

MINUTES

NEW JERSEY STATE BOARD OF ARCHITECTS

June 14, 2012

Public Session

I CALL TO ORDER

The regularly scheduled meeting of the Board was called to order at 9:03 am in the Union Conference Room on the third (3rd) floor at 124 Halsey Street, Newark, New Jersey.

| PARTICIPANTS | | PRESENT | ABSENT | EXCUSED | |
|----------------|------------------------|---------|--------|---------|-----|
| President | Albert Zaccone, RA | (X) | () | () | |
| Vice President | Michael G. Soriano, RA | (X) | () | () | |
| Board Member | Obiora Agudosi, RA | (X) | () | () | |
| Board Member | Diane Goté, CID | (X) | () | () | |
| Board Member | Kishor Y Joshi, RA | (X) | () | () | |
| Board Member | Arthur F Margiotta, RA | (X) | () | () | |
| Board Member | Louis J Mraw | () | () | (X) | |
| | Government Member | | | | |
| Board Member | Nicholas J. Netta, RA | | (X) | () | () |
| Board Member | Richard Picatagi, LLA | (X) | () | () | |
| Board Member | Anna C. Young, LLA | (X) | () | () | |
| Board Member | Architect Member | | | | |
| Board Member | Vacant - Public Member | | | | |
| Board Member | Vacant - Public Member | | | | |

OTHERS PRESENT: B. Michelle Albertson, Deputy Attorney General; Charles Kirk, Acting Executive Director of Board of Architects; Margaret Hinkley, Secretary to Executive Director of the Board of Architects; Joseph Abello III and Beverly Rankin both 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

May 10, 2012

ACTION: Mr. Joshi motioned to approve the minutes as presented. Mr. Soriano seconded the motion. It passed unanimously.

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IV ANNOUNCEMENTS

Mr. Zaccone distributed a copy of the Regional Director's message from the AIA newsletter for the Board's information.

Mr. Zaccone also announced that the NCARB Annual Meeting in Minneapolis is next week. He will be attending as a representative of Region II, Mr. Soriano and Mr. Margiotta will be attending on behalf of the Board and Charles Kirk will be attending the Executive Directors meeting.

V OLD BUSINESS

No business was discussed

VI NEW BUSINESS

A Legislation

The following bill is attached for Board review:

- I A-2882 - Requires professional boards to provide waivers or exemptions from requirements for licensure for veterans with substantially equivalent training.

6/14/12 Elizabeth Greenblatt, Regulatory Analyst, Division of Consumer Affairs met with the Board.

ACTION: Elizabeth Greenblatt, Regulatory Analyst, Division of Consumer Affairs, informed the Board that the Division is aware of the concerns of some of the Boards. This bill has a lot of support and has already passed the assembly. Mr. Agudosi motioned to oppose the legislation inasmuch as the Board already has a substantially equivalent regulation. Also the bill does not contain information as to the length of time served in the military and/or how long ago the individual served in the military (does this cover past war / conflicts). Mr. Joshi seconded the motion. It passed unanimously.

- ii S-121 - Enhances protections for new homebuyers.

Also attached for board review is are copies of two letters dated April 19 and April 22, 2012 from John F. Mann, PE, pertaining to Senate Bill 121 and problems with design and construction of basement foundation walls. At the May 10th meeting, Mr. Zaccone requested Messrs. Margiotta and Netta will the bill and submit comments for the full board's consideration at the June meeting. The also determined to forward the bill to Elizabeth Greenblatt, Regulatory Analyst, for review and invite her to the June meeting to discuss the board's comments.

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ACTION: Mr. Netta motioned that the Board generally supports the bill however the words “faulty design” should be stricken from the home warranty bill inasmuch as architects are regulated by the Board and civil remedies already exist for the consumer with regard to architects. Mr. Joshi seconded the motion. It passed unanimously.

B Regulation

Copy of the adopted rules N.J.A.C. 13:45C-2 and 3 Division of Consumer Affairs Uniform Regulations is attached for Board information.

ACTION: Duly noted.

