

**State of Rhode Island and Providence Plantations
DEPARTMENT OF BUSINESS REGULATION (DBR)
1511 Pontiac Avenue, Bldg. 68-2
Cranston, Rhode Island 02920**

**Division of
Design Professionals BOARD OF EXAMINATION AND
REGISTRATION OF ARCHITECTS
MEETING MINUTES**

DATE: November 19, 2012

**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, Secretary Christian J. Ladds, Members David L. DeQuattro (Present 1:19 p.m. – 2:59 p.m.) and John K. Grosvenor

MEMBERS ABSENT: None

OTHERS PRESENT: Dawne Broadfield, Board Executive

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

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

CALLED TO ORDER: Chair Prengaman called the meeting to order at 1:19 p.m.

A. MINUTES OF THE MEETING OF THE BOARD

(1) Vice-Chair Feibelman moved to approve the open meeting minutes of October 15, 2012 as published. Secretary Ladds seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Members David L. DeQuattro and John K. Grosvenor.

(2) Secretary Ladds moved to approve and seal the executive session meeting minutes of the October 15, 2012 as published. Vice-Chair Feibelman seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Members David L. DeQuattro and John K. Grosvenor.

B. EXECUTIVE SESSION

(1) Member Grosvenor moved to convene into executive session at 2:35 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. Vice-Chair Feibelman and Secretary Ladds seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Members David L. DeQuattro and John K. Grosvenor.

(2) Member Grosvenor moved to adjourn from executive session and to reconvene to an open meeting at 3:36 p.m. pursuant to R.I.G.L. §42-46-4. Secretary Ladds seconded. Motion passed, 4-0, four (4) in favor, one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds, and Member John K. Grosvenor. Member David L. DeQuattro was absent from this vote.

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

11/19/12, Page 1 of 7

(4) Member Grosvenor moved to record the votes taken in executive session in accordance with RI General Laws §42-46-4 as follows: Motions were made to close the following agenda items B. Motions were made to continue the following agenda items A, C, and D. Secretary Ladds seconded. Member 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. Secretary Ladds seconded. Motion passed, 4-0, four (4) in favor, one (1) absent.

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

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

(6) In Executive Session closed matters, the vote was four (4) to zero (0) to close one matter. Each vote was unanimous at the time that it was taken with one (1) Board member absent.

(7) In Executive Session pending matters, there are three (3) pending matters, comprised of zero (0) investigative matter and three (3) registration matters with zero (0) recusals.

C. OLD BUSINESS

(1) Rules and Regulations – (Review for Updating)

Pending revisions discussed at the July 9, 2012 meeting have to be

drafted and have not to date. Member Grosvenor moved to continue. Secretary Ladds seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Members David L. DeQuattro and John K. Grosvenor.

(2) Rhode Island General Laws – (Design Competition and Fishing)

Chair Prengaman indicated that he spoke with Attorney DeQuattro as to the status of the Board’s proposed legislative changes that were proposed last year, but were not put forth. Attorney DeQuattro indicated that the proposed legislative changes are included as part of the legislative package that the Department of Business Regulation (DBR) will be putting forth in the next legislative session. There is nothing else that this Board needs to do at this point.

Vice-Chair Feibelman brought up the discussion again, because Member DeQuattro disagrees with what the Board ruled. Vice-Chair Feibelman stated that it is the Board’s charge under the “Declaration of Policy” to protect the health, safety and welfare of the people and the property in the State of Rhode Island. Vice-Chair Feibelman stated that it is welfare of the public and not the welfare of Architects.

Member DeQuattro stated that Architects are part of the public and that the proposed legislation will affect a person’s practice from where sixty-five (65%) of the Architect in this State are unemployed. Member DeQuattro believes that surrounding States will protect their Architects and Rhode Island does not. Member DeQuattro stated that

he believes that the Board is trying to follow NCARB's position, but Rhode Island is not California where it has multiple projects with multiply architects.

Vice-Chair Feibelman stated that perhaps it can be resolved by the State having legislation that when the State of Rhode Island spends a dollar on architectural and engineering (A & E) services that it should go to Rhode Island firms. Member DeQuattro stated that he has already tried it four (4) times now and will try it for a fifth (5th) time this Spring, and the biggest opponents are Architects because they feel as if by putting up these barriers other States will put up their barriers. Member DeQuattro stated that it is easier for him to practice in Puerto Rico than it is to practice in Massachusetts.

