

BOARD OF GOVERNORS OF THE LICENSED ARCHITECTS,
LANDSCAPE ARCHITECTS AND REGISTERED INTERIOR DESIGNERS

220 N. E. 28th Street, Board Room

Oklahoma City, OK 73105

August 31, 2016

9:30 a.m.

NOV 02 2016

STATE BOARD OF ARCHITECTS

AGENDA ITEM # 2a-1

Agenda

1. PUBLIC COMMENTS ON CURRENT AGENDA ONLY. Time limit to five (5) minutes per individual with sign-in required five (5) minutes prior to meeting beginning.
2. CONSENT AGENDA
 - a. Board action as necessary on consent agenda items.
 1. Minutes from the June 1, 2016 meeting.
 2. Financial reports of expenditures and revenues for May, June and July 2016.
3. ADMINISTRATIVE/INTERNAL BOARD ISSUES
 - a. Board action as necessary concerning report from Tammie Kilpatrick on the legislative interim session.
 - b. Presentation by Brad Klepper of annual legal issues the Board members and staff need to be aware, comply and their impact.
 - c. Board discussion and possible actions as necessary concerning NCARB resolutions passed at the Annual Meeting.
 - d. Board discussion and possible actions as necessary concerning whether or not to sign the MRA agreement with New Zealand and Australia and having Attorney General determine whether or not it complies with the Anti-Trust Act.
 - e. Board update on Registered Interior Designer CEU Rules effective August 25, 2016. Discussions and actions as necessary concerning implementing, requiring and accepting 12 HSW CEU hours for the licensing period beginning July 1, 2015 and ending June 30, 2017.
 - f. Board action as necessary concerning staff setting more permanent dates for continuing education programs (fall and spring).
 - g. Board discussion and action as necessary concerning the Board's FY 17 Operation Budget.
 - h. Board discussion and action as necessary concerning any needed Act or Rule changes.
 - i. Board Chair to establish new or abolish outdated committees as needed and appoint all members of the Board's Committees beginning July 1, 2016 and ending June 30, 2017.
 - j. Board discussion and action as necessary concerning request from Shekoofah Khedhri for extension of her ARE rolling clock for premature delivery of twins.
 - k. Board discussion and actions as necessary from Brian Dougherty's report from the Standing Scholarship Committee presenting recommendations and adjustments.

1. Extension of Amended Executive Order 2015-46 by Governor Fallin.
- m. Discussions and possible actions as needed concerning possible Board legal issues.
- n. Discussions and possible actions as needed concerning a Conflict of Interest Policy.

4. FORMAL ADMINISTRATIVE HEARINGS

a. Formal hearing and Board action as necessary on Case #2016-001, in the matter of the Board of Governors of the Licensed Architects, Landscape Architects and Registered Interior Designers vs. EJES, Inc.

1. Proposed executive session if necessary to deliberate the above proceedings. Authority: 25 O.S., Section 307 (B)(8).
2. Vote on whether to convene into executive session.
3. Vote to return to open session.
4. Vote on matters discussed in executive session.

Holding for Attorney General Anti-Trust review results.

b. Formal hearing and Board action as necessary on Case #2016-002, in the matter of the Board of Governors of the Licensed Architects , Landscape Architects and Registered Interior Designers vs. T. Teel Daggs d/b/a Teel Daggs Design, LLC.

1. Proposed executive session if necessary to deliberate the above proceedings. Authority: 25 O.S., Section 307 (B)(8).
2. Vote on whether to convene into executive session.
3. Vote to return to open session.
4. Vote on matters discussed in executive session

Holding for Attorney General Anti-Trust review results.

c. Formal hearing and Board action as necessary on Case #2016-003, in the matter of the Board of Governors of the Licensed Architects , Landscape Architects and Registered Interior Designers vs. Michael Pullen d/b/a Michael Pullen Design.

1. Proposed executive session if necessary to deliberate the above proceedings. Authority: 25 O.S., Section 307 (B)(8).
2. Vote on whether to convene into executive session.
3. Vote to return to open session.
4. Vote on matters discussed in executive session

Holding for Attorney General Anti-Trust review results.

d. Formal hearing and Board action as necessary on Case #2016-004, in the matter of the Board of Governors of the Licensed Architects , Landscape Architects and Registered Interior Designers vs. Lantz-Boggio Architects, P.C.