C Correspondence

- 1 NCARB Resolutions to be acted upon at the 2012 Annual Meeting:
 - Resolution 2012-01 - Bylaws Amendment - Voting Delegates
 - Resolution 2012-02 - Bylaws Amendment - Removal of Directors and Officers
 - Resolution 2012-03 - Bylaws Amendment - Miscellaneous
 - Resolution 2012-04 - Bylaws Amendment - Clarifying Board Approval of Committee Charges
 - Resolution 2012-05 - Bylaws Amendment - Membership Dues
 - Resolution 2012-06 - Bylaws Amendment - Changing “Regional Conferences” to “Regions”
 - Resolution 2012-07 - Legislative Guidelines, Model Law and Model Regulations Amendment - Broadening Legislative Guideline III to Include Misconduct in Connection with the ARE and IDP
 - Resolution 2012-08 - Rules of Conduct and Legislative Guidelines, Model Law and Model Regulations Amendments - Broadening Model Regulation and the Rules of Conduct to include Verification of Qualifications in Connection with the Intern Development Program
 - Resolution 2012-09 - Handbook for Interns and Architects Amendment - Addition of Canadian Education Evaluation Alternative
 - Resolution 2012-10 - Handbook for Interns and Architects Amendment - Correction of Canadian Intern Architect Program Reference
 - Resolution 2012-11 - Handbook for Interns and Architects Amendment - Correction to the Canadian Examination Requirement
 - Resolution 2012-12 - Handbook for Interns and Architects Amendment - Correction of Canadian Equivalency Requirements

ACTION: Mr. Margiotta motioned to authorize the delegates to vote on the resolutions based on information discussed at the meeting. Mr. Agudosi seconded the motion. It passed unanimously.

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- 2 Copy of a letter from Paul Smith, of P' in E' Landscape Planning, requesting the Board's interpretation of the law (N.J.S.A. 45:3A-2, 5b) regarding landscape designers verses landscape architects is attached for board review.

ACTION: Ms. Young motioned to advise Mr. Smith that in accordance with N.J.S.A. 45:3A-1 et.seq which provides that an unlicensed person may prepare landscaping plans where government review or government approval is not required. There is no distinction made between residential and/or commercial work. Thus if landscaping plans for residences require government review or government approval then it must be prepared by a New Jersey license landscape architect or other licensed professional as permitted by law. Mr. Picatagi seconded the motion. It passed unanimously.

- 3 Copy of an e-mail from Kathy Hillegas of NCARB, regarding the proposed NCARB Program Modifications for Member Board Comment. Proposed modifications to Academic Internships and Experience Setting S - Supplemental Experience (Construction Work). Also a copy of an e-mail from Michael Soriano regarding above memo with attachment of page 10 from the IDP Guidelines document.

ACTION: Mr. Soriano motioned to support both amendments. Mr. Joshi seconded the motion. It passed unanimously.

- 4 Copy of an e-mail question from Laura Knott requesting whether a historic landscape report can be prepared by an architect is attached for board review.

ACTION: Mr. Picatagi motioned to send a letter advising that the board cannot make a determination without more specific detailed information as to the project. Ms. Young seconded the motion. It passed unanimously.

- 5 Copy of a letter dated May 21, 2012 from Jerome Eben, AIA, advising the board of his dissatisfaction with the outcome of the Modersohn matter.

- 6 Copy of a second letter dated May 26, 2012, from Jerome Eben, AIA, advising the board of his dissatisfaction with the outcome of the Modersohn matter.

ACTION: Subsequent to reviewing the information submitted, Mr. Picatagi motioned to acknowledge his letters and advise that the matter is closed. However, if he has new information to present to the board, the board will review it. Mr. Joshi seconded the motion. It passed unanimously.

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D Landscape Architect Continuing Education Course review report

APPROVE

- 1 Transit Oriented Development in the NY Metro Region: Panel & Workshop - April 5, 2012 – 2 hours
- 2 High Performance Landscapes: Think Globally, Design Locally, Qualify the Benefits - April 27, 2012 – 4 hours
- 3 LATIS Landscape Architecture Technical Information Series - March 26, 2012 – 5 hours
- 4 2011 Long Island Horticulture Conference - January 28, 2011 – 2 hours
- 5 Low Impact Development - August 28, 2012 – 6 hours

DENY

- 1 You Cannot Fool Mother Nature but You can Understand Her: A Lecture by James Urban - April 5, 2012 – *Appears to be geared toward Planners and Architects not Landscape Architects*
- 2 Program on Negotiation for Senior Executives - December 5, 2011 – *Seminar time schedule not defined clearly. Although beneficial to business, the topics are too general*
- 3 Stormwater Pollution Prevention Plan (certified preparer course) - *This is solely to instruct inspectors - not design related*

ACTION: Mr. Picatagi motioned to accept the recommendations for the courses as noted above. Mr. Joshi seconded the motion. It passed unanimously.

