

**BOARD OF EXAMINATION AND REGISTRATION OF ARCHITECTS
MINUTES OF MEETING OF THE BOARD**

DATE: March 16, 2005

**PLACE: Department of Administration
One Capitol Hill, Conference Room B
Providence, RI 02908**

MEMBERS PRESENT: Dana M. Newbrook, Joseph A. Cirillo, James R. Carlson, and Wilbur E. Yoder

OTHERS PRESENT: Thomas A. Palombo, Assistant Attorney General

**Sean Fontes, Special Assistant Attorney General
Dawne Broadfield, Board Executive**

CALLED TO ORDER: Chair Newbrook called the meeting to order at 3:40 pm. to commence Board business.

MINUTES OF THE MEETING OF THE BOARD

(1) Vice Chair Cirillo moved to approve the open meeting minutes of February 16, 2005 as printed. Secretary Carlson seconded. Mr. Yoder abstained. Motion approved unanimously.

(2) Secretary Carlson moved to approve and seal the executive session meeting minutes of the February 16, 2005 as printed. Vice Chair Cirillo seconded. Mr. Yoder abstained. Motion approved unanimously.

OPENING OF EXECUTIVE SESSION

Secretary Carlson moved to convene into executive session at 3:54 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. Vice Chair Cirillo seconded. Motion approved unanimously.

CLOSING OF EXECUTIVE SESSION

Secretary Carlson moved to adjourn from executive session and to reconvene to an open meeting at 5:10 p.m. pursuant to R.I.G.L. §42-46-4. Vice Chair Cirillo seconded. Motion approved unanimously.

Secretary Carlson moved to seal the executive session and record the votes taken in executive session pursuant to RI General Laws §42-46-4 and §42-46-5. Vice Chair Cirillo seconded. Motion approved unanimously.

Record of Votes Taken in Executive Session

(1) Secretary Carlson moved to record the votes taken in executive session in accordance with Rhode Island General Law §42-46-4 as follows. Vice Chair Cirillo seconded. Motion approved unanimously to close Peter Curtis-Joseph, PBO Designs and LDL Studio, Inc., Certificate of Authorization Renewal #A-14,252.

(2) Secretary Carlson moved pursuant to RI General Law §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 concerning RI General Law §42-46-5(a). Vice Chair Cirillo seconded. Motion approved unanimously.

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OLD BUSINESS

(1) League of Cities and Town (Pre-Qualifications) – Tech Note being Developed

Vice Chair Cirillo developed a Tech Note. Chair Newbrook updated the Board and indicated that the Tech Note has been sent to Daniel DeDentro, State Building Code Commissioner, who is doing some minor corrections to make it comply with the Building Code.

Secretary Carlson stated that the purpose of the Tech Note is to educate the Building Officials to understand what has to be signed and sealed and what does not. Vice Chair Cirillo also requested that the League of Cities and Towns get a copy to distribute to their leadership members, since they are the ones who put out the contracts.

(2) Secretary Carlson is suggesting a meeting to continue dialog concerning the Intern Development Program (IDP) leading to registration with representatives from the American Institute of Architects (AIA), RI School of Design (RISD) and Roger Williams University.

Secretary Carlson updated the Board and stated that he received an email from Mr. Jim Barnes on what the Rhode Island School of Design (RISD) has been doing in regard to the National Council of Architectural Registration Boards (NCARB) Intern Development Program (IDP). Secretary Carlson stated that he has failed so far in trying to schedule a meeting with Mr. Steven White from Roger Williams University (RWU). The meeting is to discuss what RISD and RWU are doing about the NCARB IDP requirement for their students. Secretary Carlson stated that his role on the Board as the IDP Liaison is to have communication with the schools and students on this requirement. The American Institute of Architects (AIA) has an IDP Coordinator who is also suppose to be involved. Secretary Carlson

felt that the schools seem to address this issue at the end of the school year. Secretary Carlson stated that the Board tries to have some contact with the students if possible. Secretary Carlson will try to continue to follow-up.

