

**COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION OF ARCHITECTS**

MINUTES OF THE NOVEMBER 4, 2015 OPEN PUBLIC MEETING

A regularly scheduled open public meeting of the Massachusetts Board of Registration of Architects ("the Board") was held on November 4, 2015 at 1000 Washington Street, Room 1A, Boston, MA.

Board Members Present:

John F. Miller, Chair
Stephen Schreiber, Member
Margo Jones, Member
Carl M. Sapers, Public Member

Members of the Public:

John Nunnari
Abbie Goodman

DPL Staff Present at various times during the meeting:

Clinton Dick, Executive Director
Charles Kilb, Legal Counsel
Doris Lugo, Investigator
Seth Henderson, Prosecutor
Kevin Scanlon, General Counsel
Eric Funk, Licensure Specialist

1. Call to Order:

Meeting was called to order at 9:50 a.m. by S. Schreiber

2. Topic: Board Review and Acceptance of the September 2, 2015 Open Public Session meeting minutes.

Discussion:

Draft Minutes of the September 2, 2015 Open Public Session meeting were reviewed.

Action:

A motion was made by S. Schreiber, seconded by M. Jones, to accept the September 2, 2015 Open Public Session meeting minutes. Motion passed.

3. Investigative Conference

At 10:10 AM, M. Jones moved, seconded by J. Miller, to suspend the public meeting and enter into closed investigative session under G.L. c. 112, § 65C to discuss the following investigative matters: AR 13-007, AR 15-007, and AR 15-008. Motion passed.

J. Miller moved to return to Open Session at 10:52 AM. The motion was seconded by M. Jones. Motion passed. Public Session resumed at 10:52 AM.

Report of actions taken in Investigative Conference:

- AR 13-007: Dismiss without prejudice
- AR 15-007: Guidance provided to Prosecutor
- AR 15-008: Dismiss without prejudice and open a new complaint against the licensee.

S. Schreiber recused himself from discussions and decisions pertaining to AR 13-007. In addition, J. Miller, M. Jones, D. Georgopoulos, and C. Sapers all signed Disclosure of Appearance of Conflict of Interest forms for AR 13-007.

4. Topic: Review Draft Regulations at 231 CMR 4.00

Discussion:

J. Miller opened the discussion on the proposed changes to 231 CMR 4.00 (2): registering of firms and disciplining firms. It was noted that the discussion should only reflect possible changes to 231 CMR 4.00.

C. Kilb asked if the Board was agreeable to the proposed changes to 4.00. M. Jones and S. Schreiber indicated that they have no issue with the proposed changes. A motion was made by M. Jones, seconded by S. Schreiber, to accept the proposed changes. Before the Board addressed the motion, J. Nunneri proposed that in 4.02(1), "his" should be amended to "s(he) or his/hers." J. Miller proposed that there may need to be future meetings with the Engineering/Landscape Architect Board to discuss mutual issues of concern.

A motion was made by C. Sapers requesting that M. Jones and S. Schreiber reconsider their motion so that the Board can discuss the proposed changes to 4.04 (1)(a)(b)(c) as it may impact 231 CMR 2.02 (2). A motion was made by M. Jones, seconded by S. Schreiber to accept. Motion passed.

C. Sapers then stated that he would like to amend the definition of Business Enterprise. C. Kilb advised that changes at this point could be controversial. No action taken.

C. Kilb outlined the process of moving the proposed changes through the approval process. C. Kilb stated that there would be two Public hearings due to the bifurcation of 231 CMR 4.00 from 2.00 and 3.00.

J. Nunneri stated that the AIA has not presented comment on most recent version of the proposed regulation changes, but they would support it.

A. Goodman expressed concern about the definition of Architecture as it currently appears in the proposal. J. Miller stated that the Board is not attempting to control, just to outline the scope of Architecture.

J. Miller recommended that since the Board discussion was related to a meeting that was held that morning prior to the Board meeting between J. Miller and the Director of DPL, Chuck Borstel, Deputy Director Rob Fortes and General Counsel Kevin Scanlon, that K. Scanlon be asked to attend the Board meeting.

K. Scanlon arrived and provided context regarding the meeting. K. Scanlon stated that discussion centered on the definition of Architecture in the proposed regulations. The problem with the definition in the proposed regulation changes is that it is inconsistent with the definition as it appears in G.L. c. 112, § 60A.

A motion was made by S. Schreiber, seconded by M. Jones, to amend the definition of Practice of Architecture in the proposed regulatory changes to restate the statute. J. Miller, S. Schreiber and M. Jones approved while C. Sapers voted to deny the motion. Motion passes with a 3-1 vote.