E Meeting dates for 2013 Calendar year

| | |
|-------------------|--------------------|
| January 10, 2013 | June 13, 2013 |
| February 14, 2013 | July 11, 2013 |
| March 14, 2013 | September 12, 2013 |
| April 11, 2013 | October 10, 2013 |
| May 9, 2013 | November 14, 2013 |
| | December 12, 2013 |

ACTION: Mr. Soriano motioned to approve the above meeting dates for 2013. Ms. Goté seconded the motion. It passed unanimously.

F Interior Design Examination and Evaluation Committee

March 5, 2012 minutes

ACTION: Ms. Goté motioned to approve the Interior Design Committee minutes as presented. Mr. Soriano seconded the motion. It passed unanimously.

VII REVIEW OF APPLICATIONS

A. Applications for Licensure by Credentials

The following individuals have applied for licensure by credentials, have met board requirements and are recommended for licensure: * - NCARB Council Record Holder

| | | |
|----------------------|---------------------|--------------------------|
| Hillier, Barbara A | Polucci, Thomas* | Vndeloecht, Louis W.* |
| Robertson, Monica A* | Albert, James F* | Shea, Nathaniel W.* |
| Matveiev, Sergei C* | MontAlto, Thomas P* | Wagner, Adam L* |
| Toner, Ian M* | Baker, Bradley T* | Guarriello, Henry J. Jr* |
| Moon, Yooseung R* | Liu, Peggy W* | Tamaccio, Laurence* |
| Duncan, Gregory T* | Dillenberg, Mark A* | Leblang, Mark* |
| Potts, Stephan K* | Minnerly, Lee C* | Bhatti, Khalid* |
| Towarnicki, Meryl A | Cold, Stephen R.* | Cogan, Paul C* |
| Frankel, Gary S* | Frankel, Jeffrey I | Drinkwater, Brook |
| Pilgreen, Martha A | Monk, Judith S | Chamberlain, Joel G |
| Martin, Michael* | | |

ACTION: Mr. Margiotta motioned to approve of the above individuals for licensure by credentials. Mr. Netta seconded the motion. It passed unanimously.

BOARD REVIEWED
Spencer, Richard K

ACTION: Subsequent to reviewing the information submitted, Mr. Joshi motioned to approve of the above individuals for licensure by credentials. Mr. Margiotta seconded the motion. It passed unanimously.

B. Applications for Examination

The following applicant/s applied for admission to the Architectural Registration Examination and are recommended by staff:

| | | |
|-------------------|-----------------------|-------------|
| Val C. DiGiacinto | Renuska Z. Papalexiou | Julie Y Lee |
| Pietro Rosato | | |

ACTION: Mr. Margiotta motioned to approve for the above individual to take the Architectural Registration Examination. Mr. Joshi seconded the motion. It passed unanimously.

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BOARD REVIEWED
Patrick A Farmer

Arthur J Chew III, PE

ACTION: Subsequent to reviewing the information submitted, Mr. Margiotta motioned to approve the above individuals to take the Architectural Registration Examination. Mr. Soriano seconded the motion. It passed unanimously.

C Licensure by Examination

The following applicant/s have completed all Divisions of the Architectural Registration Examination and are submitted to the Board for licensure:

Kathryn S. Colburn
Kristina Melo++

Timothy Hogan
Santiago Torres

Abdessami Houari

++ waiting for updated application forms

ACTION: Mr. Margiotta motioned to license to the above individuals, except Kristina Melo, inasmuch as they have completed the Architectural Registration Examination. Mr. Netta seconded the motion. It passed unanimously.

D Certificate/s of Authorization

1 DAVIES TANG AND TOEWS, LLC
20 Jay Street - #906
Brooklyn NY 11201

Architecture

Responsible Architect: H. Frederick Tang - License #AI018912

Summary: This application for a Certificate of Authorization to offer architectural services only is submitted by two New Jersey licensed architects who own 66 2/3% of the shares in business with an unlicensed individual who owns 33 1/3% of the shares. This application appears to comply with statutory requirements.

2 TECHTON, LLC
345 Boulevard
Hasbrouck Heights NJ 07604

Architecture

Responsible Architect: Tomasz P. Adach - License #AI018110

Summary: This application for a Certificate of Authorization to offer architectural services only is submitted by a New Jersey licensed architect who owns 100% of the shares. This application appears to comply with statutory requirements.

