

MINUTES
BOARD OF ARCHITECTURE AND INTERIOR DESIGN

TELEPHONE CONFERENCE CALL
September 21, 2004
10:00 A.M. Eastern Time

Toll Free 800.416.4254 or Direct 850.922.2903

Call to Order

Mr. Gonzalez, Chair called the meeting to order at 10:05 a.m.

Board Members Present:

Rick Gonzalez
Stephen Schreiber
Ken Horstmyer
Neil Hall
Joyce Shore
Garrick Gustafson
Sharon Del Bianco
Miguel Rodriguez
Mary Jane Grigsby

Board Members Absent:

Ellis Bullock
Roymi Membiela

Others Present:

Mary Ellen Clark, Board Counsel
David Minacci, Prosecuting Attorney
Les Smith, Investigator
Juanita Chastain, Executive Director
Terri Estes, Government Analyst
Vicki Long, Florida AIA
Michael Lawn
Lou Astorino
Richard Skinner
Gary Askew
Jerald Owen
Norm Schlieff
Carmen Diaz
Randy Dvorak
Steven Riden
Jerry Sparkman
Steve Del Sol

Jerry Hicks

Application Review

Interior Design Endorsement

Carmen Diaz

Ms. Diaz was present. Ms. Grigsby presented the application and commented that Ms. Diaz's degree was in architecture not interior design and she was not licensed as an architect. Mr. Gonzalez advised Ms. Diaz that she was not eligible for licensure as an interior designer in Florida with her credentials.

Ms. Diaz requested to withdraw her application.

Architect Endorsement

Randy Dvorak – NCARB

Mr. Dvorak was present. Mr. Hicks presented the application and commented that Mr. Dvorak's Iowa State University 4 year degree was not NAAB accredited. Mr. Dvorak commented that he graduated in 1979 and the 5 year degree was being implemented. He commented that during that time NCARB allowed 1 year of experience to complete the 5 year degree requirement.

Ms. Clark advised the board that Mr. Dvorak applied for licensure pursuant to Chapter 481.213(3)(c), F.S. which required licensure prior to June 30, 1984 to be eligible for licensure in Florida. She advised that he was not eligible for licensure in Florida with the degree he had presented.

Mr. Dvorak requested to withdraw his application.

Steven Riden – state endorsement

Mr. Riden was present. Mr. Hicks presented the application and commented that Mr. Riden's degree was not accredited by NAAB.

Ms. Clark advised the board that Mr. Riden applied for licensure pursuant to Chapter 481.213(3)(b), F.S. which required that the licensure requirements be substantially equivalent to those in this state at the time of licensure. She commented that the laws for licensure, 12-4-107(2)(b), in Colorado were not equivalent to those in Florida at the time of licensure.

Mr. Riden requested to withdraw his application.

Norman Schleif – state endorsement

Mr. Schleif was present. Mr. Hicks presented the application and commented that he requested additional information regarding Mr. Schleif's Landscape Architecture degree from Michigan State University.

Mr. Schleif advised that he was applying for licensure as an architect because he was licensed in 1978 in Michigan based on his Landscape Architecture degree.

Ms. Clark advised that he may be eligible for licensure via the NCARB method with 5 educational credits.

Mr. Schleif requested to withdraw his application.

Architecture Certificate of Authorization
L.D. Astorino Architects, Inc. dba Astorino

Mr. Astorino was present. Mr. Hicks presented that application and commented that they offered services prior to licensure. The board was advised that the firm L.D. Astorino Architects, Inc. was licensed with a certificate of authorization and that was the firm they were practicing under while waiting for the fictitious name approval.

Mr. Minacci advised that he had an open disciplinary case for marketing with a brochure under the name of Astorino.

Mr. Steve Del Sol, counsel for the Astorino's, commented that they ceased all brochures for the business when it was brought to their attention. He commented that they were trying to comply with the requirements.

Motion: Mr. Schreiber moved to approve the fictitious name certificate of authorization and the dual interior design certificate of authorization.

Second: Mr. Hall seconded the motion, it passed with Mr. Gonzalez opposed.

