

MINUTES  
BOARD OF ARCHITECTURE AND INTERIOR DESIGN

TELEPHONE CONFERENCE CALL

June 28, 2005

3:00 P.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 3:07 p.m.

Board Members Present:

Rick Gonzalez, Chair

Miguel Rodriguez

Ellis Bullock

Neil Hall

Stephen Schreiber

Sharon Del Bianco

Joyce Shore

Board Members Absent:

Mary Jane Grigsby, Vice-Chair

Kenneth Horstmyer

Garrick Gustafson

Roymi Membiela

Others Present:

Mary Ellen Clark, Board Counsel

David Minacci, Prosecuting Attorney

Juanita Chastain, Executive Director

Les Smith

Terri Estes, Board Staff

Michael Baysinger

Mark Griffith

Miodrag Janjic

Charles Savage

Fred Dudley

Donald Yoshino

Jacqueline Williams

Kartrina Williams

Sherif Messiha

Dawen Huang

Orlando Calabrese

Deborah Julian

**Ratification List (e-mailed/faxed)**

Interior Design Applicants by Passage of Examination  
Items 1-2

Motion: Mr. Bullock moved to approve items 1-2.  
Second: Mr. Rodriguez seconded the motion and it passed unanimously.

Interior Design Applicants by Endorsement  
Ms. Chastain verbally added Jason Taylor from Bradenton, FL.  
Items 3-17

Motion: Mr. Rodriguez moved to approve items 3-17 including Jason Taylor from Bradenton, FL.  
Second: Ms. Shore seconded the motion and it passed unanimously.

Interior Design Business  
Items 18-31

Motion: Mr. Rodriguez moved to approve items 18-31.  
Second: Mr. Schreiber seconded the motion and it passed unanimously.

Interior Design Business Name Change  
Items 32-33

Motion: Mr. Rodriguez moved to approve items 32-33.  
Second: Ms. Shore seconded the motion and it passed unanimously.

Architecture Applicants by Passage of Examination  
Items 34-49

Motion: Mr. Rodriguez moved to approve items 34-49.  
Second: Mr. Bullock seconded the motion and it passed unanimously.

Architecture Applicants by Endorsement  
Items 50-123

Ms. Chastain verbally corrected item 56, which should read Stephen Mackenzie from Burlington, VT.

Motion: Mr. Rodriguez moved to approve items 50-123.  
Second: Mr. Schreiber seconded the motion and it passed unanimously.

Architecture Business  
Items 124-152

Motion: Mr. Rodriguez moved to approve items 124-152.  
Second: Ms. Shore seconded the motion and it passed unanimously.

#### Threshold Building Inspectors Item 153

Motion: Mr. Rodriguez moved to approve item 153.  
Second: Ms. Shore seconded the motion and it passed unanimously.

#### Architecture Applying for Dual License Items 154-157

Motion: Mr. Rodriguez moved to approve items 154-157.  
Second: Ms. Shore seconded the motion and it passed unanimously.

### **Application Review**

#### Architecture Endorsement

##### Michael Baysinger

Mr. Baysinger was present. Mr. Hicks presented the application and commented that Mr. Baysinger did not have the required 5 year architecture degree. Ms. Clark commented that Mr. Baysinger was applying for licensure pursuant to Chapter 481.213(3)(b), Florida Statutes. She advised the board to review and compare the licensure requirements of Florida and Wisconsin in 1997 to determine if they were substantially equivalent.

Ms. Clark commented that Wisconsin allowed for experience in lieu of education for licensure and that was not substantially equivalent to or more stringent than Florida's requirements. She advised Mr. Baysinger that the board would have to deny his application based on the comparison or he would be allowed to withdraw his application.

Mr. Baysinger requested to withdraw his application.

##### Carmine Carpentier

No one was present. Mr. Hicks presented the application and commented that Mr. Carpentier did not have the required 5 year architecture degree. Ms. Clark commented that Mr. Carpentier was applying for licensure pursuant to Chapter 481.213(3)(b), Florida Statutes. She commented that Mr. Carpentier's New York license was initially issued in 2005 pursuant to Section 7304.1(2), New York Statutes. She commented that New York's Rule 59.2, states that the department, in its discretion, may accept in satisfaction of the professional education requirement, the completion of an approved or registered program or a program accredited by a professional accreditation organization as acceptable to the department. She commented that it appeared that was how the applicant was licensed in New York without a 5 year degree.

Motion: Mr. Bullock moved to deny based on the fact that the New York Statutes were not substantially equivalent to or more stringent than Florida Statutes.

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

Mark Griffith

Mr. Griffith was present. Mr. Hicks presented the application and commented that Mr. Griffith was originally licensed March 25, 1985 in another state and was previously licensed in Florida that is now null and void. He commented that Mr. Griffith had a Bachelor of Science degree.