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- 3 MICHAEL R. LISOWSKI ARCHITECTURE, LLC** **Architecture**
116 Chambers Street - 4th Flr
New York NY 10007

Responsible Architect: Michael R Lisowski - License #AI016236

Summary: This application for a Certificate of Authorization to offer architectural services only is submitted by a New Jersey licensed architect who owns 100% of the shares. This application appears to comply with statutory requirements.

- 4 AK ARCHITECTURE LLC** **Architecture**
15 William Street
Little Ferry NJ 07643

Responsible Architect: Anwar A Alkhatib - License #AI019040

Summary: This application for a Certificate of Authorization to offer architectural services only is submitted by a New Jersey licensed architect who owns 100% of the shares. This application appears to comply with statutory requirements.

ACTION: Mr. Margiotta motioned to issue Certificates of Authorization to the above four firms. Mr. Picatagi seconded the motion. It passed unanimously.

- 5 PIERCE GOODWIN ALEXANDER & LINVILLE, INC.** **Architecture**
3131 Briarpark Drive
Houston TX 77042

Responsible Architect: Jeffrey P. Gerber - License #AI014763

Summary: This application for a Certificate of Authorization to offer architectural services only is submitted by three New Jersey architects who own 81.30% of the shares in business with 26 unlicensed individuals who own 18.70% of the shares. This application appears to comply with statutory requirements. On April 12th, the Board unanimously voted to send a letter requesting the total number of shares this company has; the total number of shares issued and the breakdown for all members listed; and the total number of shares outstanding. On May 10th the Board reviewed response letter pertaining to the shares issued and breakdown for all members listed. The Board unanimously voted to send a letter advising that it still appears that Pierce Goodwin Alexander & Linville, Inc has not complied with N.J.A.C. 13:27-4.8. Also request information as to what "treasury stock" indicates and the percentage owned by licensed individuals.

6/14/12 Response letter from Beth Funk, CFO, is attached for Board review.

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ACTION: Mr. Margiotta motioned to request they complete an application form with the correct number of shares. Mr. Picatagi seconded the motion. It passed unanimously.

VIII LANDSCAPE ARCHITECT APPLICATION REVIEW

A Initial Licensure by examination: LARE taken

The following individuals submit completed applications for licensure inasmuch he has already completed the Landscape Architect Registration Examination (LARE) and is recommended for licensure. * - CLARB Council Record Holder

Robinson, Benjamin

ACTION: Mr. Picatagi motioned to license Mr. Robinson who has complied with the requirements for licensure. Mr. Margiotta seconded the motion. It passed unanimously.

BOARD REVIEWED

Marc P Richardson*+ On May 10th, the Board tabled until the next meeting.

ACTION: The Board determined to table this matter and request additional information.

B Licensure without examination:

The following individuals submit completed applications for licensure without examination and are recommended for licensure. * - CLARB Council Record Holder

Koth, James G.*

ACTION: Ms. Young motioned to license Mr. Koth who has complied with the requirements for licensure. Mr. Picatagi seconded the motion. It passed unanimously.

C Certificate/s of Authorization

DEWBERRY ENGINEERS INC.

200 Broadacres Drive - Ste 410

Bloomfield NJ 07003

Responsible Landscape Architect: Anna C Young - License #AS000095

Landscape Architecture

ACTION: Ms. Young recused herself from voting on this matter. Mr. Picatagi motioned to issue Certificates of Authorization to Dewberry Engineers, Inc. Mr. Joshi seconded the motion. Motion carried.

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IX CLOSED CASES

The Board closed the following case at today's meeting:

- 1 ITEM NO. 83922 - JENKINS, Joel E. - AI009980

X PUBLIC COMMENTS

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

XI EXECUTIVE SESSION

Mr. Picatagi motioned to go into executive session to review the minutes and other matters on the executive session agenda. Mr. Joshi seconded the motion. It passed unanimously.

XI NEXT MEETINGS

| | | |
|--------------------|---|------------------------------------|
| July 12, 2012 | Regular Meeting Reorganization of Officers | Union Room - 3 rd Floor |
| | No August Meeting | |
| September 13, 2012 | Regular Meeting | Union Room - 3 rd Floor |

XII ADJOURNMENT

The meeting adjourned at 2pm.