A. Goodman stated that the Change in Hour Requirements for Interns, as well as other issues, would likely come up at Public Hearing.

5. Topic: Increasing the fine for CEU violations and 2013-2014 Audit Results

Discussion:

There was no discussion on this topic.

A motion was made by S. Schreiber, seconded by M. Jones to increase the fine for CEU violations from \$100 to \$200. Motion unanimously passed.

J. Nunneri stated that he will work with all necessary parties to get a notice out about the 20% compliance failure rate with CEU requirements for those who were audited.

6. Topic: 2016 Meeting Dates

Discussion:

A. Sapers proposed holding the meeting on a date other than the first Wednesday of every other month.

J. Miller suggested that a poll of the members be taken regarding preferred dates for the meetings. C. Dick indicated that he would send an email to the Board members regarding this topic.

7. Topic: Reinstatement Applications

Discussion:

Applications reviewed by the Board:

Marc. J. Albertin, License #31282

Mark. D. Rapp, License #30677

Action:

A motion was made by J. Miller to accept both applications. S. Schrieber seconded. Motion passed.

At 12:33 p.m. a motion was made by J. Miller to recess the Pubic Session for a five (5) minute break. The motion was seconded by S. Schreiber. Public Session resumed at 12:38 p.m.

8. Topic: Reciprocity Applications

Discussion:

Applications reviewed by the Board:

M. Molsberry

G. Chevlin

J. Spiegel

Action:

A motion was made by S. Schreiber to accept the application of M. Molsberry. M. Jones seconded. Motion passed.

A motion was made by S. Schreiber to accept the application of G. Chevlin. M. Jones seconded. Motion passed.

A motion was made by S. Schreiber, seconded by M. Jones, to deny the application of J. Spiegel.

9. Items not Reasonably Anticipated by the Chair

No items available for discussion.

10. Correspondence

No correspondence available for discussion.

11. Topic: Board Staff Review the attached list of Applications for First Time Candidates.

The Board was provided a list (attached as Item A) of applicants for 1st Time Licensure who received licenses. No formal action required by Board.

12. Topic: Board Review the attached list of Applications for Reciprocity:

Action:

The Board was provided a list (attached as Item B) of applicants for Reciprocity who received licenses. No formal action required by Board.

13. Investigative Conference

At 12:42 PM, a motion was made by M. Jones, seconded by S. Schreiber, to suspend the public meeting and enter into closed investigative session under G.L. c. 112, § 65C to discuss investigative matters. Motion passed.

J. Miller moved to return to Open Session at 2:41 PM. The motion was seconded by M. Jones. Public Session resumed at 2:41 PM.

Report of actions taken in Investigative Conference:

- SA-AR-15-008: Open a complaint; forward to the Office of Prosecutions
- SA-AR-16-002: Dismiss without prejudice
- SA-AR-16-003: Dismiss without prejudice
- SA-AR-16-005: Dismiss without prejudice
- SA-AR-16-006: Dismiss without prejudice
- SA-AR-16-007: Dismiss without prejudice
- SA-AR-16-008: Dismiss without prejudice
- SA-AR-16-010: Dismiss without prejudice
- SA-AR-16-011: Dismiss without prejudice
- SA-AR-16-012: Dismiss without prejudice
- SA-AR-16-013: Dismiss without prejudice
- SA-AR-16-014: Dismiss without prejudice
- SA-AR-16-015: Dismiss without prejudice
- SA-AR-16-016: Dismiss without prejudice
- SA-AR-16-017: Dismiss without prejudice
- SA-AR-16-018: Dismiss without prejudice
- SA-AR-16-019: Dismiss without prejudice
- SA-AR-16-020: Dismiss without prejudice
- AR-15-051: Forward to the Office of Prosecutions
- AR-15-051: Forward to the Office of Prosecutions
- AR-16-001: Forward to the Office of Prosecutions
- AR-16-005: Forward to the Office of Prosecutions
- AR-16-008: Forward to the Office of Prosecutions
- AR-16-012: Forward to the Office of Prosecutions
- AR-16-014: Forward to the Office of Prosecutions
- AR-16-015: Dismiss without prejudice
- AR-16-016: Dismiss with an Advisory Letter

14. Adjournment

S. Schreiber motioned to adjourn the meeting. The motion was seconded by M. Jones. Motion passed and the Board adjourned the meeting at 2:45 p.m.

