

**STATE OF MICHIGAN
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
BUREAU OF COMMERCIAL SERVICES – LICENSING DIVISION
2501 Woodlake Circle, Okemos, Michigan 48864-5955**

Board of Architects

BOARD MEETING MINUTES

January 22, 2009

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Board of Architects met in Regular Session on January 22, 2009, at the Department of Energy, Labor & Economic Growth, Bureau of Commercial Services, 2501 Woodlake Circle, Room 2, Okemos, Michigan. The business meeting was called to order by Chairperson Daniel Redstone at 9:00 a.m.

ROLL CALL

Present:	Lynn Arnott-Bryks	Member
	Catherine DeDecker	Member
	Steven Flum	Member
	Elisabeth Knibbe	Vice Chairperson
	John Kraus	Member
	Daniel Redstone	Chairperson
	Robert Stempien	Member
	Paula Van Valkenburgh	Member
Absent:	Christopher Siemion	Member
Staff:	Gloria Keene	Licensing Administrator
	Michael Pillow	Assistant Licensing Administrator
	Jackie Jernigan	Secretary to the Licensing Administrator
	Barrington Carr	Director, Enforcement Division
	Conrad Tatnall	Enforcement Division
	Paige Colley	Testing & Education Services
	Sue Sherman	Manager, Testing & Education Services
Visitors:	John Vitale	AIA, Michigan
	Christopher Lentine	Petitioner
	Francis Urbiel	Petitioner
	John Meyer	Petitioner

ADDITIONS TO OR DELETIONS FROM AGENDA

None.

APPROVAL OF MINUTES FROM ARCHITECT BOARD MEETING HELD OCTOBER 22, 2008

Motion: It was moved by Mr. Stempien and supported by Ms. Van Valkenburgh that the minutes from the Architect's Board Meeting of October 23, 2008 be approved as written. The motion carried unanimously.

PETITIONS

Relicensure

Francis Urbiel was licensed as an Architect in Michigan in 1982 by examination with no IDP. He holds a Bachelor of Science degree in Architecture (1977) from Lawrence Institute of Technology and allowed his license to lapse in 1996. The department denied Mr. Urbiel's application for relicensure because he doesn't meet the current education requirements of a NAAB accredited first professional degree in Architecture nor has he completed an approved internship program.

Mr. Urbien maintains that his (30) years of architectural experience should qualify him to become relicensed as an Architect in the State of Michigan. Mr. Urbiel further maintains that his BS degree in 1977 and original licensure in Michigan in 1982, pre-date the Statue's requirements for a Professional Degree and IDP and therefore, should not prevent his re-licensure.

The Board considered Mr. Urbiel's petition during its October 25, 2007 meeting. Mr. Urbiel was present at the meeting. Based on the evidence and Mr. Urbiel's answers to the board's questioning at the Board meeting, the Board voted to uphold the Department's denial by a vote of 5 to 1.

Subsequently, Mr. Urbiel filed an appeal of the Board's decision with the 3rd Judicial/Wayne County Circuit Court. Oral arguments were heard by the Court on August 13, 2008 and on September 2, 2008, the Honorable Prentis Edwards entered an order to vacate the Board's decision and remand the matter to the Board of Architects for a new review.

Mr. Urbiel's petition was reconsidered at the January 22, 2009 meeting. Mr. Urbiel appeared before the Board. He expressed to Board members that he wanted his license reinstated because of his pride and not for monetary purposes. Mr. Urbiel did not have any samples of his work to present to the Board for review. Upon a lengthy discussion between Mr. Urbiel and the Board, Mr. Urbiel agreed to

pursue a NAAB accredited degree in Architecture (Master of Architecture Degree) to meet the current education requirement for licensure as an Architect in Michigan.

Motion: It was moved by Ms. Knibbe and supported by Mr. Flum to uphold the Department's denial for relicensure based upon the evidence and Mr. Urbiel's answers to the Board's questioning at the Board meeting. It was determined that Mr. Urbiel had not demonstrated equivalency for the education requirement of a NAAB accredited degree. However, the Board will accept Mr. Urbiel's fourteen years of licensure as an Architect in Michigan (1982 – 1996) to be equivalent to the completion of the IDP. Additionally, Mr. Urbiel agreed to pursue a NAAB accredited degree in Architecture (Master of Architecture Degree) to meet the current education requirement. Mr. Urbiel may re-apply for relicensure after he submits evidence of a NAAB accredited degree to the department. The motion carried unanimously.

The Department concurred.

Licensure by Examination

Christopher Lentine has exceeded the 10-year statutory requirement for completion of all the licensing requirements. His initial application to the department was dated May 20, 1998.