Ms. Clark commented that the applicant applied pursuant to Chapter 481.213(3)(c), Florida Statutes and the original date of licensure would determine Mr. Griffith's education requirement. She commented that this provision allowed for 5 educational credits through NCARB if licensed prior to June 30, 1985. She advised the board that he met the NCARB requirements.

Mr. Hicks commented that he needed to provide 20 hours of continuing education credit units. Mr. Griffith commented that he was never licensed in Florida.

Motion: Mr. Rodriguez moved to approve the application as presented.

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

Miodrag Janjic

Mr. Janjic was present. Ms. Clark commented that the applicant applied pursuant to Chapter 481.213(3)(c), Florida Statutes which was NCARB endorsement. She commented that the board would need to determine whether the applicant was licensed prior to June 30, 1984 and if the applicant had the required architectural degree. She commented that the applicant was originally licensed in Quebec in 1992 and did not have a 5 year professional degree.

Mr. Janjic commented that he had a Masters degree from Europe. Mr. Gonzalez asked Mr. Janjic if he had his education reviewed for a NAAB equivalency. Mr. Janjic replied that his education credentials were evaluated by Quebec, Canada and NCARB.

Mr. Hall commented that he thought Canada and United States had an educational agreement. Mr. Rodriguez replied in the positive and stated that Florida recognizes that agreement with the condition that the applicant meets the Florida educational requirements.

Mr. Schreiber commented that Mr. Janjic should have an EESA evaluation performed. Mr. Janjic commented that he did not have a NAAB evaluation because he was evaluated by Canada and NCARB. Mr. Schreiber commented that he would need to contact NAAB to have a foreign education evaluation performed to verify that his degree is equivalent to a NAAB degree in the United States.

Mr. Schreiber commented that he was concerned that the examination would not be acceptable. The board could not determine if CACB performed an equivalency of his degree when he was licensed in Quebec.

The board determined that there were two items that needed to be clarified, which were, whether the examination taken in 1992 was ARE equivalent and whether his education was evaluated and determined to be equivalent to the NAAB degree. Ms. Clark commented that Florida Statutes require the applicant to be a graduate of a school of architecture accredited by NAAB or is a graduate of an approved architectural curriculum evidenced by a degree from an unaccredited school or college of architecture approved by the board.

Ms. Clark referred the board to Rule 61G1-13.003(7), Florida Administrative Code which states that applicants that graduated from professional schools and colleges of architecture whose architecture programs were accredited by CACB at the date of graduation have received a professional degree as set forth in subsection 2, shall be treated the same as NAAB.

Mr. Schreiber commented that the letter does not reflect CACB equivalent or accredited.

Mr. Rodriguez explained to Mr. Janjic that Florida Statutes did not allow the board to grant him licensure because he did not have a NAAB or CACB accredited degree. He commented that his application reflected that he had an equivalency determined by the Ordre des Architectes du Quebec.

Mr. Janjic requested that the board continue his application and he waived his Chapter 120.60, Florida Statutes application processing rights.

Mr. Janjic commented that he understood from NCARB that Florida accepted the Canadian and NCARB educational agreement. Mr. Gonzalez commented that Florida had additional educational requirements.

Motion: Mr. Rodriguez moved to table the application until Mr. Janjic was able to obtain a foreign degree evaluation performed by NAAB and EESA.

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

Mr. Rodriguez commented that the examination taken should be acceptable. Ms. Estes commented that she was researching the rule and equivalency of the examination.

Charles Savage

Mr. Savage was present. Mr. Hicks presented the application and commented that Mr. Savage had a Florida license that lapsed into null and void status and a fine may be due for practice without a license.

Mr. Minacci commented that he had an open disciplinary case against Mr. Savage. He requested that the board not act on the application until the case is resolved.

Mr. Savage requested that his application be continued and he waived his Chapter 120.60, Florida Statutes application processing rights.

Motion: Mr. Rodriguez moved to hold the application until the disciplinary case was resolved.

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

Architecture Certificate of Authorization  
Curtis Group Architects, Ltd

No one was present. Mr. Minacci commented that the application was on the agenda due to a pending disciplinary case that was now resolved.

Motion: Mr. Hall moved to approve the application as presented.  
Second: Mr. Rodriguez seconded the motion and it passed unanimously.

O'Donnell Dannwolf and Partners Architects, Inc.  
Mr. Dudley was present to represent the firm. Mr. Minacci commented that there was a pending investigation for prior practice and a citation had not been issued at this time. He requested that the board review and approve the application with a \$500 fine as a condition of licensure.

Motion: Mr. Bullock moved to approve with a \$500 fine as a condition of licensure.  
Second: Mr. Rodriguez seconded the motion and it passed unanimously.