(3) 2005 Legislation - Interior Designers (2005 – S 0102).

Chair Newbrook updated the Board and stated that the Monday before last a bill was introduced that became an amendment, Sub A, to the bill that was submitted in January. The sub-committee in the Senate chaired by Senator Walaska held a hearing the very next day. Three interior designers, Kathey Wheaton, Jessica Hill, Bob Esposito, who introduced this legislation through Senator Tassoni, and Chair Newbrook attended the hearing. Mr. Esposito got up to answer items from last year's bill without knowing the Sub A was submitted. The Chair of the Committee asked Mr. Esposito to sit down and told him that the committee was not listening to comments on last year's bill. The sub-committee was looking at the new bill, Sub A.

Secretary Carlson described the history of this legislation. Three years ago, Mr. Bob Esposito, whose wife is an interior designer, submitted a title act bill that was not coordinated at all with any state laws. The Board met with Mr. Esposito and Mr. Esposito agreed to pull the legislation and work with the Board. Last year everyone worked together and the result of the work got as far as this Sub A. Last year the legislation was held for further study. Secretary

Carlson assumed that the legislation died due to the cost.

Chair Newbrook stated that the legislation has been resubmitted as a Sub-A to this year's act (S-0102 Sub A). The legislation is the very same bill with some minor changes that have been corrected by the legislative council. A hearing was held the Tuesday before last. The three interior designers come up and supported the bill regarding the education, experience and examination by the National Council for Interior Design Qualification (NCIDQ). Chair Newbrook stated that he was the last to testify and indicated to the sub-committee that the Board had only received a copy of the bill the night before and not had an opportunity to review it. Chair Newbrook indicated the he had to come back to the Board to get approval disapproval and/or comments. Chair Newbrook stated the Chair of the Committee, Senator Walaska, wanted the Sub A to pass that day. Chair Newbrook told Senator Walaska that the Board was meeting on the 16th and that the Board would be discussing it and requested that the Board be able to submit their comments. Senator Walaska gave Chair Newbrook until Friday, the 18th, to submit their comments. If the Board does not comment, the bill will automatically pass onto the Senate floor.

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Chair Newbrook stated that Mrs. Lois Marshall submitted the cost impact to the Department of Administration, Budget Office as requested. Secretary Carlson stated that he believed that the other Boards (engineers, land surveyors and landscape architects) sent

objections to the bill. Attorney Visconti is not monitoring this legislation because all four Boards do not agree. Attorney Palombo stated that he will approach Attorney Visconti to lobby on this legislation opposing this bill and supporting a good bill and he will also mention this to the landscape architect board.

Chair Newbrook will respond to the sub-committee with the following comments and any additional comments from the Board members received after this meeting as follows: the Board is in favor of a good law and is willing to work with the interior designers to achieve that; the Board does not want the interior designers to have permitting ability, the Board agrees that the definition in this bill is the practice of architecture and that in order for a practice act to be effective there has to be a clear definition of how the disciplines differ, and no stamp. Mrs. Broadfield will obtain the practice acts from Alabama, Florida and Nevada and will distribute to the Board members.

(4) 2005 Legislation – Responsible Control.

Chair Newbrook stated that this legislation, 2005 – H6000, was submitted to clarify the Board’s statute regarding an architect acting in responsible charge of the project. The term “responsible charge” has been inserted in several sections of the Board’s statute. No hearings have been scheduled to date.

(5) Board Appointments - Membership Appointments – Staggered

Terms

Chair Newbrook updated the Board and stated that the Board has a new Board member appointed. Mr. Wilbur E. Yoder has been officially appointed to replace Andrew Yates. Ms. Barbara Feibelman has been appointed to replace Mr. Mark Saccoccio and is waiting Senate Confirmation.

