

New Jersey State Board of Architects

February 28, 2002

Public Session Minutes

I CALL TO ORDER

The regularly scheduled meeting of the Board was called to order at 9:40 am in the Union Conference Room on the third (3rd) floor at 124 Halsey Street, Newark, New Jersey.

PARTICIPANTS	PRESENT	ABSENT	EXCUSED
President Frederick Kniesler, CLA	(X)	()	()
Vice President Howard Horii, RA	(X)	()	()
Board Member Barbara Brandon	(X)	()	()
Public Member			
Board Member Paul DeMassi, RA	(X)	()	()
Board Member Bernard Kellenyi, RA	(X)	()	()
Board Member Vivian G. Lopez, Esq.	(X)	()	()
Government Member			
Board Member Janice M. Mintz	(X)	()	()
Public Member			
Board Member Jeanne Perantoni, RA	(X)	()	()
Board Member Kyu-Jung Whang, RA	(X)	()	()

OTHERS PRESENT: James S. Hsu, Executive Director, NJ Board of Architects; Shirley Passow, Deputy Attorney General; Margaret Hinkley, Secretary to the Executive Director, and Tom Dolan, Board of Architects.

II OPEN PUBLIC MEETINGS ACT

The statement required by Chapter 231, public laws of 1975, the "Open Public Meetings Act," was read and it was announced that notice of this meeting was prepared in the office of the Board of Architects and mailed to the Secretary of State, the Newark *Star-Ledger*, the Trenton *Times*, the Camden *Courier-Post*, the *Record* and the Atlantic City *Press*.

III APPROVAL OF MINUTES

February 14, 2002

Correction - Page 3 under Old Business Correspondence - more clarification was noted as to the discussion between Mr. Burnley and the Board. In particular, the Board requested Mr. Burnley should use graphics that relate to his firm/practice. The Board also questioned whether Mr. Burnley had permission to use the photos from projects done while employed at the firm of Design Collaborative. Mr. Burnley state he had initially.

ACTION: Mr. Whang motioned to approve the minutes as corrected. Mr. Kellenyi seconded the motion. Ms. Mintz abstained. Motion passed.

IV ANNOUNCEMENTS

Mr. Kniesler welcomed new Board Member, Janice Mintz to the Board. Ms. Mintz stated she was happy to be on the Board and she looked forward to working with the Board Members.

It was announced that only one investigative inquiry will be held today at 10 am pertaining to ITEM NO. 01-09-02.

Executive Director Hsu announced the following:

- DAG Sharon Joyce, Acting Director of Consumer Affairs, may stop by to visit the Board.
- Bill S-102 was introduced and referred to Senate Commerce Committee on January 8, 2002 and on February 21, 2002 it was reported 2nd Reading.

Mr. Horii announced that the Centennial Celebration for the Board of Architects will be held on June 13, 2002, at the Newark Club. A panel discussion and the distribution of certificates to newly licensed New Jersey Architects will take place.

V OLD BUSINESS

A Correspondence

1 On December 13, 2001, the Board reviewed a letter dated December 5, 2001, from Alex Garcia, who is formally requesting a ruling in accordance with Section 45:4B. The Economic Development Authority (EDA) has advertised for professional services for 3 school health and safety projects in Paterson, NJ, and has informed Mr. Garcia's firm that if they "submit a proposal request as an architectural firm, the proposal will automatically be dismissed because EDA has advertised these 3 projects as requiring an engineering lead for the projects." DAG Passow advised the Board that she and Sandra Y. Dick, DAG, spoke with people from the Economic Development Authority (EDA), who seemed surprised there are rules that state Architects can do projects under the E-Use group classification as stated in N.J.A.C. 45:4B-7. Board office to acknowledge receipt of Mr. Garcia's letter and advise that the Board is looking into this matter. DAG Passow is to draft a letter to EDA advising the Board's position for Board review at next meeting. On January 24, 2002, the Board reviewed another copy of Mr. Garcia's letter as well as a draft letter from DAG Passow addressed to the NJ Economic Development Authority, which the Board accepted and requested that the Executive Director issue the letter on Board letterhead. On February 14, 2002, the Board reviewed a copy of a letter dated January 31, 2002, from Alex Garcia advising the board of more information regarding the NJEDA. Also distributed was a copy of the letter sent by the Board to Karen Franzini for information. Mr. Kniesler advised the Board that Andrew Yosha, from NJ Economic Development Authority, contacted him regarding the Board's letter and requested to set up a meeting with the Board to discuss the matter further.

2/28/02 Letter dated February 14, 2002 from Andrew Yosha, Director, Contract Procurement & Administration for NJ EDA as well as a copy of the Board's letter addressed to Caren Franzini, Executive Director, EDA, are attached for Board review.

ACTION: Duly noted.

VI NEW BUSINESS

A. Legislation

1 A-1752 Permits certain licensed individuals, when advertising, to use their legal names, maiden names or nicknames under certain circumstances.

ACTION: Duly noted.

2 S-1089 - Allows inactive licensees to complete required continuing education at any time prior to reactivating license.

ACTION: Mr. DeMassi motioned to support this bill. Mr. Horii seconded the motion. It was unanimously approved.

B. Information

1 Memo dated February 7, 2002, from Sharon M. Joyce, Acting Director, Division of Consumer Affairs, pertaining to Uniform Penalty Resolution.

ACTION: Duly noted.

2 Candidates for NCARB Offices

- Melinda E. Pearson, Architect from Nebraska, she is a candidate for Second Vice President, NCARB.
- Robert E. Luke, Architect from Mississippi, he is a candidate for Treasurer of NCARB.

ACTION: Duly noted.

3 Memo dated February 19, 2002, from Anthony Miragliotta, Deputy Director, regarding Board member recusal.

ACTION: Duly noted.

VII REVIEW OF APPLICATIONS

A. Direct Applications for Reciprocal Licensure

The following individual/s applied for reciprocity based on a license held in another state and submits construction documents to document five years of responsible practice.

Ronald Chlebana

ACTION: Mr. Whang moved to obtain letter from Mr. Chlebana's employer about the work he did on the projects submitted for review. Ms. Perantoni seconded the motion and recommended getting letters from the employer should be part of a new policy when requesting five projects from applicants for reciprocity. It passed unanimously.

VIII PUBLIC COMMENTS

Seeing no one present from the public, Mr. Kniesler proceeded to the next item on the agenda.

IX EXECUTIVE SESSION

At 10:25 am, Mr. DeMassi motioned to go into Executive Session for the purposes of reviewing background information for the inquiry scheduled for today as well as the executive session minutes and other disciplinary matters before the Board. Ms. Mintz seconded the motion. It passed unanimously.

X NEXT MEETINGS

March 14, 2002 Regular Meeting Union Conference Room

March 28, 2002 Regular Meeting Union Conference Room

XI ADJOURNMENT

At 2:30 pm Ms. Lopez motioned to adjourn the meeting. Mr. Kellenyi seconded the motion. It was unanimously approved.

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