YT Design Group, Inc  
YT Design Group, Inc. (dual)  
Yoshino Trieschmann Design Group  
Yoshino Architects, PA

Mr. Yoshino was present. Mr. Hicks presented the applications and commented that the application reflected services were offered prior to receiving the certificate of authorization.

Mr. Yoshino commented that he thought his firms were licensed and he was practicing under his personal license.

Mr. Minacci commented that if the application would have been sent to his office for review they would have issued a \$500 citation per application.

Motion: Mr. Rodriguez moved to approve YT Design Group, Inc. and YT Design Group, Inc (dual).  
Second: Mr. Hall seconded the motion and it passed unanimously.

Motion: Mr. Rodriguez moved to approve as presented.  
The motion failed for lack of a second.

Motion: Mr. Hall moved to approve Yoshino Trieschmann with a \$500 fine as a condition of licensure.  
Second: Ms. Del Bianco seconded the motion, it passed with Mr. Rodriguez opposed.

Motion: Mr. Rodriguez moved to approve Yoshino Architects, PA with a \$500 fine as a condition of licensure.  
Second: Mr. Hall seconded the motion and it passed unanimously.

Interior Design Certificate of Authorization

### Commercial Furnishing

Ms. Williams was present. Mr. Minacci commented that there was a pending disciplinary case and requested that the board not act on the application until the disciplinary matter is resolved.

Ms. Williams requested that the application be continued until the next meeting and waived the Chapter 120.60, Florida Statutes application processing rights.

Motion: Mr. Rodriguez moved to continue the application until the disciplinary case is resolved.

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

### Storetech, Inc.

Mr. Calabrese was present. Mr. Minacci presented the case and commented that the application reflected that the firm had practiced since 1990. He requested that the board approve the application with a \$500 fine as a condition of licensure.

Motion: Mr. Rodriguez moved to approve the application with a \$500 fine as a condition of licensure.

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

### The Toby Collection, Inc.

Toby Zack Designs (fictitious name for The Toby Collection, Inc.)

No one was present. Mr. Minacci presented the application and commented that the application reflected that the firm had practiced prior to licensure. He requested that the board approve the application with a \$500 fine as a condition of licensure.

Motion: Mr. Rodriguez moved to approve The Toby Collection, Inc. with a \$500 fine as a condition of licensure.

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

Motion: Mr. Rodriguez moved to approve Toby Zack Designs as presented.

Second: Ms. Del Bianco seconded the motion, it passed with Mr. Rodriguez opposed.

### **Continuing Education Application Review**

Jacqueline Williams

Ms. Williams was present. Ms. Shore commented that she originally reviewed the application and there appeared to be some additional course information provided in the agenda packet. She commented that Ms. Williams was an instructor and the request was for credit for the preparation of the course she instructs. She commented to receive continuing education credit courses should enhance knowledge learned in school or college and the information submitted was considered basic knowledge. She commented that she denied the original information submitted but would consider granting 4 hours if she substantiated the course curriculum.

Motion: Ms. Shore moved to allow 4 hours of continuing education credit under independent study.

Second: Mr. Rodriguez seconded the motion.

Ms. Clark commented that Ms. Williams was applying for teaching a higher education course. She commented that those requirements that higher education credit courses shall be credited for continuing education purposes at the rate of 15 hours for each semester hour or higher education credit provided that the number of contact classroom hours total at least 90% of approved contact hours credit as determined. Otherwise, continuing professional education credit shall be limited to the number of actual contact hours. The handbook reflects that no continuing education credit shall be permitted for attending or instructing interior design courses considered to be elementary.

Ms. Del Bianco commented that the course taught was elementary and individuals were testing on Building and Barrier Free Codes for licensure. Mr. Schreiber agreed as well.

The question was called and the motion failed.

Motion: Ms. Del Bianco moved to deny the request because the course content was too basic and elementary and did not enhance the knowledge learned in school or college.

Second: Ms. Shore seconded the motion and it passed unanimously.

## **Application Review**

### Architecture Endorsement

Sherif Messiha

Mr. Messiha was present. Ms. Clark commented that Mr. Messiha applied pursuant to Chapter 481.213(3)(c), Florida Statutes which was NCARB endorsement. The application was placed on the agenda for board review due to the evaluation from World Education Services, Inc. of his Bachelor of Architecture degree. Staff wanted the board to advise if this was an acceptable evaluation service. The board determined that the evaluation service was acceptable at the time it was performed.

Motion: Mr. Schreiber moved to approve the application.

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

### Interior Design Endorsement

Wendy St. Laurent

Ms. St. Laurent submitted a written request to continue her application and waived her Chapter 120.60, Florida Statutes application processing rights.

