

Columbus

November 26, 2013

The meeting was called to order at 9:06 AM by Richard Fleischman in the Board Room on the 31st Floor of the Riffe Center.

1. ATTENDANCE AND ANNOUNCEMENTS.

Present: Richard Fleischman, President; Stephen Sharp, Vice President; Richard L. Bowen, Secretary; August Fluker, Jr., Asst. Secretary; John Rademacher, Member; Amy Kobe, Executive Director; Chad B. Holland, Investigator; Cheryl L. Thaxton, Administrative Assistant; Barry McKew, Asst. Att. Gen.

Guests- Jud Kline, AIA

2. CONSENT AGENDA ITEMS

On motion by Mr. Bowen, second by Mr. Fluker and a vote of 5-0, the consent agenda was approved.

- A. MINUTES- September 13, 2013
- B. FINANCE- Financial Report- October 31, 2013
- C. CREDENTIAL REPORT- November 18, 2013
- D. REGISTRATION.

1. **Emeritus Applications**

The Board ratified the applications of the following persons who have met the qualifications to become Emeritus Architects:

<u>Cert. No.</u>	<u>Name</u>
7761	SEVIN, Earl
3179	STARK, J. Norman
4990	MADDOX, Jerry

Columbus

November 26, 2013

## 2. Reciprocal Registration

The following applicants for registration under the provisions of Section 4703.08 of the Revised Code, previously approved by the Executive Director, were ratified:

<u>Cert. No.</u>	<u>Name</u>	<u>Base State</u>
15963	SWAFFORD, Obadiah	FL
15964	KENNEY, Stephen	VA
15965	MANFREDI, Michael	NY
15966	WALDEN, E. Ralph	SC
15968	ROBSON, Thomas H.	TX
15969	SHEPLEY, Roger D.	MA
15970	CALLAWAY, Tony	TX
15971	ROARK, Steven R.	MO
15972	ARENSEN, Michael	IL
15973	MCFARLAND, Ronald	TN
15974	BECKER, Scott R.	IL
15975	DACUMOS, Don	CA
15976	SWIGER, James	WV
15977	NOSKIN, Dennis	NY
15978	LAW, G. Larry	FL
15979	RICHTERS, Glenn	TN
15980	LEWIS, Heather E.	CO
15981	WRIGHT, Robina	CA
15982	ZION, David	GA
15983	ROSS, Ronald	IN
15984	MEYER, Randy	NE
15985	LAUG, Brian D.	DC
15987	THORNSBURY, Terry	IN
15988	ALGMIN, Christopher L.	WV
15991	WALKER, Richard S.	TX
15994	KOBAYASHI, Masao	NV
15995	HARM, Scott	WA
15996	BOOZE, Rodney	WI
15997	BINETTE, Michael	MA
15999	CIOFANI, Michael	WI
16000	BRENKUS, Jeffrey T.	IL
16001	MCGONIGLE, Edward O.	TX
16002	SLOCUM, Craig	ID
16003	MARANO, Thomas M.	IL

Columbus

November 26, 2013

**3. Reinstatement of registration**

The following applications for reinstatement of registration were approved and ratified:

<u>Cert. No.</u>	<u>Name</u>	<u>State</u>
13024	PEREZ, Scott	IN
4898	WRIGHT, Rodney	KY
5259	CORNA, Robert	OH
11600	SMILEY, Howard	IN
10853	MARZ, Robert	PA

**4. Ratification of Registration-Examination**

The Board ratified the applications of the following persons who have met all requirements of the Board and passed the required examination.

<u>Cert. No.</u>	<u>Name</u>
15967	MORTENSEN, Wayne
15986	KELLER, Katherine
15989	GALLO, Anita F.
15990	BRUMBACK, Joseph M.
15992	WHITE, Richard
15993	BUCKER, Mathew
15998	ELLIOTT, Emily Roush

**E. EXAMINATION.****1. New applications.**

The following applications for registration by examination were approved.

<u>App. No.</u>	<u>Name</u>
18133	FAUST, Amber
18137	BAUGHMAN, Barrett A.
18143	IVERY, Melissa
18144	CHEN, David K.
18147	HANEY, Amy
18148	MOORE, Lucas
18149	PENSINGER, Rachel L.