Respectfully submitted,



Eric Funk
Licensure Specialist

Item A: List of Applicants for 1st Time Licensure who received licenses.

New		
First Name	Middle Initial	Last Name
Makoto		Abe
Joel	P	Howe
Michael	J	Jen
Kenneth	E	Klapper
Daniel	A	Weissman
Matthew	P	Brynes-Jacobsen
Eric	M	Carlson
Riley	B	Christopher-Gallagher
Donald	G	Grover
Margelin		Gace
James	P	Golden
Eamonn	R	Meagher
Jonathan	L	Merin
Michael	D	O'Brien
Ashley	N	Owens
Joshua	L	Simoneau
Jessica	L	Vaverchak
Anthony	J	Sparandara
James	A	Baer

New		
First Name	Middle Initial	Last Name
Sacheen	T	Dampier
Michael	T	Ferrara
Thapawee		Kuhakarn
Justin	W	Perlman
Reaghan	A	Mangano
Halle	S	Auerbach
Kam		Ko
Dimiter	A	Kostov
Joshua	M	Abraham
Keith	R	Mercy
Marylee	A	Mutch
Deniz	E	Ferendeci
Jared	B	Friedman
Brent	C	Hanson
Katherine	A	Jessup
Tejal	A	Mhatre
Laura	W	Ross
Amanda	M	Solinsky
Jonathan	D	Stevens
Levi	J	Tofias
Kyle	A	Sturgeon
Kevin	J	ten Brinke
Rachel	L	Tuttle
Eileen	S	Gainfort
Keith	T	Kirley
Neelanjana		Sen
Rosemary		Park
John	C	McCampbell
Amanda	M	Angrisano
Keegan	J	Carmichael
Katelyn	A	Chapin
Iova	P	Dineva
Lee	M	Dykhhoorn
Avram	M	Forman

New		
First Name	Middle Initial	Last Name
Steven	A	Gilbert
Crystal	M	McKenzie
Jason	N	Nicastro
Bogdan		Stoica
Justin	T	Viglianti
Jason		Wagner
Ke Yu		Xiong
Bryan	J	Young
Stefano	J	Basso
Stephanie	K	Harper
Christopher	T	Karlson
Sarah	M	Morkos
John	E	Bates
Emma	A	Fischer
Ming		Yan
Christopher	JD	Muskopf
Stephen	J	Scirrotto
Janna	F	Kauss
Dorcas	A	Brooks
Preston	T	Keller
V Saul		Accetta
Katherine	M	Bradley
James	M	Clifford
Michael	F	Fazio
Jennifer	L	Hardy
Bradford	S	Hutchison
Rucha		Karnik
Ai		Kurokawa
Adrien	J	Mercure
Kevin	J	Mowatt
James	M	Nuzum
Jeremy	L	Oberc
Daniel	J	Ricardelli
Joshua	J	Stiling

New		
First Name	Middle Initial	Last Name
Cornelia	J	Szustka
Okhyun		Kim
Maureen	T	O'Sullivan
Alankrita		Prasad
Elizabeth	S	Sands
Hilary	A	Barlow
Amanda	M	Bergin
Mark	E	Breeze
Benjamin	T	Emerson
Karen	A	Glass
Taehoon		Lee
Jason	M	Mobraten
Helene		Guezennec
Kathryn	C	Hovis

Item B: List of Applicants for Reciprocity Licensure who received licenses.

First Name	Middle Initial	Last Name
Camille	F	Acton
Mark	D	Bredemeier
Geoffrey	A	Chevlin
Frank	L	Colasurdo
Jason	T	Diorio
Randy	J	Falk
Richard	J	Gluckman
Lettie	H	Harrell
James		Liebman
Cheekeong		Lin
Christopher	P	Lopez
Timothy	W	Maddox
Edward	O	McGonigle
Sindu	M	Meier
Jonathan		Miller
Barry	C	Morris
Matthew	M	Molsberry
McKee		Patterson
Jack	D	Patton

Robert	A	Rink
Tomra	J	Russell
Robert	J	Scialla
Baani	P	Singh
Paul	W	Sirek
Nathaniel	M	Stanton
Richard	G	Turlington
Graham	W	Vickers
Peter	R	Wehner
Carey	R	Clouse
John	T	Cook
Douglas	D	Dulac
John	E	Mueller
Matthew	T	O'Malia
Andrew	W	Schaub
Joshua		Chaiken
Charles	P	Ippolito
Trent	J	Tesch
Inkai		Mu
Hugh	H	Trumbull
Shawn	P	Duffy
Mella		Kernan