

MINUTES

BOARD OF EXAMINATION AND REGISTRATION OF ARCHITECTS

DATE: January 19, 2010

PLACE: Department of Business Regulation (DBR)
1511 Pontiac Avenue, Bldg 69-1 Conference Room
Cranston, RI 02920

MEMBERS PRESENT: Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; Christian J. Ladds, Member; and John K. Grosvenor, Member

MEMBERS ABSENT: Barbara Feibelman, Secretary

OTHERS PRESENT: Richard W. Berstein, DBR Executive Counsel
Brian J. Riggs, DBR Department Budget Administrator
Dawne Broadfield, Board Executive

CALLED TO ORDER: Chair Yoder called the meeting to order at 1:13 p.m.

to commence Board business.

Attorney Berstein and Mr. Riggs left at 3:26 p.m.

MINUTES OF THE MEETING OF THE BOARD

(1) Vice-Chair Prengaman moved to approve the open meeting

minutes of December 7, 2009 as published. Mr. Grosvenor seconded.

The motion carried, three in favor, one abstained and one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; and John K. Grosvenor, Member. Christian J. Ladds, Member, abstained from this vote since he was not present at the last meeting and Barbara Feibelman, Secretary, was absent from this vote.

(2) Mr. Grosvenor moved to approve and seal the executive session meeting minutes of the December 7, 2009 as published. Vice-Chair Prengaman seconded. The motion carried, three in favor, one abstained and one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; and John K. Grosvenor, Member. Christian J. Ladds, Member, abstained from this vote since he was not present at the last meeting and Barbara Feibelman, Secretary, was absent from this vote.

EXECUTIVE SESSION

(1) Mr. Grosvenor moved to convene into executive session at 1:17 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. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and

Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

(2) Mr. Grosvenor moved to adjourn from executive session and to reconvene to an open meeting at 3:19 p.m. pursuant to R.I.G.L. §42-46-4. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

01/19/10, Page 1 of 5

(3) Mr. Grosvenor 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. Mr. Ladds seconded to close Stephen Killcoyne, #3074, Expires 12/31/09; David S. Windle, #1902, Expires 12/31/09; Kiernan Quinn vs. Lerner/Ladds & Bartels, Inc.; Robert Frances Moran, #3660 – Requesting a Refund of the Renewal Payment that was charged to his credit card in the amount of \$126 – Client no longer needs his services; JoAnn Bentley, #3229, Renewal Application – Disciplinary Action; Timothy G. Pleger, #2103, Renewal Application – Disciplinary Action; Nicholas J. Tricarico, #1077, Renewal Application – Disciplinary Action; John Milnes Baker, #1001, Requesting Emeritus Status; George Ling, #2821, Requesting Emeritus Status; Robert L. Pillsbury, #3407, Requesting Emeritus Status; Peter J. B. Vercelli, #2285, Requesting Emeritus Status and Reappointment of Mr. Ladds to the Board. The motion carried, four in

favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

(4) Mr. Grosvenor 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). Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

OLD BUSINESS

(1) Record Retention Schedule

DBR Attorney Neena Savage submitted a “draft” Design Professionals record retention schedule to the Boards and the Rhode Island Secretary of State’s office for review and clearance and is still work in progress. Mr. Grosvenor moved to continue. Vice-Chair Prengaman seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds,

Member. Barbara Feibelman, Secretary, was absent from this vote.

(2) Future Law Changes Governing “Architects”

- **Imposition of fines for unregistered activity**

Attorney Berstein put this bill into the correct legislative format and sent it to the Governor’s office. A meeting may be scheduled in the next few weeks for the decision on whether or not the bill will be introduced. Mr. Grosvenor moved to continue. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

- **“Housekeeping” Changes**

Attorney Berstein put this bill into the correct legislative format and sent it to the Governor’s office. A meeting may be scheduled in the next few weeks for the decision on whether or not the bill will be introduced. Mr. Grosvenor moved to continue. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

(3) Annual Meeting with the Building Officials and the State Building Code Commissioner

- **Plan for Spring 2010 Meeting.**

The Annual Meeting has been scheduled before the State Building Code Commission on March 31, 2010 at 1:00 p.m. at the Department of Administration, One Capitol Hill, 2nd Floor, Conference Room A, Providence, RI 02908, in order for the Board to express the importance of architectural stamps and the requirement of the Certificate of Authorization (COA) for the firm. Mr. Ladds moved to continue until the meeting occurs. Mr. Grosvenor seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

01/19/10, Page 2 of 5

(4) Review of “Form Letters” signed by the Board Secretary (Batch 5).

The Board reviewed the following “Form Letter”: “COA Inactive – Architect in Responsible Control – Not Renewing.” Mr. Ladds moved to approve. Mr. Grosvenor seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

(5) On-Line Individual Registration Renewal Application

- **Percentage of Architects Who Renewed On-Line**

It was reported that 60% of the Architects renewed on-line.

- **Enhanced Access Fee**

Two (2) architects complained about the \$6 enhanced access fee.

The enhanced access fee is paid to the on-line service, RI.gov and not to the State of Rhode Island. Mr. Ladds moved to note and file. Mr. Grosvenor seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

BLUE BOOKS (RECIPROCITY)

(A) Vice-Chair Prengaman moved to approve the following Blue Books as submitted with an expiration date of December 31, 2011. Mr. Grosvenor seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

(1) BROTMAN, JAY M. (7) PATTERSON, WILLIAM KEITH

(2) FOWLER, CHAD E. (8) REEVES, IAN A.