Motion: Mr. Rodriguez moved to table the application review for additional information.

Second: Ms. Shore seconded the motion and it passed unanimously.

## **Addendum Information**

### **Additional Application Information**

Comments from Jerry Hicks regarding Moidrag

Response from The Toby Collection, Inc. dba Toby Zack Designs (application on agenda for full board review)

## **Citation Compliance**

Curtis Group Architects (application on agenda for full board review)  
Jinx McDonald Designs, Inc. (ratification list)

## **Discussion/Information**

NCIDQ Exam Information

## **Final Order Request**

Jimmy Wallace – Case Number 2003-061680

Mr. Minacci commented that a final order was entered against Mr. Wallace on April 7, 2005 which accepted the recommended penalties and imposed a \$20,000 fine by the Administrative Law Judge. He commented that within 30 days of the order Mr. Wallace submitted a letter requesting the order be modified to allow him to pay \$20 per month based on his financial condition.

The board discussed the need for board members to be recused. Ms. Clark advised the board that there was no issue with board members needing to be recused for the discussion or decision.

Ms. Clark advised the board that the letter was a request to reconsider the final order and advised they should direct Mr. Minacci to handle. The board directed Mr. Minacci to negotiate a \$200 per month payment and return any additional questions to the probable cause panel.

## **Discussion/For information**

Letter from Cynthia Gainey, Alabama Board for Registration of Architects

Email to/from Cathe Evans, North Carolina Board of Architecture

Ratification of licensure list after issuance of licensure

NCARB Regional Director's Report

NCARB Fast Facts April 28, 2005

NCARB New Clips May 5, 2005 – Experimental ARE Questions

NCIDQ January/February 2005 Minutes

NCIDQ Model Language Comment Form – Sharon Del Bianco

FIDER Information

PSA Information

License totals

Recently passed legislation

House Bill 699

Profession engineers' rule for the procedures for signing and sealing electronic documents

House Bill 213

House Bill 442 (Sections 1 and 38 vetoed by Governor)

Mr. Gonzalez commented that he was disappointed that Ms. Chastain was not able to attend the NCARB meeting since it was held in Florida. Mr. Rodriguez suggested that the Chair send a letter to the department's Secretary regarding the matter.

Mr. Rodriguez commented that it was embarrassing to Florida and it hindered department staff not being able to build a rapport with other states. Mr. Bullock requested that the tone of the letter

reflect that the board was not able to perform duties appointed without board and staff participation at NCARB meetings. He suggested that the letter be strong and request a reply.

Mr. Gonzalez commented that there was an issue with continuing education reciprocity.

Ms. Clark advised the board that the issue they were discussing was mandated by the Legislature and if they were considering changing or repealing their rule a board member may have to testify at a Joint Administrative Procedures Commission. She commented that the board may want to lobby their associations to handle via legislation.

Mr. Gonzalez requested that the board consider the issue and place on the July agenda for discussion.

Ms. Chastain advised the board that the PSA's were being developed. She advised the board that the cost would be approximately \$12,000. She advised that there would be separate PSA's for architecture and interior design for the same cost and it would be aired on television and radio.

Mr. Smith commented that he requested a copy of the script for the board to review and hopefully would have available at the July board meeting.

Ms. Chastain advised the board that House Bill 442 eliminated the TAC but created a Council. She requested that the board appoint an architect and interior designer delegate. She advised that the board budget would cover the cost to travel for the meetings.

Mr. Gonzalez appointed Mr. Rodriguez and Ms. Del Bianco to the Council.

Ms. Chastain provided the board with language regarding the Board of Professional Engineers electronic signature for them to review and consider for the upcoming July board meeting.

Ms. Chastain requested that the board allow staff to issue licenses then place the individuals and companies on the ratification list. She advised the board that it would speed up the licensure process. She advised the board that a list of applicants would be reviewed by the prosecuting attorney prior to issuance to assure that there were no open disciplinary cases pending. Mr. Rodriguez commented that he was comfortable with Mr. Hicks, staff, and attorney review to insure compliance prior to licensure.

Motion: Mr. Rodriguez moved to delegate the issuance of licenses to applicants prior to ratification.

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

### **New Business**

Mr. Gonzalez requested that Mr. Rodriguez provide an NCARB report at the July meeting.

Mr. Rodriguez commented that he received the newsletter.

Ms. Chastain requested that the board handle certificate of authorization applications with a fine as a condition of licensure to expedite the application process instead of referring to the prosecuting attorney's office. The board requested that this item be placed on the July meeting agenda for further discussion.

**Old Business**

No old business.

**Adjourn**

Motion: Mr. Schreiber moved to adjourn.

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

The meeting adjourned at 5:00 p.m.