

MINUTES

NEW JERSEY STATE BOARD OF ARCHITECTS

March 25, 2004

Public Session

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 Kyu-Jung Whang, RA	(X)	()	()
Vice President Paul DeMassi, RA	(X)	()	()
Board Member Alex Garcia, RA	()	()	(X)
Board Member Diane Gote`	(X)	()	()
Board Member Howard Horii, RA	(X)	()	()
Board Member Bernard Kellenyi, RA	(X)	()	()
Board Member Frederick Kniesler, CLA	(X)	()	()
Board Member Janice M. Mintz	(X)	()	()
Public Member			
Board Member Albert Zaccone, RA	(X)	()	()
Board Member Vacant - Government Member			
Board Member Vacant - Public Member			

OTHERS PRESENT: Michelle Albertson, Deputy Attorney General; James S. Hsu, Executive Director; Margaret Hinkley, Secretary to the Executive Director, and staff members Jacquilline Folkes and Joseph Abello of the 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

March 11, 2004

Revised page 6 was distributed to all members for review.

ACTION: Mr. DeMassi motioned to approve the minutes as revised. Mr. Zaccone seconded the motion. The motion passed unanimously.

IV ANNOUNCEMENTS

Executive Director announced the following:

- 11 am - Investigative inquiry scheduled pertaining to ITEM NO. 25079.
- Updated the Board as to the number of active licensees as of the July 2003 renewal. 2895 are New Jersey resident architects; 4434 are out-of-state architects; 116 inactive licensees are New jersey residents and 671 inactive licensees are out-of-state architects.
- Updated the Board on the mailing of 500 Certificate of Authorization applications , as a result of the recently mailed letter from the Board.
- Staff meeting held whereby the staff was advised of knowledge sharing, open communications, discrimination and prejudice as well as harmony in the workplace.

Mr. Kellenyi announced that Regional Elections this year are important. New Jersey has not had a Regional Officer for a long time. New Jersey delegates should make a serious effort to have a New Jersey member nominated for a regional office, then work to get him elected. We now have Architect members Kyu-Jung Whang and Paul DeMassi who are potential candidates for a regional office. A memo from Lenore Lucey, FAIA, pointed out the Bylaws that govern election to NCARB office. Specifically, Article VIII - Officers, Section 2 Qualification and Limitations, state that in order to be eligible for elective office in the Council a person shall be: A. A citizen of the United States and, B. At the time of election; serving either (i) as a member of the Council Board of Directors or (ii) as a member of a Member Board and etc. We can only elect a person who is presently on a Member Board and our current president is not a member of his Board and therefore is not eligible.

V OLD BUSINESS

No business was discussed.

VI NEW BUSINESS

A Landscape Architect Evaluation and Examination Committee

January 14, 2004 minutes

ACTION: Mr. DeMassi motioned to accept the minutes as presented. Mr. Zaccone seconded the motion. The motion passed unanimously.

B Information

NCARB News Clips dated March 16, 2004, announcing the release of ARE Version 3.0 affecting delivery of multiple-choice division score reports is attached for Board information.

ACTION: Duly noted.

C Correspondence

On March 11, 2004, the Board reviewed a March 8, 2004, letter from Kevin Furman, General Counsel for NVR, Inc., (a homebuilder doing business in New Jersey under the trade name of Ryan Homes) seeking the Board's guidance whether NVR, Inc./Ryan Homes is required to obtain a certificate of authorization. The Board determined to have DAG Albertson prepare a letter advising that the Board has determined that NVR, Inc. is required to obtain a Certificate of Authorization pursuant to N.J.S.A. 45:3-18 which provides that a corporation offering to provide architectural services in New Jersey must obtain a Certificate of Authorization. Inasmuch as NVR, Inc. employs architects licensed in New Jersey who prepare plans for homes to be built for consumers, which is an architectural service. Also enclose an application for a Certificate of Authorization.

3/25/04 Letter dated March 22, 2004, from Kevin Furman, General Counsel for NVR, Inc., requesting the Board reconsider its decision to require NVR, Inc. to obtain a certificate of authorization.

ACTION: After much discussion, Ms. Mintz motioned to have DAG Albertson prepare a letter advising NVR, Inc., that based on current statutes a Certificate of Authorization is not required. Mr. Kniesler seconded the motion. Mr. Horii amended the motion to include: as long as they do the work for themselves. Ms. Mintz and Mr. Kniesler both accepted the amendment. Mr. Zaccone, Mr. Whang, and Mr. DeMassi opposed the motion. Motion carried.

VII REVIEW OF APPLICATIONS

No business was discussed.

VIII PUBLIC COMMENTS

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

IX EXECUTIVE SESSION

At 11:30am, Mr. DeMassi motioned to go into executive session for the purposes of reviewing the disciplinary matter scheduled for an inquiry today and to continue with the executive session agenda at the conclusion of the inquiry. Mr. Kniesler seconded the motion. It passed unanimously.

X NEXT MEETINGS

April 8, 2004 Regular Meeting Union Room - 3rd Flr

April 22, 2004 Regular Meeting Hudson Room - 6th Flr.
Investigative Inquiry scheduled ITEM NO. 25141

XI ADJOURNMENT

At 3 pm Mr. Zaccone motioned to adjourn the meeting inasmuch as all business was discussed. Mr. Horii seconded the motion. It passed unanimously.