Columbus

November 26, 2013

New Exam Apps Cont'd

<u>App. No.</u>	<u>Name</u>
18153	SHTRKALO, Ulyana
18156	HENRY, Danielle
18157	STUCK, Jessica Marie
18164	JORGE, Maria V.
18165	CUMMINGS, Kevin
18167	VEASEY, Catherine
18180	STAUFFER, Erica F.

## F. CERTIFICATES OF AUTHORIZATION

### 1. Applications

The following architectural firms have applied for registration to practice in the state of Ohio. They have met all of the ownership requirements, and have shown proof of registration with the Ohio Secretary of State. These have been reviewed by the investigator for the Board and approved by the Executive Director. Formal certificates have been issued. The board's approval ratifies those actions.

DESIGN DYNAMICS, INC.  
 WHN ARCHITECTS, PA  
 STUDIO CRM, INC.  
 ROBERT D. MORGAN LLC  
 OHLSON LAVOIE COLLABORATIVE  
 DEKKER/PERICH/SABATINI, LTD.  
 CREATE ARCHITECTURE PLANNING & DESIGN  
 DECKER & ASSOCIATES ARCHITECTURAL DESIGN & PLANNING  
 WEISS/MANFREDI: ARCHITECTS LLP  
 CRUMLISH & CRUMLISH ARCHITECTS INC.

### 3. NEW BUSINESS

- A. **Proposed 2014 Calendar**- On motion by Mr. Sharp, and second by Mr. Bowen, the Board voted to accept the calendar as proposed, except for the June meeting, which is now scheduled for June 6<sup>th</sup>. Will decide later regarding meeting/event at AIA convention in September. Motion passed by a 5-0 vote.

**New Business, Continued**

- B. **IDP Updates-** Director Kobe reported that the NCARB Board approved modifications to IDP which will go into effect on December 16, 2013. Modifications include the elimination of the employment duration requirement and changing the eligibility date requirement to a high school diploma or GED.
- C. **Audit-** The entire Board has received their copy of the most recent financial Audit.
- D. **All Clear ID-** The November 5<sup>th</sup> mail was lost. All Clear credit protection will be offered in the event a person's confidential personal information was compromised.
- E. **Rules**
- i. **Five Year Rule Review-** Director Kobe will bring the rules that will be up for review in late 2014 to the January meeting. Current rules will be sent out for public comment.
  - ii. **Military Licensing-** HB 98 created expedited licensing for military personnel and their spouses while on active duty. Some new rules will need to be written.
  - iii. **Emeritus Fee-** On motion by Mr. Fluker, second by Mr. Bowen, the Board voted to eliminate fees for Emeritus licensees. Motion passed by 5-0 vote.

4. **OLD BUSINESS-**

A. **SB 68-** The bill has been voted out of Senate. Two hearings have been held in the House. It is likely that it will be voted out of House before Christmas. The bill will go back to the Senate for concurrence with the House amendments. The amendments add language regarding the transition of dates for the Landscape Architect renewal period.

5. **REPORTS**

- A. **Executive Director-** NCARB issued a press release on the Licensure Task Force. NCARB established an in-house task force to recommend options to streamline and/or overhaul IDP. The NCARB board will be voting on changes to the ARE at the December meeting.

Columbus

November 26, 2013

- B. ~~AIA~~- Jud Kline was in attendance. Thanked the Board for allowing him to represent AIA at our meetings this year. Michael Schuster will be replacing him next year. KSU is good place to initiate a professional education program.

Kline outlined the outcomes of the 2013 AIA Ohio Board Retreat:

Group 1 - AIA Ohio ARE Study Program - a task force will research current ARE study programs in Ohio and propose a program for the AIA Ohio board to consider. The proposal will include the logistics and planning of providing a statewide speakers' bureau include incentives for passing all divisions within a given time. Eric Pempus is the champion volunteer.

Group 2 - Make a Difference Program -a team from AIA Ohio to visit each school periodically to present to students the profession's expectations (firm, licensure, advocacy within the community) once they leave school and enter the profession. Include representatives from different aspects of the profession (EP, small firm, large firm, etc.). May include a video component that would start discussion with students. Brad Garmann and Jud Kline are the champion volunteers.