(6) Investigation Procedures

Attorney Palombo updated the Board and stated that he is working on the investigation procedures with Attorney Fontes. Secretary Carlson submitted to the Board members a memorandum that was done by Attorney Visconti on his opinion about how the Board should proceed in investigation procedures dated October 14, 2004 entitled "Procedures for Informal Conferences and Formal Hearings". Attorney Palombo and Attorney Fontes will report to the Board at the next meeting.

(7) Identification Badges

Vice Chair Cirillo, Secretary Carlson and Mr. Wilbur E. Yoder will report to the Department of Administration on either Tuesday, March 22, 2005 from between 9:00 a.m. to Noon or on Wednesday, March 23, 2005 from 1:00 p.m. to 4:00 p.m. to obtain their identification badges.

BLUE BOOKS (RECIPROCITY)

(1) Secretary Carlson moved to approve the following Blue Books as submitted with an expiration date of December 31, 2005. Vice Chair Cirillo seconded. Motion approved unanimously.

(1) FURR, James E. (4) SEAMAN, Timothy B.

(2) GUERRERO, Elliot Anthony (5) MULARSKI, Jr., Leon S.

(3) KUTTNER, Philip A.

(2) Michael B. Ebanks – Secretary Carlson moved to approve the Blue Book for Mr. Ebanks and remind him that he must obtain a Certificate of Authorization to practice architecture in the State of Rhode Island, the corporate structure must be correct and attach a copy of the Rhode Island General Laws, 5-1-15.1. Vice Chair Cirillo seconded. Motion approved unanimously.

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(3) Richard M. Monahan – Secretary Carlson moved that the Board send Mr. Monahan a cease and desist from practicing architecture in the State of Rhode Island and advise him that he does not have Certificate of Authorization. Vice Chair Cirillo seconded. Discussion occurred. Secretary Carlson stated that Mr. Monahan responded to question 1 on the application in an affirmative answer. Mr. Monahan's letter stated that his office has been asked by a church in

Rhode Island to submit their qualifications for the design of a new facility. Mr. Monahan indicated that he would have to obtain registration in Rhode Island in order to sign a contract for any level of architectural work on their behalf. Secretary Carlson stated that if Mr. Monahan has only submitted his qualifications and has not proceeded with any additional work, then the Board will approve his application. If Mr. Monahan indicates that he has proceeded, then he will be required to appear before the Board. Motion approved unanimously.

GREEN BOOKS (APPROVAL TO TAKE ARCHITECTURAL REGISTRATION EXAM)

(1) Secretary Carlson moved to approve the following Green Books as submitted. Vice Chair Cirillo seconded. Motion approved unanimously.

(1) CUCITRONE, George Nunzio

(2) HASKETT, Joseph

REQUESTS FOR EXTENSION OF ARCHITECTURAL REGISTRATION EXAMINATION ELIGIBILITY DATE PERIOD.

(1) DePace, Nicola C. – Secretary Carlson moved to extend the

architectural registration examination eligibility period to expire on October 31, 2006. Vice Chair Cirillo seconded. Motion approved unanimously.

(2) PLANTE, Thomas A. – Secretary Carlson moved to extend the architectural registration examination eligibility period to expire on December 31, 2005. Vice Chair Cirillo seconded. Motion approved unanimously.

CERTIFICATES OF AUTHORIZATION APPLICATIONS (See Attached List)

(A) Vice Chair Cirillo moved to approve the applications for Certificates of Authorization for the Sole Proprietorships for Robert J. Ignarri, AIA-Architect, Christopher Nason, Sole Design, and John Michael Wall as submitted. Secretary Carlson seconded. Motion approved unanimously.

(B) Vice Chair Cirillo moved to approve the application for Certificate of Authorization for the Corporation for Industrial Facilities Design, Inc. as submitted. Secretary Carlson seconded. Motion approved unanimously.

(C) Vice Chair Cirillo moved to approve the application for Certificate of Authorization for the Corporation for the Name Change for Perkowitz & Ruth Architects (A-14,165) as submitted. The previous name was Perkowitz & Ruth, Inc. Secretary Carlson seconded.

