

MINUTES

BOARD OF EXAMINATION AND REGISTRATION OF ARCHITECTS

DATE: October 18, 2010

**PLACE: Department of Business Regulation (DBR)
1511 Pontiac Avenue, Bldg 68-1 Conference Room
Cranston, RI 02920**

MEMBERS PRESENT: Chair David R. Prengaman, Vice-Chair Barbara Feibelman; Members John K. Grosvenor and Wilbur E. Yoder

MEMBERS ABSENT: Secretary Christian J. Ladds

OTHERS PRESENT: Brian J. Riggs, DBR, Administrator, Financial Management

Louis A. DeQuattro, Jr., DBR Deputy Director & Counsel

Dawne Broadfield, Board Executive

CALLED TO ORDER: Chair Prengaman called the meeting to order at 1:07 p.m.

to commence Board business.

Attorney DeQuattro and Mr. Riggs left at 2:20 p.m.

A. MINUTES OF THE MEETING OF THE BOARD

(1) Member Yoder moved to approve the open meeting minutes of

September 13, 2010 as published. Member Grosvenor seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(2) Member Yoder moved to approve and seal the executive session meeting minutes of the September 13, 2010 as published. Member Grosvenor seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

B. EXECUTIVE SESSION

(1) Member Yoder moved to convene into executive session at 1:10 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 Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(2) Member Yoder moved to adjourn from executive session and to reconvene to an open meeting at 1:47 p.m. pursuant to R.I.G.L. §42-46-4. Member Grosvenor seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

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(3) Member 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. Member Grosvenor seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(4) Member Yoder moved to record the votes taken in executive session in accordance with RI General Laws §42-46-4 as follows: Votes were made to close (C2009-09.7) Zandra Rhodes Design (2009-2010 Verizon Yellow Pages); Gregory Yalanis, RA (Inquiry on Ability to Become a Registered Architect in the State of RI); Frank J. Murphy, #3265, Renewal Application – Disciplinary Action Noted – Question on “Tax Affidavit”; (C2010-10.3) Steve Hood, eBS eBuilding Source vs. Joseph McPhee, #2749, J. McPhee Architects, Inc.,

COA#a-14,361; (C2010-10.4) Matthew and Margaret Aitkenhead vs. Nancy Leslie #2044, Leslie Architects, COA #A-10,316; and 2010-2011 Super Yellow Pages – Listings under the categories related to “Architects” – Automatic Form Letter sent to two (2) listings (GMI and New England Home Design). Member Grosvenor seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(5) Member 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). Member Grosvenor seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(6) In Executive Session closed matters, the vote was 4 to 0 to close five (5) matters and 3 to 0 to close one matter with one (1) recusal for item #1C noted.

(7) In Executive Session pending matters, there are three (3) pending matters, three (3) investigative matters with one (1) recusal of one (1)

matter for item #1B noted.

C. OLD BUSINESS

(1) Plan for Annual Spring 2010 Meeting with the Building Officials and the State Building Code Commissioner

Chair Prengaman prepared a “Tech Note” for discussion at the Building Officials meeting and contacted Warren Ducharme at the State Building Code Commission to review it prior to the meeting. Mr. Ducharme told Chair Prengaman due to the lack of Building Officials that will be attending they needed to reschedule the meeting. The Board is now waiting for a new meeting date. The Board agreed with the “Tech Note” prepared by Chair Prengaman. Chair Prengaman contacted and spoke to former Board members Dana Newbrook and Joseph Cirillo about attending this meeting in the past. The Board discussed the exemption of residential plans not requiring a Registered Architect stamp. The Board will stress the point that a Building Official always has the right to request a stamp. Historically, the Board members have wanted to convince the Building Officials that commercial buildings need a Registered Architect and to make sure that the project has one.

Member Yoder moved to continue for a new meeting date and time to attend. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R.

Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(2) Review of “Form Letters” signed by the Board Secretary (Batch 10) -

(Yellow Page or Yellow Book – Automatic Form Inquiry Letter)

This letter has been previously approved. A new sentence has been added indicating that the Board is now able to impose a fine up to \$2,500. Member Yoder moved to approve the amended letter. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

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(3) Don Sansoucy, P.E., Associate AIA (Request to Register a New Non-Profit Organization)

Member Grosvenor moved to invite Don Sansoucy and Robert Leach in for a ten (10) minute discussion at the Board’s next scheduled meeting on Monday, November 15, 2010, at 1:15 p.m. and to encourage them to pre-fill out the Certificate of Authorization Initial Application, so at least they would have thought about what the Board’s requirements are. The Board will then review it with them.

Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(4) New England Conference of Architectural Registration Boards (NECARB)

Chair Prengaman attended the NECARB Fall Conference October 15 – 17, 2010 in ME. The 2011 NECARB Fall Conference is scheduled to be held in Rhode Island. Within the next months, the Board will get back to the Regional Officers with a couple of meeting place suggestions. Chair Prengaman will research the cost to hold the conference at the Ocean House in Watch Hill. Member Grosvenor will research the cost to hold the conference at Hotel Providence, Pelham Court and Vanderbilt Hall. It is also the Board's responsibility to offer continuing education (CE). Rob Meyer, NECARB Regional Secretary, felt that the CE ought to be related to what the National Council of Architectural Registration Boards (NCARB) does as a regulatory body. Vice-Chair Feibelman felt that the CE should be something that is Code related where an architect may be required to be involved. Chair Prengaman reported that attendees were very interested in this Board's new legislation that allows the Board to impose fines for unregistered activity and asked if the language could be sent out to the Region. Mrs. Broadfield will send it to the Region I Member Board

Executives (MBEs) and ask that it be distributed to their Board members.

D. NEW BUSINESS

(1) “Technical Amendments to the RI General Laws Chapter 5-1” - Introduction

“Technical Amendments” were introduced during the last 2010 Legislative Session and did not get acted on. The Board would like to introduce these “Technical Amendments” again in the 2011 Legislative Session. Attorney DeQuattro will keep the Board updated as to when the legislation can be submitted to the Governor’s Office for introduction. Member Grosvenor moved to continue. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(2) Certificate of Authorization (COA) – Processing Initial Applications

Vice-Chair Feibelman moved to expedite COA initial applications processing, the Board recommended that the Board Executive communicates via telephone or e-mail with applicants whose applications do not meet the requirements. Member Grosvenor amended the motion to add that if the firm is having a change of

ownership to meet the requirements, then the Board insists on a notarized copy of their Articles of Incorporation and an original paper copy of the application notarized. Member Yoder seconded the motion and the amendment to the motion. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(3) Rules and Regulations

Mrs. Broadfield notified the Board that NCARB has been researching impediments for an Architect applying for reciprocity in multiple states. In other states, the Member Board Executive (MBE) can automatically issue a registration to an applicant that has completed the required documents (application package and NCARB record) and has no violations of any kind. This Board has to review and vote on the application package and NCARB record at a monthly meeting, which is an impediment to reciprocity. The Board does this in accordance with its Rules and Regulations. During the next Rules and Regulations review process, this subject will be discussed.

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E. APPLICATIONS

1. BLUE BOOKS (RECIPROCITY)

(A) Member Yoder moved to approve the following Blue Books as submitted with an expiration date of December 31, 2011. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(1) FERRERA, Jr., John A. (6) PEARSON, Paul M.

(2) GORGATI, Vinicius (7) PULLMAN, Jeffrey

(3) KOUP, Robert M. (8) SAMMONS, Richard F.

(4) KING, Robert Arthur (9) SOLT, Michele

(5) PAULIUS, Raymond V. (10) WESTMAN, Alan B.

2. BLUE BOOKS(REINSTATEMENTS)

(A) Member Yoder moved to approve the reinstatements of the Blue Books as presented with an expiration date of December 31, 2011. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(1) BASU, Barun K., #2114 (3) MCMAHON, David R., #2765

(2) BLACK, Bradley T., #3413 (4) ROSE, Charles Buckley, #3206

3. INITIAL REGISTRATION REQUESTS (GREEN BROOKS),

INDIVIDUALS SEEKING INITIAL REGISTRATION AFTER COMPLETING THE REQUIRED EDUCATION, INTERN DEVELOPMENT PROGRAM (IDP) AND THE ARCHITECTURAL REGISTRATION EXAMINATION (ARE)

This is a Green Book that was approved in the NCARB “Direct Eligibility” program in August 2008, but was not transmitted to the Board. This exam candidate now took his first section of the ARE. In order to send the score report to the candidate, the Board needed to receive and approve the NCARB record. Based on receipt, Member Yoder moved to approve the Green Book as presented. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(1) VALENTINE, Brian Louis

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

(A) Member Grosvenor moved to approve the applications for the Certificates of Authorization for the Sole Proprietorships for Barun Basu Associates and Gary A. Glines as submitted. Member Yoder seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder.

Secretary Christian J. Ladds was absent from this vote.