1. Proposed executive session if necessary to deliberate the above proceedings. Authority: 25 O.S., Section 307 (B)(8).

2. Vote on whether to convene into executive session.
 3. Vote to return to open session.
 4. Vote on matters discussed in executive session
- Holding for Attorney General Anti-Trust review results.

e. Formal hearing and Board action as necessary on Case #2016-005, in the matter of the Board of Governors of the Licensed Architects , Landscape Architects and Registered Interior Designers vs. William McMahon d/b/a McMahon Group.

1. Proposed executive session if necessary to deliberate the above proceedings. Authority: 25 O.S., Section 307 (B)(8).
 2. Vote on whether to convene into executive session.
 3. Vote to return to open session.
 4. Vote on matters discussed in executive session
- Holding for Attorney General Anti-Trust review results.

f. Formal hearing and Board action as necessary on Case #2016-006, in the matter of the Board of Governors of the Licensed Architects , Landscape Architects and Registered Interior Designers vs. Glenda Watkins.

1. Proposed executive session if necessary to deliberate the above proceedings and consider consent order. Authority: 25 O.S., Section 307 (B)(8).
2. Vote on whether to convene into executive session.
3. Vote to return to open session.
4. Vote on matters discussed in executive session

g. Formal hearing and Board action as necessary on Case #2016-007, in the matter of the Board of Governors of the Licensed Architects , Landscape Architects and Registered Interior Designers vs. W. David Dorety.

1. Proposed executive session if necessary to deliberate the above proceedings. Authority: 25 O.S., Section 307 (B)(8).
 2. Vote on whether to convene into executive session.
 3. Vote to return to open session.
 4. Vote on matters discussed in executive session
- Holding for Attorney General Anti-Trust review results.

5. CLARB/NCARB/CIDQ/ORGANIZATIONS, ISSUES AND REPORTS

- a. Report from NCARB
- b. Report from CLARB

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- c. Report from CIDQ
- d. Report on AIA Architect activities
- e. Report on ASLA Landscape Architect activities
- f. Report on OI/DC/ASID Interior Designer activities

6. New Business

In accordance with 25 O.S. § 311(9), new business will now be heard, if any.

Adjourn

OKLAHOMA BOARD OF GOVERNORS OF THE LICENSED ARCHITECTS,
LANDSCAPE ARCHITECTS AND REGISTERED INTERIOR DESIGNERS

220 N. E. 28th, Board Room

Oklahoma City, OK 74105

August 31, 2016

9:30 a.m.

Minutes

The Board of Governors of the Licensed Architects, Landscape Architects and Registered Interior Designers of Oklahoma met on Wednesday, August 31, 2016 with the following members and guests present:

Mark Taylor, Registered Interior Designer, Chairman

Brad Gaskins, Architect, Vice-Chair

David Hornbeek, Architect

Gary Armbruster, Architect

Nate Baker, Architect

Brian Dougherty, Landscape Architect

Randy Weatherly, Landscape Architect/Architect

Elisabeth Windel, Architect

Jim Bruza, Architect

Jean Williams, Executive Director

Leslie Hanska, Executive Assistant

Ellen White, Executive Secretary

Brad Klepper, Counsel

Tammie Kilpatrick, Consultant

Ryan Kilpatrick, Consultant

Brett Logan, Guest

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STATE BOARD OF ARCHITECTS

Jim Hasenbeck, Architect, Secretary-Treasurer and Jeff Click, public member were absent.

1. a. There were no public comments.

CONSENT AGENDA

2. a. Mr. Dougherty moved to approve the consent agenda. Motion seconded by Mr. Hornbeek. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek and Ms. Windel. Voting nay: None. Abstain: Mr. Bruza. Motion approved.

2. a-2. Mr. Weatherly moved to approve the financials from May, June and July 2016. Motion seconded by Mr. Hornbeek. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek, Bruza and Ms. Windel. Voting nay: None. Motion unanimously approved.

ADMINISTRATIVE/INTERNAL BOARD ISSUES

3. a. Legislative report was given to the Board by Ryan Kilpatrick.

3. b. Annual legal presentation was given by Counsel, Brad Klepper. Counsel discussed issues including; conflicts of interest, doing business with the Board, outside committees, family members, complaints, etc. Counsel reminded the Board that it is their responsibility to attend board meetings and be prepared by reading all material in board packets prior to the meeting. A conflict of interest statement will be distributed at the next board meeting for board members to sign.

