

Columbus

January 17, 2014

The meeting was called to order at 9:08 AM by Richard Fleischman in the Board Room on the 31st Floor of the Riffe Center.

1. ATTENDANCE AND ANNOUNCEMENTS.

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

Guests- Michael Schuster, AIA

On motion by Mr. Fleischman, second by Mr. Bowen, the following slate of officers was elected for 2014. Motion passed by a 4-0 vote.

ELECTION OF OFFICERS: President-	Stephen Sharp
Vice Pres.-	Richard Bowen
Secretary-	John Rademacher
Ass. Sec.-	Richard Fleischman

2. CONSENT AGENDA ITEMS

On motion by Mr. Fleischman, second by Mr. Bowen and a vote of 4-0, the consent agenda was approved.

- A. MINUTES November 26, 2013
- B. FINANCE Financial Report- December 31, 2013
- C. CREDENTIAL REPORT January 2, 2014

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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>
5892	FREEMAN, Arden E.
8119	RILEY, John C.
13182	SCHULER, Eugene L.
6286	CALLAHAN, Pamela R.
11486	BOWMAN, Robert D.
5572	WOLNITZEK, Frederick W.
4282	HARRIS, John E.
13217	HOFFMAN, Neil P.
4222	FITZGERALD, James

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>
16004	HARDING, John Henry Hall V	MA
16005	JACKS, Bennett M.	VA
16007	KERN, Julie A.	IN
16008	MEYER, Christopher	KY
16009	PERKINS, Scott	IN
16012	SOBINA, Stephen J.	DC
16013	GENSBURG, Sara E.F.	IL
16014	MISTRETTA, John A.	FL
16016	RIDDELL, Robert W.	TN
16017	MCDONALD, Darryl	FL
16018	KRAFT, Ken	ND
16021	ODOM, Angela	MO
16022	WALDRON, James Anthony	KY
16023	CROWLEY, Geoffrey L.	MO
16024	WURL, Scott Douglas	WI
16025	SHARPLES, Christopher	NY

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Reciprocal Registration (Continued)

<u>Cert. No.</u>	<u>Name</u>	<u>Base State</u>
16026	BERENDZEN, John	MO
16027	GREUSEL, David	KS
16028	MALLIE, Jonathan	NY
16029	BURKETT, Richard	CO
16033	PALMER, Rebecca	MS
16034	HART, Nathan D.	PA
16041	PHILLIPS, Kelby	IL
16042	BYRD, Michael	MO
16043	PITT, Robert	TX
16045	SHARP, Gary	PA

3. Reinstatement of registration

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

<u>Cert No.</u>	<u>Name</u>
10300	PIATEK, Robert M.
11564	MADDEN, Patrick
5641	CHIODINI, Louis
3135	SCHWARTZ, Louis
9380	HITRON, John W.
6998	RICHARDSON, Frank
6538	CHUNILAL, Lalwani
10224	DYER, Jonathan
14564	STRAUSS, Joseph
11509	KIRKHOPE, Susan
15365	SHERMAN, Randall
10765	DEANGELO, Daniel

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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>
16006	KAUFER, Justin
16010	DUCATMAN, John
16011	ROHS, Christina
16015	WOOD, Jonathan
16019	CRUMLEY, Alison M.
16020	ANDERSEN, Maria K.
16030	JAIN, Krutarth
16031	SCHOENING, Matthew
16032	GUERNSEY, Chloe
16035	SETTERFIELD, Charles
16036	GRANNAN, Brittany
16037	FEIN, Zachery
16038	PARSONS, Randall
16039	HOFFMAN, Ian
16040	BALOW, Andrew
16044	HUBER, Andrew

E. EXAMINATION.

1. New applications.

The following applications for registration by examination were approved.

<u>App. No.</u>	<u>Name</u>
18174	MILLER, Alberta A. IV
18176	CHESNES, Thomas R.
18180	STAUFFER, Erica F.
18182	KNOTT, Joseph
18183	MARHEFKA, Logan
18188	CALNON, Meagan Amelia
18189	MCCLEESE, Nicole
18192	BRUCKELMEYER, Nicholas
18203	OWENS, Jamie Lee II
18208	KOTTING, Austin
18210	BRIENIK, Richard

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New Exam Apps Cont'd

<u>App. No.</u>	<u>Name</u>
18211	DRUMMOND, Joshua
18212	BURLIJ, Larissa
18213	KLASE, Ashley
18219	POL, Lawrence V.
18220	PHILLIPS, Kelby
18221	PITT, Robert
18222	BYRD, Michael
18223	ANGER, Derek
18224	MCKINLEY, Brian
18218	MARSHALL, James

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.

