

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

DATE: December 21, 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: Adam J. Sholes, Special Assistant Attorney General

Thomas A. Palombo, Assistant Attorney General

Peter N. Dennehy, Deputy Chief Legal Counsel, Dept. of Admin.

Dawne Broadfield, Board Executive

CALLED TO ORDER: Chair Newbrook called the meeting to order at 3:39 pm. to commence Board business. Attorney Dennehy left at 5:24 p.m.

MINUTES OF THE MEETING OF THE BOARD

(1) Mr. Yoder moved to approve the open meeting minutes of November 16, 2005 as printed. Vice Chair Cirillo seconded. Motion carried.

(2) Mr. Yoder moved to approve and seal the executive session meeting minutes of the November 16, 2005 as printed. Vice Chair Cirillo seconded. Motion carried.

EXECUTIVE SESSION

(1) Mr. Yoder moved to convene into executive session at 3:40 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. Secretary Carlson seconded. Motion carried.

(2) Mr. Yoder moved to adjourn from executive session and to reconvene to an open meeting at 5:24 p.m. pursuant to R.I.G.L. §42-46-4. Secretary Carlson seconded. Motion carried.

(3) Mr. Yoder 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. Secretary Carlson seconded. Motion carried.

(4) Mr. Yoder moved to record the votes taken in executive session in accordance with Rhode Island General Law §42-46-4 as follows. Secretary Carlson seconded. Motion approved unanimously to close John Patrick Walsh; Frederick J. Goglia, #2943; Theordore A. Reeds, II, #2536; Douglas D. Heinrichs, #2839; Aerial Designs, Inc.; Norman

P. Bellemore, #2308; Daniel W. Cook, #2777; Jerome Leslie Eben, #2946; William F. Jervis, #1434; Richard H. Kuehl, #521; and James R. Lencioni, #2977.

(5) Mr. Yoder 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). Secretary Carlson seconded. Motion carried.

OLD BUSINESS

(1) Architectural Registration Examination (ARE) “Rolling Clock” and “Eligibility Period”.

The item has been postponed at this time.

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(2) Legal Services

Attorney Sholes stated that Attorney Fontes was in charge of researching whether or not this Board has the right to lobby. Attorney Fontes could not attend this meeting. Attorney Sholes indicated that he helped Attorney Fontes with this research and also spoke to Jim Lee, Chief of the Civil Division. Attorney Sholes indicated that right now the Attorney General’s office is not ready to

give a formal report to the Board, but the Attorney General's office would like to tell the Board that they are inclined to agree that the Board has the power to lobby. Attorney Sholes and Mr. Lee would like to wait until Attorney Fontes is back so that he can finish his research and submit it to the Board. Secretary Carlson informed Attorney Sholes that the Board would like their report in hand before March 2006.

(3) "Tech Note" – Meeting to be scheduled with Daniel L. Beardsley, Jr., Executive Director, at the League of Cities and Towns, Daniel R. DeDentro, State Building Code Commissioner and the Board.

Vice-Chair Cirillo stated that he will try to get on Mr. Beardsley's calendar after the first of the year. Mr. Daniel DeDentro will appear at a meeting of this Board first. This matter was continued.

BLUE BOOKS (RECIPROCITY)

(1) Secretary Carlson moved to approve the following Blue Books as submitted with an expiration date of December 31, 2007. Mr. Yoder seconded. Motion carried.

(1) CADE, Nicholas K. (7) MURPHY, Frank J.

(2) DAVIDSON, Robert J. (8) SEDOVIC, Walter

(3) GIAMPIETRO, Louis F. (9) SNETHEN, Mathew A.

(4) JACK, Rick A. (10) SNIDER, Gary L.

(5) KING, Jack Aubrey (11) ZIPPEL, Paul Edward

(6) LEWIS, Paul

BLUE BOOK (REINSTATEMENT)

(1) Secretary Carlson moved to approve the reinstatement of the Blue Book as presented with an expiration date of December 31, 2007. Mr. Yoder seconded. Motion carried.

(1) SNIDER, Gary L., #1758

GREEN BOOK (APPROVAL TO TAKE ARCHITECTURAL REGISTRATION EXAM)

(1) Secretary Carlson moved to approve the following Green Book as submitted. Vice-Chair Cirillo seconded. Motion carried.

(1) TUTTLE, Nathan

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 Design Resource Arch. of Wickford and David W. Mooney, Jr. as submitted. Mr. Yoder seconded. Motion carried.