Vice-Chair Feibelman stated that the Board is saying that if a person wants to enter a "design competition" in Rhode Island then that person could if that person holds an NCARB certificate, but does not and did not have RI registration. Member DeQuattro said that "design competitions" are very different than going after "Request for Proposals (RFP)." Vice-Chair Feibelman indicated that the Board is trying to correct both together. Member DeQuattro stated that that is probably where the Board needs to split it, because he does not have a problem with "design competitions" but when a person goes after a RFPs, then the person is affecting practices around the State.

11/19/12, Page 2 of 7

Chair Prengaman indicated that he agrees with what Vice-Chair Feibelman stated. He reiterated that the Board's charge is to protect the health, safety and welfare (HSW) of the public. He disagrees with Mr. Dequattro's opinion that the definition of welfare includes the financial health of the Architects in this State. Chair Prengaman thinks that the role of protecting the business interests of Architects in this State is better left to the Economic Development Corporation (EDC) or the State itself, but not this Board. Chair Prengaman does not believe that it something that this Board is charged with, and he thinks that making decisions based upon the business interests of RI architects is inconsistent with what the Board is charged to do.

After lengthy discussion, Member Grosvenor moved to continue. Secretary Ladds seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Members David L. DeQuattro and John K. Grosvenor.

Chair Prengaman stated that the Board also requested that its "fees" be brought back in line as they were prior to change. Attorney DeQuattro did not include it in this legislative package.

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

(Discussion for Scheduling)

The meeting date was rescheduled to November 16, 2012 at 1:00 p.m. Mr. Ducharme prepared a Powerpoint presentation in relation to Architect registration that he presented at the last annual building officials meeting when a Board member could not be present with the Board's approval. Member Grosvenor could not attend. Mr. Ducharme gave the presentation on behalf of the Board. Member Grosvenor moved to close and put back on the agenda in June 2013. Secretary Ladds seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Members David L. DeQuattro and John K. Grosvenor.

(4) National Council of Architectural Registration Boards (NCARB)

New England Conference of Architectural Registration Boards (NECARB)

- **2012 Fall Conference – Boston, MA (November 1, 2012)**
- **The 2012 Fall Conference was held on November 1, 2012 in Boston, MA. The Member Board Chairs/Member Board Executives (MBC/MBE) conference was also held at the same location on the same date. This consolidated fees, travel and time.**

Chair Prengaman indicated that he attended the business meeting and dinner afterwards with Vice-Chair Feibelman and Member Grosvenor. Member DeQuattro attended the dinner. Vice-Chair Feibelman also indicated that it is interesting to hear from those serving on National Committees and what the hot issues are. Chair

Prengaman encouraged the Board members to get involved in NCARB by volunteering to serve on a Committee. Applications are due sometime in February. If a Board member has any interest, let Chair Prengaman know so that he can advocate for Committee appointment. Member Grosvenor indicated that if a Board member serves on an ARE Committee that is also serves as continuing education requirements.

Member Grosvenor moved to close. Vice-Chair Feibelman seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds, Members David L. DeQuattro and John K. Grosvenor.

**(5) National Council of Architectural Registration Boards (NCARB)
New England Conference of Architectural Registration Boards
(NECARB)**

- 2013 Joint Regional Spring Meeting – (Rhode Island is hosting Regions 2 and 6) -(March 14 - 17, 2013)**
- The budget and costs were approved at the Fall meeting in Boston, MA.**
- \$490 – Board Member Registration**
- \$390 – Guest Registration**
- “Preliminary” agenda is in the process of being approved.**
- The other two (2) Regions that are coming to the conference had follow-up input after this meeting and asked if Rhode Island could**

include another session where the three (3) regions get together and have a chance to talk about common issues and concerns. On the agenda where the Board put in some kind of a historic tour on the Saturday afternoon after lunch, that is going to be replaced with an interactive session in which the other two (2) regional Chairs will have some input on. There is still an opportunity for a historic tour sometime around 3:00 p.m. on Saturday.