POWER ENGINEERS CONSULTING, A PROF. SERVICE CORP.
 CAPSTONE PROJECT SERVICES PLLC
 GBA P.A.
 SARA E.F. GENSBURG LTD.
 DAVID B. MELECA ARCHITECTS LLC
 MVL CONSTRUCTION SERVICES, LLC
 BURKETT DESIGN, INC
 CALLAWAY ARCHITECTURE
 JONES PETRIE RAFINSKI CORP
 WARNER ARCHITECTURE STUDIO
 MADDEN MCMILLAN ARCHITECTS, LTD
 LI SCHWARTZ CONSULTING
 OPUS AE GROUP, P.C.
 HIGHLAND ASSOC. ARCHITECTURE ENG. DES. PC
 KWK ARCHITECTS, LLC
 TETRA TECH ARCHITECTURE, P.C.
 RHYTHM ARCHITECTURE AND DESIGN, LLC
 HOWARD + HELMER ARCHITECTURE

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NEW BUSINESS

A. **2014 Rule Updates**- Several rules will be up for 5 year rule review in 2014. Notice will be sent out to stakeholders for their input. Board will draft rules or change rules, taking into consideration the input from stakeholders. The process takes several months to complete.

4. OLD BUSINESS

A. **HB 98- Military Licensing**- Boards and Commissions are in the process of drafting rules pertaining to Military Licensing. Rules are due by June 30th. The bill is requiring a temporary license and exemption from late fees and CE for military personnel and their spouses. We don't currently have temporary licensing. It appears that only branch of the military currently offering an architecture position is the Navy, which has a Healthcare Architect. A person is required to have an accredited degree in Architecture to hold this position.

5. REPORTS

- A. **Executive Director**- Revenue for the Board is on track as we finish up renewals. A Good Samaritan bill has been introduced with HB 379. It provides civil immunity to registered design professionals performing pro bono work when a natural disaster has been declared by a public official. It has been introduced and referred to the House Commerce, Labor and Technology Committee.
- B. **AIA- Mike Schuster** introduced himself to the Board as the new representative for AIA. Thanked the Board for allowing him to attend the meetings. He indicated continuing education is a source of concern for AIA. One of his major goals is to see that business stays in Ohio.
- C. **NCARB/Region 4** the Regional Summit is coming up March 7th and 8th in San Antonio, TX. Amy Kobe and Steve Sharp will attend on the Boards behalf funded by NCARB. The two additional members funded by the Board are John Rademacher as the newest member and Richard Fleischman. Richard Bowen will be attending at his own expense.

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ENFORCEMENT.

Mr. Rademacher 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. Bowen seconded the motion that passed on a roll call vote as follows:

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

The Board returned to regular session at 10:52 AM.

A. **Settlement Agreements-**

- 1) **File #2013-40: John B. Roberts, Cert. No. 14061:** On motion by Mr. Rademacher, second by Mr. Bowen, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 3-0 vote.
- 2) **File #2013-48: Patrick B. Madden, Cert. No. 11564-** On motion by Mr. Rademacher, second by Mr. Bowen, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 3-0 vote
- 3) **File #2013-51: Russell R. Culp, Cert. No. 10674-** On motion by Mr. Bowen, second by Mr. Rademacher, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 3-0 vote.
- 4) **File #2013-53: Othelda A. Spencer, Cert. No. 6342-** On motion by Mr. Bowen, second by Mr. Rademacher, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 3-0 vote.
- 5) **File #2013-58: David W. Craun, Cert. No. 14795-** On motion by Mr. Bowen, second by Mr. Rademacher, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 3-0 vote
- 6) **File #2013-61: William M. Mason, Cert. No. 10614-** On motion by Mr. Sharp, second by Mr. Rademacher, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 3-0 vote.

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Settlement Agreements Continued

- 7) **File #2013-62: Phillip T. Markwood, Cert. No. 3788-** On motion by Mr. Bowen, second by Mr. Rademacher, the Board voted to accept the Settlement Agreement and close the case. Motion passed by a 3-0 vote.