(B) Secretary Carlson moved to approve the application for Certificate of Authorization for the Corporation of Barton & Associates, L.P., Architects and Planners, based on the advice of the Board's legal counsel, Peter N. Dennehy. Vice-Chair Cirillo seconded. Motion

carried.

(C) Vice-Chair Cirillo moved to approve the application for Certificate of Authorization for the Limited Liability Company for Precept Design #2, LLC as submitted. Mr. Yoder seconded. Motion carried.

(D) Vice-Chair Cirillo moved to approve the application for Certificate of Authorization for the Limited Liability Partnership for Brewster Thornton Group Arch. LLP as submitted. Mr. Yoder seconded. Motion carried.

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(E) Vice-Chair Cirillo moved to approve the applications for Certificates of Authorization for the Corporations for Domenech Hicks & Krockmalnic, Inc. and Omniplan, Inc. as submitted. Mr. Yoder seconded. Motion carried.

(F) Vice-Chair Cirillo moved to approve the adding of a person in responsible charge for the Certificate of Authorization for the Corporation of Gensler, Architecture, Design & Planning, Professional Corporation. Mr. Yoder seconded. Motion carried.

(G) Vice-Chair Cirillo moved to deny the application for Certificate of Authorization for the Corporation for Gregory D. Coates Architect, Inc. as submitted. The corporate structure did not comply with Rhode Island General Laws, 5-1-15.1(a). Mr. Yoder seconded. Motion carried.

(H) Vice-Chair Cirillo moved to deny the application for Certificate of Authorization for the Corporation for Earth Tech Architects & Eng., Inc. based on lack of submittal of the required Certificate of Good Standing from the RI Secretary of State's office. Mr. Yoder seconded. Motion carried.

NEW BUSINESS

(1) Review of Architect Renewal Applications for Compliance of the Continuing Education Audit:

(a) Christopher Oberly Utter, #2854

Secretary Carlson reviewed this renewal application and Secretary Carlson indicated that the last message he had from Mr. Utter was that he was not going to renew. Mr. Utter claimed to be terminally ill. Mr. Utter did all of his continuing education in 2004 and has none in 2005 and the only proof that Mr. Utter provided showed 9.25 Learning Units (LU) and 5.25 Health, Safety and Welfare Units (HSW), which does not comply with the required 24 LU and 16 HSW. Mr. Utter claims to have missing records from other items that he did that gets him to 18 LU at the max but only 5.25 HSW. Even with the missing records, he still did not have the required Learning Units.

Secretary Carlson moved that based on the message that he retrieved

from his voice mail on December 15, 2005 from Mr. Utter indicating that he did not intend to renew and that the Board will send a letter to Mr. Utter asking for the return his stamp. Vice-Chair Cirillo seconded. Motion carried.

(b) John Russell Pangrazio, #2543

Secretary Carlson reviewed Mr. Pangrazio's renewal application. Secretary Carlson indicated that Mr. Pangrazio provided the Board with two spreadsheets but the spreadsheet does not indicate where it is from and the Board does not have proof/documentation of completion. Secretary Carlson sent Mr. Pangrazio an email on December 16, 2005 asking for that proof and Mrs. Broadfield left a message of his voice mail requesting the same information. To date, no proof/documentation has been received.

Secretary Carlson moved to renew Mr. Pangrazio's renewal and grant an extension until March 31, 2006 advising Mr. Pangrazio that if the Board does not have proof/documentation of completion by March 31, 2006, a hearing will be scheduled at the Board's April 2006 meeting on suspension or revocation of his registration. Mr. Yoder seconded. Motion carried.

(c) H. Patterson Fletcher, #1445

Vice-Chair Cirillo reviewed Mr. Fletcher's renewal application and moved approval of his renewal application. Secretary Carlson seconded. Motion carried.

(d) Joel H. Nudell, #1237

Vice-Chair Cirillo reviewed Mr. Nudell's renewal application and moved approval of his renewal application. Secretary Carlson seconded. Motion carried.

(e) Michael W. McKinley, #1530

Vice-Chair Cirillo reviewed Mr. McKinley's renewal application and moved to renew Mr. McKinley's renewal and grant an extension until March 31, 2006 advising Mr. McKinley that if the Board does not have

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proof/documentation of completion by March 31, 2006, a hearing will be scheduled at the Board's April 2006 meeting on suspension or revocation of his registration. Mr. Yoder seconded. Motion carried.

(f) Robert P. Arp, #866

Mr. Yoder reviewed Mr. Arp's renewal application and moved approval of his renewal application. Secretary Carlson seconded. Motion carried.