Mr. Lentine meets experience and education requirements. He holds a Bachelor of Science Degree in Architecture (1992) and a Bachelor of Architecture Degree (1994) from Lawrence Technological University. He completed the IDP on December 31, 1997. His 10-year limit expired on May 20, 2008. Mr. Lentine petitioned the Board for an extension of time to complete the ARE.

Mr. Lentine appeared before the Board.

Motion: It was moved by Mr. Flum and supported by Ms. DeDecker to overturn the Department's denial and grant Mr. Lentine an extension until February 27, 2010 to pass the remaining divisions of the ARE exams as Mr. Lentine has completed the IDP and educational requirements and satisfied the Board that he has maintained professional competency in architectural work. Should Mr. Lentine fail to successfully complete the ARE by February 27, 2010, he will be required to repeat all divisions of the ARE examination that is current at that time. The motion carried unanimously.

The Department concurred.

Relicensure

John Meyer was licensed as an Architect in Michigan in 1972 by examination. Mr. Meyer holds Bachelor of Architecture Degree (1969) from Kansas State University and allowed his license to lapse in 2003.

Mr. Meyer was initially licensed before the requirement for IDP completion; therefore he has not completed the IDP. Mr. Meyer maintains that his (35) years of architectural experience should qualify him to become relicensed as an Architect in the State of Michigan.

Mr. Meyer appeared before the Board.

Motion: It was moved by Ms. Knibbe and supported by Ms. Van Valkenburgh to overturn the Department's denial and grant Mr. Meyer relicensure due to Mr. Meyer's evidence and answers to the Board's questioning indicating an extensive work history and contingent upon Mr. Meyer providing documentation to the Department that he has successfully completed three NCARB Monograph Series Continuing Education classes, to include Professional Conduct, Energy-Conscious Architecture and Improving Building Performance within 6 months or July 22, 2009. If the required monographs are not completed by July 22, 2009, the Department's denial will be upheld. The motion carried unanimously.

The Department concurred.

OLD BUSINESS

Update on Continuing Professional Competency

Mr. John Vitale of AIA Michigan addressed the Board regarding AIA's October 23, 2008 draft for review entitled, the Michigan Board of Architects Administrative Rules for Mandatory Continuing Education. After discussing the draft, it was determined that the Board will accept the proposed rules that was submitted by AIA Michigan with minor changes. Further, the Board determined a retired/inactive status will not be addressed in the continuing competency rules as there is no provision for it in the statute.

Correspondence from Ben Glowiak

The Board reviewed a letter from Ben Glowiak dated November 24, 2008. Mr. Glowiak continues to request a definition of the term building design and/or building

design services. Mr. Carr, Director of Enforcement, informed the Board that currently there is no definition provided by statute or law. Board member Knibbe advised that she would prepare a definition for building design for the Board's review at the next scheduled Board Meeting in March.

NEW BUSINESS

NCARB 2009 Tri-Regional Meeting with Regions 4 and 5, Salt Lake City, Utah March 27-28, 2009

Ms. Keene advised that the NCARB Joint Regions 4, 5 and 6 meeting will be hosted by Region 6 in Salt Lake City, Utah on March 27-28, 2009. Mr. Redstone expressed a desire to travel to the regional meeting and the annual meeting in Chicago, Illinois in June as the voting delegate for the board.

STAFF REPORT

Ms. Keene advised that the Department has changed its name to the Department of Energy, Labor & Economic Growth (DELEG).

Ms. Keene states that lunch receipts that are turned in for reimbursement need to have an itemization of what was ordered.

Ms. Keene also reported on the following bill: Senate Bill No.1515 passed in House and Senate; tie-barred with House Bill No. 4938. Increases the criminal penalty for engaging in or attempting to engage in the practice of architecture, engineering, or surveying without a license. Amends the Code of Criminal Procedure to include in the sentencing guidelines a felony violation proposed in SB 1515. The bill was presented to the Governor on December 8, 2008.

ITEMS OF CONSIDERATION FROM BOARD MEMBERS

Mr. Flum presented the Board with a draft of a letter he wrote for licensed Michigan Architects. The letter advised architects of the importance of checking the status of their license to ensure it's renewed on time and to provide the department with a timely notice of an address change. Upon discussion, Mr. Flum asked the Board and the department to approve the letter to be published in AIA Michigan.

PUBLIC COMMENT

None.

ADJOURNMENT

There being no further business to be brought before the Board at this time, the meeting was adjourned at 11:12 a.m.

Dan Redstone, Architect

Date

Jackie Jernigan, Recording Secretary

Date