- Member Grosvenor spoke with Morgan Grefe, Executive Director of the Rhode Island Historical Society. Member Grosvenor, Ms. Grefe and Chair Prengaman will meet to discuss what she might talk about and how long over lunch on Saturday at the hotel.**

11/19/12, Page 3 of 7

- Vice-Chair Feibelman mentioned two (2) ideas for tours. The first is having Lucie Searle, President, Providence Preservation Society, do a walking tour and AS220 work in downtown. The second having Clark Schoettle, Providence Preservation Society Revolving Fund, doing tax credits and old districts of neighborhoods which found to be from an energy standpoint interesting. This would be considered for Saturday afternoon around 3:00 p.m.**

- Chair Prengaman will contact David Odeh to consider him speaking about the renovation of the Renaissance Providence Downtown Hotel on Friday.**

- Chair Prengaman will contact Joseph Cirillo, since he gave a lecture on the history of the Renaissance Providence Downtown Hotel and why it stopped and why people left.**

- The Board also has to do a “Welcome to Providence” introduction.**

Vice-Chair Feibelman moved to continue. Member Grosvenor seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds, Members David L. DeQuattro and John K. Grosvenor.

(6) Online Registration Renewal Application for Individuals

Member Grosvenor moved to amend the continuing education question language on the individual renewal application to read as follows: “I have satisfied and can provide supporting documentation for the CONTINUING EDUCATION REQUIREMENTS for Calendar Years 2010 and 2011.” and to close. Vice-Chair Feibelman seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds, Members David L. DeQuattro and John K. Grosvenor.

(7) State of Rhode Island – Open Meetings checklist and Changes to Access to Public Records Act

After review, it appears that the Board is in compliance with the Open Meetings checklist provided by DBR Legal Counsel. Vice-Chair Feibelman moved to close. Secretary Ladds seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds, Members David L. DeQuattro and John K.

Grosvenor.

D. NEW BUSINESS

(1) Member Grosvenor brought up a case that was adjudicated by the Supreme Court in Connecticut that had to do with “State work” by Architects and Contractors. The court decided to waive the possibility of having a time limit for civil claims. He stated that Rhode Island may have a similar archaic law. Member Grosvenor stated that the problem may come that if an architect is doing state work for the State of Rhode Island and there is a situation where the State feels that it has an opportunity to recover cost against Architects’ insurance or a Contractor’s insurance, it will be used at some point.

Secretary Ladds moved to inform the local American Institute of Architects (AIA) chapter to review this with National AIA. Member DeQuattro seconded. Member DeQuattro questioned whether this should be supported by the Board when it goes in front of the legislation. Vice-Chair Feibelman suggested that the Board ask AIA to keep the Board in the loop. Secretary Ladds amended his motion to ask AIA local chapter to keep the Board informed. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds, Members David L. DeQuattro and John K. Grosvenor.

E. National Council of Architectural Registration Boards (NCARB) Information and Updates)-(Review/Take Action)

(1) No comments on NCARB publications distributed this month.

F. APPLICATIONS

1. RECIPROCAL REGISTRATION REQUESTS FROM INDIVIDUALS REGISTERED IN OTHER STATES SEEKING REGISTRATION IN RHODE ISLAND

(A) Secretary Ladds moved to approve the following reciprocal registration requests as submitted with an expiration date of December 31, 2013. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor, one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds, and Member John K. Grosvenor. Member David L. DeQuattro was absent from this vote.

(1) EZELL, Michael H. (3) KIDD, Christopher Donald

(2) GAISER, Bane (4) SCHMITT, Timothy J.

11/19/12, Page 4 of 7

(B) Secretary Ladds moved to approve the following reciprocal registration request as submitted with an expiration date of December 31, 2013. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor, one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds, and Member John K. Grosvenor. Member David L. DeQuattro was absent from this vote.

(1) HOLT, Shirley E.

2. REGISTRATION REINSTATEMENT REQUESTS FROM INDIVIDUALS REQUESTING REINSTATEMENT OF HIS/HER RHODE ISLAND REGISTRATION.

(A) Secretary Ladds moved to approve the following reciprocal registration reinstatement request with an expiration date of December 31, 2013. Vice-Chair Feibelman seconded. Motion passed, 5-0, five (5) in favor, zero (0) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds, Members David L. DeQuattro and John K. Grosvenor.