(3) GANDER, CAROL (9) SAMPEY, JAMES ARTHUR

(4) GEBHARD, HAROLD E. (10) SIEGEL, ROBERT ELLIOT

(5) KALLFELZ, DOUGLAS P. (11) WEBER, DONALD J.

(6) MESSEL, ROBERT A.

(B) Mr. Grosvenor moved to approve the application for James Arthur Sampey., with the stipulation that he reports any and all projects that he has in the State of Rhode Island to the Board for a period of two (2) years, based on the Consent Agreement that he attached to his application with an expiration date of December 31, 2011. Vice-Chair Prengaman seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

BLUE BOOK (REINSTATEMENT)

(A) Vice-Chair Prengaman moved to approve the reinstatement of the Blue Book as presented with an expiration date of December 31, 2011.

Mr. Grosvenor seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

(1) BLOOM, Derek, #3346

CERTIFICATES OF AUTHORIZATION (COA) APPLICATIONS (See Attached List)

(A) Vice-Chair Prengaman moved to approve the applications for the Certificates of Authorization for the Sole Proprietorships for Peter H. Borgemeister; Gordon C. Hyde-Architect; Duncan Pendlebury AIA NCARB; Bruce H. Schmiedl and Chris Walsh, AIA as submitted. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

(B) Vice-Chair Prengaman moved to approve the application for the Certificate of Authorization for the Limited Liability Company for TLB Architecture, LLC as submitted. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

01/19/10, Page 3 of 5

(C) Vice-Chair Prengaman moved to approve the applications for the Certificates of Authorization for the Corporations for Baker/Wohl Architects, Inc. and Haverson Architecture and Design, P.C. as submitted. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

(D) Vice-Chair Prengaman moved to approve the application for the Certificate of Authorization for the Limited Liability Partnership for Beyer Blinder Belle Architects & Planners, LLP as submitted. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

(E) Vice-Chair Prengaman moved to approve the Change in Responsible Control removing Keith E. Curtis and adding James Christopher Lynch for the application for Certificate of Authorization for the Partnership for The Curtis Architectural Group, #A-13,052, as submitted. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

(F) Vice-Chair Prengaman moved to approve the Change in Responsible Control removing Wayne W. Nowlan and adding Donald N. Tippet for the application for Certificate of Authorization for the Corporation for Allied Design Architectural & Engineering Group, P.C., #A-14,251, as submitted. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman,

Secretary, was absent from this vote.

(G) Vice-Chair Prengaman moved to approve the withdrawal with no refund per the Board Rules and Regulations for the application for Certificate of Authorization for the Limited Liability Company for DMR Architecture PLLC, as requested. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

NEW BUSINESS

(1) No new business came before the Board.

ADJOURNMENT

Chair Yoder announced that the next meeting of the Board is scheduled for February 8, 2010 at 1:00 p.m. at the DBR, The John O. Pastore Center, 1511 Pontiac Avenue, Conference Room 68-1, Cranston, RI 02920. Mr. Grosvenor moved to adjourn the meeting at 3:53 p.m. Mr. Ladds seconded. The motion carried, four in favor, one absent. Voting in favor were Wilbur E. Yoder, Chair; David R. Prengaman, Vice-Chair; John K. Grosvenor, Member and Christian J. Ladds, Member. Barbara Feibelman, Secretary, was absent from this vote.

Respectfully submitted,

**David R Prengaman, AIA, LEED AP
Vice-Chair**

DRP/dmb

• Posted on February 9, 2010, electronically on Secretary of State's Office website. Pursuant to the Open Meetings Law, R.I. Gen. Laws Sec. 42-46-6(b), business not included in this notice may be considered with the consent of the majority of the members, and/or may convene into Executive (closed) Session pursuant to R.I. Gen. Laws Sec. 42-46-5.

01/19/10, Page 4 of 5

C. O. A. APPLICATIONS

Board Meeting of JANUARY 19, 2010

SOLE PROPRIETORSHIPS

PETER H. BORGEMEISTER - 0 - APPROVED – 01/19/10

GORDON C. HYDE-ARCHITECT - 0 - APPROVED – 01/19/10

DUNCAN PENDLEBURY AIA NCARB - 0 - APPROVED – 01/19/10

BRUCE H. SCHMIEDL - 0 - APPROVED – 01/19/10

CHRIS WALSH, AIA - 0 - APPROVED – 01/19/10

LIMITED LIABILITY COMPANY

TLB ARCHITECTURE, LLC \$100. APPROVED – 01/19/10

LIMITED LIABILITY PARTNERSHIP

**BEYER BLINDER BELLE ARCHITECTS &
PLANNERS, LLP \$100. APPROVED – 01/19/10**

PARTNERSHIP

THE CURTIS ARCHITECTURAL GROUP - 0 – APPROVED – 01/19/10

A-13,052 – Change in Responsible Control

Removing: Keith E. Curtis and

Adding: James Christopher Lynch

CORPORATIONS

ALLIED DESIGN ARCHITECTURAL &

ENGINEERING GROUP, P.C. - 0 – APPROVED – 01/19/10

A-14,251 – Change in Responsible Control

Removing: Wayne W. Nowlan and

Adding: Donald N. Tippet

BAKER/WOHL ARCHITECTS, INC. \$100. APPROVED – 01/19/10

**HAVERSON ARCHITECTURE AND DESIGN, P.C. \$100. APPROVED –
01/19/10**

WITHDRAWAL

DMR ARCHITECTURE PLLC \$100. APPROVED – 01/19/10 –

**NO REFUND WILL BE ISSUED BASED ON THE
RULES AND REGULATIONS OF THE BOARD.
ALL FEES ARE NON-REFUNDABLE.**

01/19/10

Page 5 of 5