(g) Kevin Lee Cooper, #2701

Secretary Carlson reviewed Mr. Cooper's application and moved approval of his renewal application. Vice-Chair Cirillo seconded. Motion carried.

(h) Thomas C. Crabtree, #2073

Chair Newbrook reviewed Mr. Crabtree's application and moved approval of his renewal application. Secretary Carlson seconded. Motion carried.

(i) Orestes Krawciw, #2511

Chair Newbrook reviewed Mr. Krawciw's application and moved approval of his renewal application. Secretary Carlson seconded. Motion carried.

(2) Architect Renewals Requesting Emeritus Status for the following:

(a) Bernard J. Lombardi, #1181

Vice-Chair Cirillo moved to approve the architect renewal requesting Emeritus status for the above-mentioned individual. Mr. Yoder seconded. Motion carried.

(3) Roberta Randall - Wishes to reopen her Architectural Registration File.

Secretary Carlson moved to send Ms. Randall a letter informing her about the "four-year rolling clock", when it was enacted and that by current "Rules of the Board" it would expire on January 2, 2006. However, the Board has granted an extension to January 2, 2007 and to call Secretary Carlson if she has any questions. Also remind Ms. Randall that it is her responsibility to keep her address current with the Board. Mr. Yoder seconded. Motion carried.

(4) FM Studio

Secretary Carlson requested that FM Studio, 228 Jewett Street, 669 Elmwood Avenue, Providence, RI 02906, 401-965-1386, email is justaminda@aol.com, project Old Main Street Village, title block “Architectural Design Studio” be added to the Executive Session agenda of the Board’s next meeting.

(5) 2006 IDP Coordinator’s Conference

Secretary Carlson is the Board’s IDP (Intern Development Program) Liaison. Secretary Carlson could not attend this conference. Mr. Yoder will be attending in his place.

(6) Continuing Education

Secretary Carlson moved to automatically allow anyone renewing their architectural registration without having the required continuing education an extension of ninety days to March 31, 2006 and also that if the required continuing education is not completed by March 31, 2006, the architect will be required to appear before the Board at their next meeting in April 2006 on suspension or revocation of their architectural registration. Mr. Yoder seconded. Motion carried.

ADJOURNMENT

Chair Newbrook informed the Board that the next Board meeting is scheduled for January 18, 2006 at 3:30 p.m. at One Capitol Hill, Conference Room B, Providence, RI 02908. Secretary Carlson moved to adjourn the meeting at 6:15 p.m. Mr. Yoder seconded. Motion carried.

Respectfully submitted,

James R. Carlson, NCARB, AIA
Secretary

JRC/dmb

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C. O. A. APPLICATIONS

Board Meeting of 21 December 2005

SOLES

DESIGN RESOURCE ARCH OF WICKFORD \$ 50. APPROVED –

12/21/05

A-10,438 - Name change from: Jonathan Lowenstein

DAVID W. MOONEY JR. - 0 - APPROVED – 12/21/05

PARTNERSHIPS

**BARTON & ASSOCIATES, L.P., REFERRED TO LEGAL COUNSEL
FOR REVIEW**

**ARCHITECTS AND PLANNERS \$ 100. OF COMPLIANCE – 11/16/05
APPROVED – 12/21/05**

LIMITED LIABILITY COMPANIES

PRECEPT DESIGN #2, LLC \$100. APPROVED – 12/21/05

LIMITED LIABILITY PARTNERSHIPS

**BREWSTER THORNTON GROUP ARCH., LLP \$100. APPROVED –
12/21/05**

CORPORATIONS

DENIED – 12/21/05 – DOES NOT MEET 2/3RDS

GREGORY D. COATES ARCHITECT, INC. \$100. (5-1-15.1(a))

**DOMENECH HICKS & KROCKMALNIC INC. \$100. APPROVED –
12/21/05**

**GENSLER ARCHITECTURE, DESIGN &
PLANNING, PROFESSIONAL CORPORATION**

A-14,074 - Add responsible charges No Fee APPROVED –12/21/05

OMNIPLAN, INC. \$100. APPROVED – 12/21/05

FOR DISCUSSION

FOR DENIAL

EARTH TECH ARCHITECTS & ENG., INC. DENIED – 12/21/05

**A-14,324 - Change of name from Tams Architects DID NOT SUBMIT
GOOD STANDING FROM RI**

**and Engineers Inc.--Failed to submit Cert. of SECRETARY OF
STATE AS REQUIRED – WILL**

Good Standing verifying name change NOW HAVE TO REAPPLY.

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