Motion approved unanimously.

(D) Vice Chair Cirillo moved to approve the application for Certificate of Authorization for the Limited Liability Company for PBII Architecture & Engineering, PLLC as submitted. Secretary Carlson seconded. Motion approved unanimously.

(E) Vice Chair Cirillo moved to approve the renewal application for Certificate of Authorization for Norman P. Bellemore, A-10,058 as submitted. Secretary Carlson seconded. Motion approved unanimously.

(F) Vice Chair Cirillo moved to return the renewal application for Certificate of Authorization for Karlsberger Companies. The renewal was submitted without a Certificate of Good Standing from the Rhode Island Secretary of State. The company cannot renew without this document. Renewal application must be submitted to Board as a complete package. Secretary Carlson seconded. Motion approved unanimously.

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NEW BUSINESS

(1) 2005 National Council of Architectural Registration Boards (NCARB) Annual Meeting and Conference

Chair Newbrook informed the Board that the NCARB Annual Meeting

is being held in Miami, Florida, on June 21, 2005. The Board members will inform Mrs. Broadfield who will be attending in order to submit a request for State reimbursement.

(2) 2005 NCARB Program to Promote Annual Meeting Attendance

The Board members will inform Mrs. Broadfield who will be attending in order to notify NCARB.

(3) NCARB Member Board Executives (MBE) Committee

Mrs. Broadfield, Board Executive, has been nominated to sit on the NCARB MBE Committee. The Board congratulated Mrs. Broadfield on her nomination.

(4) House Finance Committee

The Boards for Design Professionals has been asked to appear before the House Finance Committee on Thursday, March 17, 2005, at 1:15 p.m., to answer questions on the budget for Fiscal Year 2005. Chair Newbrook will attend along with Chair DiOrio, Board of Registration for Professional Land Surveyors, Chair Beck, Board of Examiners of Landscape Architects and Mrs. Lois Marshall, Office Supervisor.

ADJOURNMENT

Chair Newbrook informed the Board that the next Board meeting is scheduled for April 20, 2005 at 3:30 p.m. at One Capitol Hill, Conference Room B, Providence, RI 02908. Vice Chair Cirillo moved to adjourn the meeting at 7:15 p.m. Secretary Carlson seconded. Motion approved unanimously.

Respectfully submitted,

James R. Carlson, NCARB, AIA

Secretary

JRC/dmb

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C. O. A. APPLICATIONS

Board Meeting of 16 March 2005

SOLES

ROBERT J. IGNARRI, AIA-ARCHITECT - 0 - APPROVED – 03/16/05

CHRISTOPHER NASON - 0 - APPROVED – 03/16/05

SOL DESIGN - 0 - APPROVED – 03/16/05

A-10,523 - Name change from: Pathmark Architectural Services

JOHN MICHAEL WALL - 0 - APPROVED – 03/16/05

LIMITED LIABILITY PARTNERSHIPS

LIMITED LIABILITY COMPANIES

**PBII ARCHITECTURE & ENGINEERING, PLLC \$100. APPROVED
-03/16/05**

CORPORATIONS

INDUSTRIAL FACILITIES DESIGN, INC. \$100. APPROVED – 03/16/05

PERKOWITZ & RUTH ARCHITECTS APPROVED – 03/16/05

A-14,165 - NAME CHANGE FROM: Perkowitz & Ruth, Inc.

RENEWAL APPLICATIONS

NORMAN P. BELLEMORE \$25. APPROVED – 03/16/05

Renewal–A-10,058 (See answer to question) late fee

**KARLSBERGER COMPANIES 03/16/05 – RETURN RENEWAL
SUBMITTAL**

**Renewal-A-14,306 Still waiting for GS MUST SUBMIT AGAIN WHEN
PKG IS COMPLETE**

DENIAL

3/16/05

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