B. New Cases

- 1) **File No. 2014-01: Mark H. Fremont, Cert. No. 8532-** On motion by Mr. Bowen, second by Mr. Rademacher, the Board voted to issue a charge letter and offer a Settlement Agreement and \$500 fine and completion of NCARB Ethics course. Motion passed by a 3-0 vote.
- 2) **File No. 2014-02: Glen Middleton-** On motion by Mr. Bowen, second by Mr. Sharp, the Board voted to close the case due to compliance being obtained. Motion passed by a 3-0 vote.
- 3) **File No. 2014-03: David Humphrey, Humphrey Design & Drafting-** On motion by Mr. Bowen, second by Mr. Rademacher, the Board voted to close the case. Motion passed by a 3-0 vote.
- 4) **File No. 2014-04: Brady J. Mick, Cert. No. 11140-** On motion by Mr. Sharp, second by Mr. Bowen, the Board voted to issue a charge letter and offer a Settlement Agreement and \$1,500 fine, completion of deficient CE and NCARB Ethics course. Motion passed by a 3-0 vote.
- 5) **File No. 2014-05: Mark T. Yager, Cert. No. 9563-** On motion (1) by Mr. Rademacher, second by Mr. Bowen, the Board voted to file criminal charges with Cuyahoga County. Motion passed by a 3-0 vote, Mr. Fleischman recused himself from the case. On motion (2) by Mr. Rademacher, second by Mr. Sharp, the Board voted to give Director Kobe the authority to file additional criminal charges for any further incidents concerning Mr. Yager. The motion passed by a 3-0 vote, Mr. Fleischman recused himself from the case.
- 6) **File No. 2014-06: Irwin M. Lowenstein, Cert. No. 8852-** On motion by Mr. Bowen, second by Mr. Rademacher, the Board voted to close the case. Motion passed by a 4-0 vote.

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C. 2nd Review Case-

1. **File No. 2013-09: Aristotle R. Matsa, Cert. No. 6541-** On motion by Mr. Sharp, second by Mr. Bowen, the Board voted to issue a charge letter and offer a Settlement Agreement with option to revoke. Motion passed by a 4-0 vote.
2. **File No. 2013-14: Bertram C. Alexander, Cert. No. 8507-** On motion by Mr. Sharp, second by Mr. Bowen, the Board voted to modify the payment schedule of the Settlement Agreement to require payment in full by March 31, 2014. Motion passed by a 3-0 vote, Mr. Rademacher recused himself from the case.
3. **File No. 2013-56: Kip Deaton, Structure-** On motion by Mr. Fleischman, second by Mr. Sharp, the Board voted to close the case. Motion passed by a 4-0 vote.

D. Deliberative Session

On motion by Mr. Sharp, second by Mr. Fleischman and a roll call vote as follows:

Mr. Sharp	yes
Mr. Bowen	yes
Mr. Rademacher	yes
Mr. Fleischman	yes

The Board voted to go into Deliberative Session for the purpose of discussing the report and recommendation of **Larry J. White, Cert. No. 9704.**

On motion by Mr. Bowen, second by Mr. Rademacher, the Board voted to accept the statement of facts, conclusion of law and the recommendation of the hearing officer. The motion passed by a 4-0 vote.

The board returned to regular session at 11:11 am.

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E. Certificate of Authorization Applications for Review

The following firms do not meet the requirements outlined in ORC section 4703.18 and the Ohio Administrative Code sections 4703-3-02.

On motion by Mr. Fleischman, second by Mr. Bowen and a roll call vote as follows:

Mr. Sharp	yes
Mr. Bowen	yes
Mr. Rademacher	yes
Mr. Fleischman	yes

The Board voted to deny the application for Wilson Estes Police Architects, PA

On motion by Mr. Bowen, second by Mr. Fleischman, and a roll call vote as follows:

Mr. Sharp	yes
Mr. Bowen	yes
Mr. Rademacher	yes
Mr. Fleischman	yes

The Board voted to deny the application for Studio for Architecture, Inc.

6. ADJOURNMENT.

Mr. Fleischman moved the meeting be adjourned at 11:14 AM. Mr. Bowen seconded the motion which passed by a 4-0 vote.

Stephen Sharp, President

John Rademacher, Secretary