Group 3 - Getting the Word Out - this group will contact marketing professionals at AIA National to see what tools are available for components to use to promote the profession in a public manner. Fund and find (via RFP) a marketing firm to help push out achievements and projects by members and member firms. Gregg Strollo is the Champion volunteer.

Group 4 - Collegiality - Bringing inspiration to members and getting the members to seek it out at the 2014 AIA National convention in Chicago. Utilize chapter newsletters and social media to ask members, "What inspires you?" Create on-demand webinars (AIA branded) which include a promotion for upcoming AIA events. Promote and coordinate buses to Chicago for the convention. Steve Shrake is the champion volunteer.

- C. ~~NCARB/Region 4~~ Steve Sharp reported that the 2013 NCARB Region 4- Educators/Member Board Member Symposium in Minneapolis, MN on October 19<sup>th</sup> was a huge success. The primary topic was shortening the path to licensure.

5. **ENFORCEMENT.**

Mr. Bowen moved the Board go into executive session, pursuant to Ohio Revised Code section 121.22 (G) 3, for the purpose of discussing pending or imminent litigation and personnel matters. Mr. Sharp seconded the motion that passed on a roll call vote as follows:

Mr. Sharp	Yes
Mr. Bowen	Yes
Mr. Fluker	Yes
Mr. Fleischman	Yes
Mr. Rademacher	Yes

The Board returned to regular session at 11:37 AM.

A. **Settlement Agreements-**

- 1) **File #2013-42: Kevin P. Guigou, Cert. No. 8252-** On motion by Mr. Bowen, second by Mr. Sharp, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 5-0 vote.
- 2) **File #2013-44: Timothy Lai, Cert. No. 14111-** On motion by Mr. Bowen, second by Mr. Sharp, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 5-0 vote.
- 3) **File #2013-45: Lawrence D. D'Amico, Cert. No. 7183-** On motion by Mr. Fluker, second by Mr. Sharp, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 5-0 vote.
- 4) **File #2013-46: Henry Penttila, Cert. No. 5926-** On motion by Mr. Bowen, second by Mr. Fluker, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 5-0 vote.
- 5) **File #2013-47: William R. Hotz, Cert. No. 7047-** On motion by Mr. Fluker, second by Mr. Bowen, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 5-0 vote.

**B. New Cases**

- 1) **File No. 2013-48: Patrick B. Madden, Cert. No. 11564-** On motion by Mr. Sharp, second by Mr. Bowen, the Board voted to issue a charge letter and offer a Settlement Agreement and \$2,000 fine and completion of deficient CE and NCARB Ethics course. Motion passed by a 5-0 vote.
- 2) **File No. 2013-49: Julia E. Steigerwald, Cert. No. 10796-** On motion by Mr. Fluker, second by Mr. Sharp, the Board voted to issue a charge letter and offer a Settlement Agreement and \$1,500 fine and NCARB Ethics course. Motion passed by a 5-0 vote.
- 3) **File No. 2013-50: Warren D. Hubbard, Cert. No. 7479-** On motion by Mr. Sharp, second by Mr. Fluker, the Board voted to close the case. Motion passed by a 5-0 vote.
- 4) **File No. 2013-51: Russell R. Culp, Cert. No. 10674-** On motion by Mr. Fluker, second by Mr. Bowen, the Board voted to issue a charge letter and offer a Settlement Agreement and \$1,000 fine and NCARB Ethics course. Also issue a Warning Letter for contacting the Board privately. Motion passed by a 5-0 vote.
- 5) **File No. 2013-52: Gregory S. Goertler, Cert. No. 6300-** On motion by Mr. Sharp, second by Mr. Rademacher, the Board voted close the case. Motion passed by a 5-0 vote.
- 6) **File No. 2013-53: Othelda A. Spencer, Cert. No. 6342-** On motion by Mr. Fluker, second by Mr. Sharp, the Board voted to issue a charge letter and offer a Settlement Agreement and \$500 fine and NCARB Ethics Course. Motion passed by a 5-0 vote.
- 7) **File No. 2013-54: Brett R. Moses, Cert. No. 13829-** On motion by Mr. Sharp, second by Mr. Rademacher, the Board voted to issue a charge letter and offer a Settlement Agreement and \$1500 fine, complete deficient CE and NCARB Ethics Course. Motion passed by a 4-0 vote. Mr. Fluker abstained.
- 8) **File No. 2013-55: Larry A. Miller, Cert. No. 7389-** On motion by Mr. Sharp, second by Mr. Rademacher, the Board voted to issue a charge letter and offer a Settlement Agreement and \$750 fine and NCARB Ethics Course. Motion passed by a 5-0 vote.