3. c. Mr. Hornbeek gave a report regarding NCARB resolutions passed at the annual meeting. No actions taken.

3. d. Board discussed whether or not to sign the MRA agreement with New Zealand and Australia. Counsel was asked to contact NCARB for clarifications. Mr. Weatherly motioned to table until the next meeting. Motion seconded by Mr. Dougherty. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek, Bruza and Ms. Windel. Voting nay: None. Motion unanimously approved.

3. e. Brett Logan, President of the Oklahoma Interior Designer Coalition (OIDC), appeared before the Board with updates regarding Registered Interior Designer activities, including the ASID and IIDA convention both in Tulsa. Information has gone out to all Registered Interior Designers from OIDC and the Board concerning the new CEU requirements. Mr. Weatherly moved to accept 12 HSW CEU hours for the July 1, 2015 to June 30, 2017 renewal period for Registered Interior Designers due to the fact that new requirements became effective in the middle of the two-year renewal cycle. Motion seconded by Mr. Dougherty. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek, Bruza and Ms. Windel. Voting nay: None. Motion unanimously approved.

3. f. The Board and staff discussed setting the continuing education program in early November and early April each year. These particular time frames are conducive to the staff's annual schedule. Staff emphasized the need to set these dates well in advance so other organizations can schedule around these events instead of visa versa. Mr. Baker moved to approve the staff's request to set time period for fall and spring programs in early November and April each year. Motion seconded by Mr. Bruza. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek, Bruza and Ms. Windel. Voting nay: None. Motion unanimously approved.

3. g. Board discussed the FY 17 operational budget and the possibility of future annual renewals as opposed the current biennial renewals. Mr. Baker motioned to have the subject of annual renewals sent to the finance committee and report back to the Board. Motion seconded by Mr. Weatherly. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek, Bruza and Ms. Windel. Voting nay: None. Motion unanimously approved.

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3. h. Board discussed possible changes to the Act and Rules. No Action taken.

3. i. Chairman Taylor assigned the following committee chairs: Mr. Hasenbeck, Finance and Investigation; Mr. Baker, Act and Rules; Ms. Windel, Architect and Engineer; Mr. Dougherty, Scholarship; and Mr. Hornbeek, Succession Planning.

3. j. Mr. Hornbeek motioned to approve extension on Ms. Shekoofah Khedhri's A.R.E. rolling clock. Motion seconded by Mr. Dougherty. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek, Bruza and Ms. Windel. Voting nay: None. Motion unanimously approved.

3. k. Mr. Dougherty presented a Scholarship Committee update. The committee has met and evaluated the past year taking a look at the implementation and awards. They believe the intent has been followed. Presentations to the universities have allowed them to explain who the Board is to the students. Having the faculty involved has made a difference. The recognition of last year's recipients has been awesome. Posters have been left with universities to put up for the upcoming year. Mr. Dougherty moved to consider applications that may contain valid course scheduling problems as meeting the intent of the Board's scholarship criteria. Mr. Hornbeek motioned to approve the request. Motion seconded by Mr. Weatherly. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek, Bruza and Ms. Windel. Voting nay: None. Motion unanimously approved.

3. l. Board discussed the amended Executive Order. No action taken.

3. m. Board discussed possible Board legal issues. No action taken.

3. n. Board discussed in item 3. b. Conflict of Interest Policy. No action taken.

FORMAL ADMINISTRATIVE HEARINGS

Mr. Klepper reported the Attorney General approved all the actions the Board took at the formal hearings that took place on June 1, 2016, with the exception of Glenda Watkins consent order which is outstanding.

4. a. Formal hearing and Board action as necessary on Case #2016-001, in the matter of the Board of Governors of the Licensed Architects, Landscape Architects and Registered Interior Designers vs. EJES, Inc. Mr. Weatherly moved to find EJES, Inc. guilty of providing architectural services without having a valid Certificate of Authority, proposing a fine of \$3500. Motion seconded by Mr. Baker. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek and Ms. Windel. Voting nay: None. Abstain: Mr. Bruza. Motion approved.

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4. b. Formal hearing and Board action as necessary on Case #2016-002, in the matter of the Board of Governors of the Licensed Architects, Landscape Architects and Registered Interior Designers vs. T. Teel Daggs d/b/a Teel Daggs Design, LLC. Mr. Weatherly moved to find Teel Daggs d/b/a Teel Daggs Design, LLC guilty of fraud, by practicing architecture without a license, proposing a fine of \$10,000. Motion seconded by Mr. Baker. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek and Ms. Windel. Voting nay: None. Abstain: Mr. Bruza. Motion approved.