Bauer Askew Architecture, PLLC

Mr. Askew was present. Mr. Hicks presented the application and commented that the application reflected that they offered services prior to licensure.

Mr. Askew advised that both he and Mr. Bauer were Florida licensed architects. He explained the project in question and advised that they realized that they needed the certificate of authorization. He commented that they did not have a contract for the project, they worked on master plans and the project was on hold.

Motion: Ms. Del Bianco moved to approve the certificate of authorization.

Second: Mr. Schreiber seconded the motion and it passed unanimously.

Jerald C. Owen Architect, Inc.

Mr. Owen was present. Mr. Hicks presented the application and commented that services were offered prior to licensure. Mr. Owen commented that he completed the application in error and that he practiced in his personal name not the corporate name.

Motion: Mr. Schreiber moved to approve the certificate of authorization.

Second: Mr. Rodriguez seconded the motion and it passed unanimously.

Mr. Owen asked about using the logo JCO. Mr. Minacci commented Mr. Owen did not need an additional certificate of authorization for the logo JCO. The board advised that he could register

the logo JCO, Inc. with the Secretary of State's office and he could obtain the certificate of authorization for future licensure simplicity.

Kreher Architects, Inc.

Mr. Kreher was present. Mr. Hicks presented the application and commented that the file reflected that services were offered prior to licensure. Mr. Kreher commented that he was with a firm and left to start his own firm in 2004. He commented that he applied for a certificate of authorization and clients asked for his services. He commented that he completed the application in error and the projects listed were under his personal name not the business name.

Motion: Mr. Schreiber moved to approve the certificate of authorization.

Second: Mr. Rodriguez seconded the motion and it passed unanimously.

Mr. Schreiber left the conference call at 10:46 a.m.

Osiris, Inc.

No one from the firm was present. Mr. Minacci commented that probable cause was found in 2 cases centered around the application. He commented that the first case was against the business for offering services without a certificate of authorization and they were close to settling. He commented that the second case was against Mr. Deemer, the qualifier for the business, which alleged improper responsible supervisory control. Mr. Hicks commented that they offered services prior to licensure and a fine may be due.

Mr. Minacci requested that the application be held until the disciplinary cases are resolved. Ms. Chastain read Chapter 455.213(3), F.S. Ms. Clark advised that she was okay with the board holding the application.

Motion: Mr. Gustafson moved to hold the application until the October meeting or until the disciplinary cases were resolved.

Second: Mr. Rodriguez seconded the motion and it passed unanimously.

Richard Skinner & Associates, PL

Richard Skinner was present. Mr. Hick presented that application and commented that the application reflected that they offered services prior to licensure. Mr. Skinner commented that they incorporated in November 2002 and began advertising in 2003. He commented that he was not aware that he needed a certificate of authorization because his attorney did not advise he needed such a license. He commented that he had several projects and he was the sole person in the firm. He commented that he contacted the department regarding adding an additional person to work with his firm he was advised of the certificate of authorization requirement.

Motion: Mr. Del Bianco moved to approve the certificate of authorization with a \$1,000 fine.

Second: Mr. Gustafson seconded the motion and it passed unanimously.

Totems Architecture, Inc. dba Totems

Jerry Sparkman was present. Mr. Hicks presented the application and commented that the application reflected practice prior to licensure. Mr. Sparkman commented that the business was

started in 2002 in Highsprings which relocated to Sarasota in June 2004. He commented that they began working on small residential projects in Sarasota. The qualifier was not available for the conference call due to a death in the family.

Mr. Sparkman confirmed that under the name Totems there was some contract work with another firm in Sarasota and no work other than that.

Motion: Mr. Hall moved to approve the certificate of authorization.
Second: Mr. Rodriguez seconded the motion and it passed unanimously.

Business Name Changes

Harvard Jolly Clees Toppe Architects to Harvard Jolly, Inc.

Mr. Harvard was present. Mr. Hicks presented the application and commented that they began offering services 5 months prior to application for licensure. Mr. Harvard commented that it was an oversight when a partner resigned. He confirmed that they had a responsible supervisor at all branch offices and at the marketing office.

Motion: Mr. Rodriguez moved to approve with a \$250 fine.
Second: Ms. Grigsby seconded the motion and it passed unanimously.

