST:

3 Do I hear a motion?

4 MR. RAUSO:

5 I'll make the motion to accept.

6 CHAIRMAN WEST:

7 Second?

8

9 MR. MORGAN:

10 Second.

11 CHAIRMAN WEST:

12 All in favor?

13 [The motion carried unanimously.]

14

15 MR. BLACKBURN:

16 The other item discussed in Executive
17 Session quasi-judicial deliberations was
18 Commonwealth of Pennsylvania Bureau of
19 Professional and Occupational Affairs vs.
20 Brian Dragon, R.L.A., at File No. 15-61-
21 09881, Docket No. 14-51-61-17.

22 Based upon those discussions, I
23 recommend a motion to accept the Consent
24 Agreement.

25 CHAIRMAN WEST:

1 Do I hear a motion?

2 MS. KLAVON:

3 I make a motion to accept.

4 CHAIRMAN WEST:

5 Second?

6 MR. RAUSO:

7 Second.

8 CHAIRMAN WEST:

9 All in favor?

10 [The motion carried unanimously.]

11 ***

12 ADJOURNMENT

13 CHAIRMAN WEST:

14 Anything else? Do I hear a motion to
15 adjourn?

16 MS. KLAVON:

17 I motion to adjourn.

18 MR. MORGAN:

19 Second.

20 CHAIRMAN WEST:

21 Thank you very much.

22 [The motion carried unanimously.]

23 ***

24 [There being no further business, the State Board of
25 Landscape Architects meeting adjourned at 10:45 a.m.]

CERTIFICATE

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I hereby certify that the foregoing summary minutes of the State Board of Landscape Architects meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Landscape Architects meeting.



Seth R. Baier,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE BOARD OF LANDSCAPE ARCHITECTS
REFERENCE INDEX
November 16, 2017

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7	9:33	Official Call to Order
8		
9	9:33	Introduction of Board Members
10		
11	9:33	Approval of Minutes
12		
13	9:34	Report of Board Counsel
14		
15	9:35	Report of Prosecutorial Division
16		
17	9:37	Report of Board Chairman
18		
19	9:38	Report of Deputy Commissioner
20		
21	9:52	Miscellaneous/Discussion
22		
23	9:58	Executive Session
24	10:39	Return to Open Session
25		
26	10:40	Motions
27		
28	10:45	Adjournment
29		
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