(B) Member Grosvenor moved to approve the applications for the Certificates of Authorization for the Limited Liability Companies for Morris Switzer – Environments for Health, LLC and Solus4 LLC as submitted. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(C) Member Grosvenor moved to approve the Change in Responsible Control adding James D. Bell for the application for Certificate of Authorization for the Limited Liability Company for Moser Pilon Nelson/Architects, LLC, #ALLC76, as submitted. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

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(D) After discussion, Member Grosvenor moved to approve the application for the Certificate of Authorization for the Limited Liability Company for Studio Providence LLC as submitted. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur

E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(E) Member Grosvenor moved to approve the Change in Responsible Control adding Lawrence M. Rosenbloom and Brian T. Norton for the application for Certificate of Authorization for the Corporation for AECOM Technical Services Architects & Engineers, Inc., #A-14,324, based on receipt of the corrected original paper application with an original notary and a copy of the articles of incorporation signed and dated requested by the Board at its previous meeting. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(F) Member Grosvenor moved to approve the Name Change for the application for Certificate of Authorization for the Corporation for AMEC Architectural, Inc., #A-14,505, as submitted. The former name was OEST Associates, Inc. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(G) Member Grosvenor moved to approve the application for the Certificate of Authorization for the Corporation for C L. Helt, Architect Inc. based on receipt of the corrected original paper application with

an original notary and a copy of the articles of incorporation signed and dated. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(H) Member Grosvenor moved to approve the Change in Responsible Control removing Leo C. Zerjav as he resigned for the application for Certificate of Authorization for the Corporation for Hospital Designers, Inc., #A-14,377. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

(I) Member Grosvenor moved to approve the Name Change for the application for Certificate of Authorization for the Corporation for Populous Architects, P.C., #A-14,286, and Renewal Application expiring December 31, 2010 as submitted and to ask for clarification to the question of “Number of Employees including self” and the answer being “0”. The former name was HOK Sports Facilities Architects, PC. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J.

Ladds was absent from this vote.

(J) Motion Grosvenor moved to approve the application for the Certificate of Authorization for the Corporation for Ware Malcomb Inc. as submitted. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

ADJOURNMENT

Chair Prengaman announced that the next Board meeting is scheduled for Monday, November 15, 2010, at 1:00 p.m. at the DBR, The John O. Pastore Center, 1511 Pontiac Avenue, Conference Room 68-1, Cranston, RI 02920. Chair Prengaman asked that the Board members review the 2011 meeting calendar dates and notify Mrs. Broadfield if there are any meetings that they know they are going to miss. Member Yoder moved to adjourn the meeting at 3:26 p.m. Member Grosvenor seconded. Motion passed, 4-0, four (4) in favor and one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Member John K. Grosvenor, and Member Wilbur E. Yoder. Secretary Christian J. Ladds was absent from this vote.

Respectfully submitted,

**David R. Prengaman, AIA
Chair**

DRP/dmb

• Posted on November 16, 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.

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C. O. A. APPLICATIONS

Board Meeting of OCTOBER 18, 2010

SOLE PROPRIETORSHIPS

BARUN BASU ASSOCIATES \$100. CT APPROVED – 10/18/10

See 08/31/10 e-mail – there is another architect on staff.

GARY A. GLINES - 0 - MA APPROVED – 10/18/10

LIMITED LIABILITY COMPANY

**MORRIS SWITZER – ENVIRONMENTS FOR \$100. VT APPROVED –
10/18/10**

HEALTH, LLC

**MOSER PILON NELSON/ARCHITECTS, LLC - 0 - CT APPROVED –
10/18/10**

ALLC76 – Change in Responsible Control

Added: James D. Bell

SOLUS4 LLC - 0 - RI APPROVED – 10/18/10

STUDIO PROVIDENCE LLC \$100. RI APPROVED – 10/18/10

CORPORATIONS

**AECOM TECHNICAL SERVICES ARCHITECTS - 0 - CA APPROVED –
10/18/10**

& ENGINEERS, INC.

A-14,324 – Change in Responsible Control

Added: Lawrence M. Rosenbloom and Brian T. Norton

 Per 09/13/10 Bd mtg, corrected original application with original notary and articles of incorporation, signed and dated rec'd.

AMEC ARCHITECTURAL, INC. \$50. ME APPROVED – 10/18/10

A-14,505 - Name Change

From: HOK Sports Facilities Architects, PC

C. L. HELT, ARCHITECT INC. \$100. NC APPROVED – 10/18/10

Per 09/13/10 Bd mtg, corrected original application with original notary and articles of incorporation, signed and dated rec'd.

HOSPITAL DESIGNERS, INC. - 0 - MO APPROVED – 10/18/10

A-14,377 – Change in Responsible Control

Removed: Leo C. Zerjav, #3670 – He Resigned.

POPULOUS ARCHITECTS, P.C. MO APPROVED – 10/18/10

A-14,286 - Name Change

From: HOK Sports Facilities Architects, PC \$50.

Renewal Application Received \$180.

WARE MALCOMB INC. \$100. CA APPROVED – 10/18/10

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