Occupational Health Conservation, Inc. to OHC Environmental Eng, Inc.

Michael Lawn was present. Mr. Hicks presented the application and commented that the application reflected that they completed projects prior to the name change being approved.

Mr. Lawn commented that they practice engineering and the name change had been accomplished for that profession. He commented that the firm only does environmental engineering however schools that they bid for require that the firm be registered for architecture. He commented that the projects listed were not architectural projects. Mr. Rodriguez commented that the architectural certificate of authorization was for convenience to comply with an RFP.

Motion: Mr. Rodriguez moved to approve the certificate of authorization.
Second: Mr. Gustafson seconded the motion and it passed unanimously.

Ratification list (e-mailed/faxed)

Interior Design Endorsement

Items 1-11

Motion: Mr. Rodriguez moved to approve items 1-11.
Second: Ms. Shore seconded the motion and it passed unanimously.

Interior Design applicants by Examination

Items 12-16

Motion: Mr. Rodriguez moved to approve items 12-16.
Second: Ms. Grigsby seconded the motion and it passed unanimously.

Interior Design Business
Items 17-22

Motion: Ms. Grigsby moved to approve items 17-22.
Second: Mr. Gustafson seconded the motion and it passed unanimously.

Architecture applicants by examination
Items 23-31

Motion: Mr. Rodriguez moved to approve items 23-31.
Second: Mr. Hall seconded the motion and it passed unanimously.

Architecture by Endorsement
Items 32-81

Motion: Mr. Rodriguez moved to approve items 32-81.
Second: Ms. Del Bianco seconded the motion and it passed unanimously.

Architecture Business
Items 82-94

Motion: Mr. Rodriguez moved to approve items 82-94.
Second: Mr. Gustafson seconded the motion and it passed unanimously.

Architect applying for dual Interior Design License
Item 95

Motion: Mr. Rodriguez moved to approve item 95.
Second: Mr. Gustafson seconded the motion and it passed unanimously.

Architecture Business Name Change
Items 96-97

Motion: Mr. Rodriguez moved to approve items 96-97.
Second: Mr. Gustafson seconded the motion and it passed unanimously.

Discussion

Miami-Dade Aviation Department

Letter from Lourdes Solera

Letter from J. Michael Huey

Ms. Chastain commented that this was placed on the agenda for the board's information. The board discussed if there was any action they could take to assist with the issue.

Ms. Long with Florida AIA commented that Mr. Huey drafted a response letter and referred them back to the statutes. Mr. Hall commented that he felt it was a local issue. Mr. Rodriguez commented that the job description listed some items that could be considered architectural.

Ms. Clark advised the board that individual board members could inform the Miami-Dade Aviation Department their opinion but did not feel the board should render an opinion.

Letter from Suzanne Printy on Rules 61G1-21.001 24.001, F.A.C

This item was tabled until the October board meeting. Ms. Clark advised that her office would not challenge Ms. Printy regarding the issue that it is contrary to Legislative Intent to assign zero hours for the advance building code requirement.

Motion: Mr. Rodriguez moved to table until the October meeting.

Second: Ms. Del Bianco seconded the motion and it passed unanimously.

Ms. Chastain commented that landscape architecture required 2 hours for the advanced course.

Letter from John W. Strandberg

For the board's information.

For Information

The ARE Rolling Clock

This item was table until the October agenda.

NCARB Director's Report

2005 AIA Conference will be July 27-30 at the Marco Island Marriott.

New Business

Mr. Minacci advised the board that they entered an order with Jay Leonard imposing a \$15,000 fine for unlicensed activity. He commented that he attempted to collect the fine and he did not pay so he filed an action in Circuit Court in Wakulla County. He commented that they went to hearing and the Judge reviewed evidence because Mr. Leonard is disabled. He commented that the Judge reduced the fine to \$1,000. He commented that if the board appealed the matter they would be throwing money away.

Motion: Mr. Horstmyer moved to close the file.

Second: Mr. Hall seconded the motion and it passed unanimously.

Old Business

No old business.

Adjourn

The meeting adjourned at 11:28 a.m.