4. c. Formal hearing and Board action as necessary on Case #2016-003, in the matter of the Board of Governors of the Licensed Architects, Landscape Architects and Registered Interior Designers vs. Michael Pullen d/b/a Michael Pullen Design. Mr. Weatherly moved to find Michael Pullen d/b/a Michael Pullen Design guilty practicing landscape architecture without a landscape architect license, proposing a fine of \$3000. Motion seconded by Mr. Baker. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek and Ms. Windel. Voting nay: None. Abstain: Mr. Bruza. Motion approved.

4. d. Formal hearing and Board action as necessary on Case #2016-004, in the matter of the Board of Governors of the Licensed Architects, Landscape Architects and Registered Interior Designers vs. Lantz-Boggio Architects, P.C.. Mr. Weatherly moved to find Lantz-Boggio Architects, P.C. guilty of providing architectural services without having a valid certificate of authority, proposing a fine of \$3500. Motion seconded by Mr. Baker. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek and Ms. Windel. Voting nay: None. Abstain: Mr. Bruza. Motion approved.

4. e. Formal hearing and Board action as necessary on Case #2016-005, in the matter of the Board of Governors of the Licensed Architects, Landscape Architects and Registered Interior Designers vs. William McMahon d/b/a McMahon Group. Mr. Weatherly moved to find William McMahon d/b/a McMahon Group, guilty of providing architectural services without having a valid certificate of authority, proposing a fine of \$6500. Motion seconded by Mr. Baker. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek and Ms. Windel. Voting nay: None. Abstain: Mr. Bruza. Motion approved.

4. f. Formal hearing and Board action as necessary on Case #2016-006, in the matter of the Board of Governors of the Licensed Architects, Landscape Architects and Registered Interior Designers vs. Glenda Watkins. Mr. Weatherly moved to approve the consent order, with respondent admitting violation of having fraudulently submitted CEU credits and paying \$2500 fine. Motion seconded by Mr. Baker. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek and Ms. Windel. Voting nay: None. Abstain: Mr. Bruza. Motion approved.

4. g. Formal hearing and Board action as necessary on Case #2016-007, in the matter of the Board of Governors of the Licensed Architects, Designers vs. W. David Dorety. Mr. Weatherly moved to find W. David Dorety guilty of practicing architecture without a valid license, issuing a \$4000 fine. Motion seconded by Mr. Baker. Voting aye: Messrs. Taylor, Dougherty, Gaskins, Armbruster, Weatherly, Baker, Hornbeek and Ms. Windel. Voting nay: None. Abstain: Mr. Bruza. Motion approved.

CLARB/NCARB/CIDQ/ORGANIZATIONS, ISSUES AND REPORTS

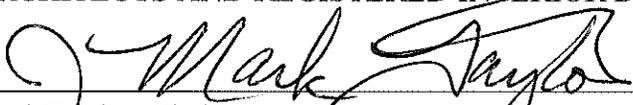
- 5. a. NCARB - No report.
- 5. b. CLARB - Mr. Weatherly reported that CLARB and NCARB are working together with FARB on national issues.
- 5. c. CIDQ - Mr. Taylor reported there is a CIDQ committee meeting on bylaws.
- 5. d. AIA - No report.
- 5. e. ASLA - No report.
- 5. f. OIADC/ASID - No report.

NEW BUSINESS

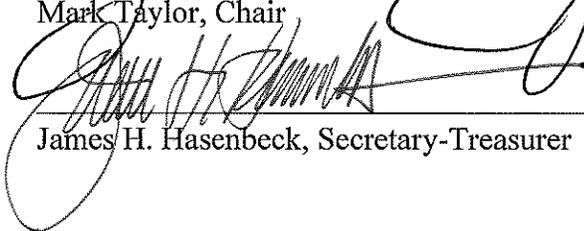
- 6. None to report.

Adjourn

THE BOARD OF GOVERNORS OF THE LICENSED ARCHITECTS, LANDSCAPE ARCHITECTS AND REGISTERED INTERIOR DESIGNERS OF OKLAHOMA



Mark Taylor, Chair



James H. Hasenbeck, Secretary-Treasurer