(1) CUMING, Joyce A. (3326) (3) STERN, Robert A.M. (2445)

(2) FERACI, Jr., Salvadore A. (3236) (4) STREKALOVSKY, Vcevoid O. (1594)

3. INITIAL REGISTRATION REQUESTS FROM INDIVIDUALS WHO HAVE COMPLETED THE REQUIRED EDUCATION, INTERN DEVELOPMENT PROGRAM (IDP) AND THE ARCHITECTURAL REGISTRATION EXAMINATION (ARE) THROUGH THE NATIONAL COUNCIL OF ARCHITECTURAL REGISTRATION BOARDS (NCARB) DIRECT REGISTRATION PROGRAM

(A) No applications at this time.

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 Kenneth Park Architect and RF Schmidt Architect as submitted. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor, one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Member John K. Grosvenor. Member David L. DeQuattro was absent from this vote.

(B) Vice-Chair Feibelman moved to conditionally approve the application for the Certificate of Authorization for the Limited Liability Company for Seholt Architect LLC pending receipt of the required “Certificate of Good Standing” issued by the Rhode Island Secretary of State’s Office. Member Grosvenor seconded. Motion passed, 4-0, four (4) in favor, one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Member John K. Grosvenor. Member David L. DeQuattro was absent from this vote.

(C) Vice-Chair Feibelman moved to question the applications for the Certificates of Authorization for the Corporations for BKA Architects, Inc. and Phillips Partnership to be approved subject to proper response to the question of confirmation of the Officers or Directors of the Corporations. If the response confirms those in responsible control that are listed on the application, then “conditionally approve.” If the response confirms that there are additional persons in responsible control, then the application must be reviewed by the

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

(D) Secretary Ladds moved to approve the Change in Responsible Control removing Kevin M. Provencher (3124) for the application for Certificate of Authorization for the Corporation for PDA Incorporated, #A-14,043, as submitted. Vice-Chair Feibelman seconded Motion passed, 4-0, four (4) in favor, one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Member John K. Grosvenor. Member David L. DeQuattro was absent from this vote.

(E) Secretary Ladds moved to conditionally approve the application for the Certificate of Authorization for the Corporation for Hargrove Services Corporation pending receipt of the required “Certificate of Good Standing” issued by the Rhode Island Secretary of State’s Office. Vice-Chair Feibelman seconded. Motion passed, 4-0, four (4) in favor, one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Member John K. Grosvenor. Member David L. DeQuattro was absent from this vote.

G. ADJOURNMENT

Chair Prengaman announced that the next Board meeting is scheduled for Monday, December 10, 2012, at 1:00 p.m. at the DBR, John O. Pastore Center, 1511 Pontiac Avenue, Conference Room 68-1, Cranston, RI 02920. Member Grosvenor moved to adjourn the meeting at 3:57 p.m. Secretary Ladds seconded. Motion passed, 4-0, four (4) in favor, one (1) absent. Voting in favor were Chair David R. Prengaman, Vice-Chair Barbara Feibelman, Secretary Christian J. Ladds and Member John K. Grosvenor. Member David L. DeQuattro was absent from this vote.

Respectfully submitted,

Christian J. Ladds, AIA
Secretary

CJL/dmb

• **Posted on December 11, 2012 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.**

11/19/12, Page 6 of 7

**CERTIFICATE OF AUTHORIZATION (COA) APPLICATIONS
Board Meeting of NOVEMBER 19, 2012**

SOLE PROPRIETORSHIPS

KENNETH PARK ARCHITECT - 0 - NY APPROVED – 11/19/12

RF SCHMIDT ARCHITECT - 0 - MA APPROVED – 11/19/12

LIMITED LIABILITY COMPANIES

SEHOLT ARCHITECT LLC - 0 - ME APPROVED – 11/19/12

CORPORATIONS

**BKA ARCHITECTS, INC. - 0 - MA APPROVED – SUBJECT TO
CONFIRMATION OF THE DIRECTORS
AND OFFICERS – 11/19/12**

**HARGROVE SERVICES CORPORATION - 0 - AL APPROVED –
11/19/12**

PDA INCORPORATED - 0 - MA APPROVED – 11/19/12

#A-14,043 – Change in Responsible Control

Removed: Kevin M. Provencher (3124)

APPROVED – SUBJECT TO

**PHILLIPS PARTNERSHIP - 0 - GA CONFIRMATION OF THE
DIRECTORS**

AND OFFICERS – 11/19/12

11/19/12

Page 7 of 7