## New Cases Continued

- 9) **File No. 2013-56: Kip Deaton, Structure-** This case was tabled.
- 10) **File No. 2013-57: Joseph A. Hollis, BVJ Consultants-** On motion by Mr. Sharp, second by Mr. Rademacher, the Board voted to issue a warning letter and close the case. Motion passed by a 5-0 vote.
- 11) **File No. 2013-58: David W. Craun, Cert. No. 14795-** On motion by Mr. Fluker, second by Mr. Bowen, the Board voted to issue a charge letter and offer a Settlement Agreement and \$500 fine, completion of deficient CE, and NCARB Ethics Course. Motion passed by a 5-0 vote
- 12) **File No. 2013-59: Marc J. Ciccarelli, Cert. No. 10238-** On motion by Mr. Fluker, second by Mr. Bowen, the Board voted to issue a charge letter and offer a Settlement Agreement and \$750 fine and NCARB Ethics Course. Motion passed by a 5-0 vote
- 13) **File No. 2013-60: Tom Stimmel, Settle-Muter Electric-** On motion by Mr. Sharp, second by Mr. Fluker, the Board voted to issue a Warning letter and and close the case. Motion passed by a 5-0 vote
- 14) **File No. 2013-61: William M. Mason, Cert. No. 10614-** On motion by Mr. Bowen, second by Mr. Fluker, the Board voted to issue a charge letter and offer a Settlement Agreement and \$1500 fine, completion of deficient CE hours, and NCARB Ethics Course. Motion passed by a 5-0 vote
- 15) **File No. 2013-62: Phillip T. Markwood, Cert. No. 3788-** On motion by Mr. Fluker, second by Mr. Bowen, the Board voted to issue a charge letter and offer a Settlement Agreement and \$1500 fine and NCARB Ethics Course. Motion passed by a 5-0 vote

C. 2<sup>nd</sup> Review Case-

1. **File No. 2013-37: Jeffrey Pierce, Cert. No. 8298-** On motion by Mr. Sharp, second by Mr. Bowen, the Board voted to waive the fee, ask for medical exemption for next year, then close the case. Motion passed by a 5-0 vote.

Columbus

November 26, 2013

## D. Hearing Deliberation

- 1) **File #2013-14: Bertram C. Alexander, Cert. No. 12431:** On motion by Mr. Bowen, second by Mr. Fluker and passed on a roll call vote as follows:
- |                |     |
|----------------|-----|
| Mr. Fleischman | yes |
| Mr. Bowen      | yes |
| Mr. Fluker     | yes |
| Mr. Sharp      | yes |
| Mr. Rademacher | yes |

The Board voted to accept the Statement of Facts, Conclusions of Law, and to modify the Recommendation to decrease the fine to \$1,000. Allow 90 days to pay.

- 2) **File #2013-24: Jerry L. Peifer, Cert. No. 7524:** On motion by Mr. Bowen, second by Mr. Fluker and passed on a roll call vote as follows:
- |                |     |
|----------------|-----|
| Mr. Fleischman | yes |
| Mr. Bowen      | yes |
| Mr. Fluker     | yes |
| Mr. Sharp      | yes |
| Mr. Rademacher | yes |

The Board voted to accept the Statement of Facts, Conclusions of Law, and to modify the Recommendation to decrease the fine to \$1,000. Allow 90 days to pay.

The Board watched the 30 minute Human Trafficking video.

6. ADJOURNMENT.

Mr. Fleischman moved the meeting be adjourned at 12:19 PM. Mr. Bowen seconded the motion which passed by a 5-0 vote.

---

Richard J. Fleischman, President

---

Richard L. Bowen, Secretary