

**BOARD OF EXAMINERS OF LANDSCAPE ARCHITECTS  
MINUTES OF THE MEETING OF THE BOARD**

**DATE: 16 November 2005**

**PLACE: 1 Capitol Hill, 3rd Floor  
Providence, RI 02908**

**MEMBERS PRESENT: Messrs.: Carter, Pagliarini and Pilz Ms.  
Bradford**

**OTHERS PRESENT: Peter Dennehy, Deputy Chief Legal Counsel  
Attorney Thomas Palombo  
Irene Mowry, Administrative Assistant**

**CALLED TO ORDER: Acting Chair Carter called the meeting to order  
at 6:10 p.m.**

**PREPARED BY: Irene Mowry**

**Minutes of the Meeting of the Board**

**Board members reviewed the regular and executive minutes of the 19  
October 2005 meeting. Motion to approve the minutes was made by  
Mr. Pilz and seconded by Ms. Bradford. Motion was approved by all**

**members present.**

## **Executive Session**

**Ms. Bradford moved to convene into executive session at 6:35 p.m. pursuant to RI General Laws, § 42-46-5(a)(2) for sessions or work sessions pertaining to collective bargaining or litigation and § 42-46-5(a)(4) for investigative proceedings regarding allegations of civil or criminal misconduct. Motion was seconded by Carter and approved by all members present.**

**Acting Chair Carter moved to adjourn from executive session and to reconvene to an open meeting at 7:15 p.m. pursuant to R.I.G.L. § 42-46-4. Mr. Pilz seconded. Motion carried.**

**Acting Chair Carter moved to seal the executive session and record the votes taken in executive session pursuant to R.I.G.L. § 42-46-5. Ms. Bradford seconded. Motion carried.**

**Acting Chair Carter moved to record the votes taken in executive session in accordance with RI General Laws, § 42-46-4 as follows. Mr. Pilz seconded. Motion was approved unanimously to close the matter of Baccari Design of West Greenwich, Rhode Island. The Board is satisfied with the response and will send a closure letter.**

**Acting Chair Carter moved pursuant to RI General Laws § 42-46-4 that**

**the Board defer disclosure of all votes in executive session until such time as such disclosure would not jeopardize any strategy, negotiation, or investigation undertaken pursuant to RI General Laws § 42-46-5(a). Ms. Bradford seconded and motion was approved unanimously.**

## **Old Business**

**(1) Ms. Bradford volunteered to meet with examination candidates on December 3rd for the L.A.R.E. Review Session.**

**(2) Board members were asked to review our statute to address any changes that might be required for the upcoming legislative session. It was a decision of the Board that the Rules and Regulations of the Board should be reviewed first for any changes and then the statute. This matter will be addressed further at the January 18, 2006 meeting of the Board.**

**(3) Board members were given copies of letters that have been previously mailed to city and town building officials, as well as copies of letters dealing specifically with the Title and Practice Act. Board members would like to discuss a future mailing to city and town building officials at the next meeting of the Board in January 2006.**

## **New Business**

**(1) Ms. Mowry informed Board members that plans are in effect for relocation of the Boards' office to the second floor of the Administration Building in March 2006.**

**(2) Attorney Palombo advised the Board and presented members with a three-page draft memorandum on "Procedures for Investigations, Informal Conferences and Formal Hearings." He then briefly explained the memo. When a matter comes before the Board in Executive Session, the Board must determine whether or not there is probable cause. If a decision is made to open an inquiry, a motion is made to appoint an investigator. The investigator is then recused from voting on this matter. Once an investigation is started, all discussion pertaining to the matter is handled between the investigator and the prosecuting attorney. The matter does not come before the Board until the investigator and prosecuting attorney are ready to make a report and recommendation to the Board. At this point the Board can review the matter and agree to the recommendation or not.**

**Attorneys Dennehy and Palombo stated that the individual who brings a matter before the Board should not be appointed the investigator if there appears to be probable cause to open an inquiry in the matter. If the matter is brought to the Board's attention by a**

**Board member, the Board member must recuse himself/herself from any discussion of or taking official action relating to said matter.**

## **Other Issues**

**(1) Mr. Pilz told Board members that landscape architect Patrick Beck is no longer employed at Central Nurseries, Inc. He is the only registered landscape architect listed in direct control on the corporate Certificate of Authorization (COA). It was a decision of the board to send a letter to Central Nurseries, Inc. to inform them that their corporate COA is inactive effective the date of Mr. Beck's termination.**

**(2) Ms. Mowry stated that a Certificate of Authorization (COA) application has not been received from Mr. Brent Narkawicz as requested by the Board. It was a decision of the Board to send a certified letter to Mr. Narkawicz requesting a COA.**

## **Adjournment**

**Upon a motion made by Mr. Pilz, seconded by Acting Chair Carter and unanimously carried, the meeting adjourned at 7:55 p.m. The next meeting of the Board is scheduled Wednesday, 18 January 2006.**