

March 2, 2020

BOARD OF LICENSURE FOR ARCHITECTS MINUTES

There was a meeting of the Board of Licensure for Architects on March 2, 2020. The following Board Members were present: Sheldon Pennoyer, Sonja Misiaszek-Monterose, Adam Wagner, and Wayne Richardson. Also present was Division Director Joe Shoemaker and Board Staff Bobbie Mayo.

1. **Call to order** – 9:00 a.m.
2. **Interviews/meetings** – None.
3. **Approval of the minutes of the December 18, 2019 meeting** – Board Member Richardson made a motion which was seconded by Board Member Misiaszek-Monterose to approve the public minutes as written. The motion passed unanimously.
4. **Reading of Communications** –
 - a. Stephen Livermore – Disciplinary Action Reported on Renewal – Noted. No additional action required.
 - b. David MollenKopf – Disciplinary Action Self-Reported – Noted. No additional action required.
 - c. Stephen Franey – Disciplinary Action Reported on Renewal – Noted. No additional action required.
 - d. Daniel Roach – Disciplinary Action Reported on Renewal – Noted. No additional action required.
5. **Reading and Consideration of Applications** –
 - a. ARE Applicants – None.
 - b. NCARB Applicants - Board Member Misiaszek-Monterose made a motion which was seconded by Board Member Wagner to approve the following candidates with the indicated license numbers, motion passed unanimously.

Appl. #20-63 Stephen J. Urbanek – 04791
 - c. DTS Applicants – Board Member Misiaszek-Monterose made a motion which was seconded by Board Member Wagner to approve the following candidates with the indicated license numbers, motion passed unanimously.

Appl. #20-69 Andrew R. Roehl – 04794

5. **Reading and Consideration of Applications, Continued** –

- d. Reinstatement Applicants – Board Member Richardson made a motion to deny the applicant’s request for waiver of Arch 401.05 (a)(7) as the Board does not have the authority. The motion was seconded by Board Member Misiaszek-Monterose, motion passed unanimously.

Owen F. Slagle – Request for Reference waiver

- e. Reaffirmation of NCARB Applicants licensed since December 18, 2019 – Board Member Misiaszek-Monterose made a motion which was seconded by Board Member Wagner to reaffirm the following licensees. The motion passed unanimously.

Appl. #20-51	John F. Sullivan	4774	12/18/2019
Appl. #19-14	William W. Bartell	4775	12/20/2019
Appl. #20-58	Michael D. Cox	4776	01/07/2020
Appl. #20-55	Thomas F. Petersen	4777	01/09/2020
Appl. #20-56	Nazir Khalfe	4778	01/17/2020
Appl. #20-60	Paul R. Warnock	4779	01/17/2020
Appl. #20-57	Stephen Hockman	4780	01/21/2020
Appl. #20-62	Michael Colombo	4781	01/23/2020
Appl. #20-64	Jason Coats	4782	01/24/2020
Appl. #20-65	Justin R. Bruce	4783	01/24/2020
Appl. #20-61	Jeffrey Liebergren	4784	01/28/2020
Appl. #20-44	Hillary G. Mateev	4785	02/11/2020
Appl. #20-66	Viren H. Gori	4786	02/11/2020
Appl. #20-68	Aaron W. West	4787	02/18/2020
Appl. #20-72	James J. Brodi, III	4788	02/19/2020

- f. Reaffirmation of ARE Applicants licensed since December 18, 2019 – Board Member Misiaszek-Monterose made a motion which was seconded by Board Member Wagner to reaffirm the following candidates. The motion passed unanimously.

Appl. #19-14	William W. Bartell	4775	12/20/2019
Appl. #19-53	Jared A. Guilmett	4789	02/24/2020
Appl. #07-51	Margaret Tomas	4780	02/24/2020

6. **Unfinished Business** –

- a. Proof of Administrative Rule for JLCAR – Chairperson Pennoyer signed the proof of the rules for JLCAR.

6. **Unfinished Business, Continued** –

b. Show Cause Notice of Hearing for Failure of Audit –

- i. Treffle LaFleche – The hearing opened at 10:05 a.m. Sheldon Pennoyer acted as presiding officer. Mr. LaFleche was not present, did not send representation and did not notify Board staff that he would not be in attendance. The hearing was held in absentia. Presiding officer Pennoyer read the charges into record. There were no questions by the Board. Board member Richardson made a motion to close the hearing at 10:10 a.m., seconded by Board member Wagner. Motion passed unanimously.
- ii. Paul Davies - The hearing opened at 10:11 a.m. Sheldon Pennoyer acted as presiding officer. Mr. Davies was not present, did not send representation and did not notify Board staff that he would not be in attendance. The hearing was held in absentia. Presiding officer Pennoyer read the charges into record. There were no questions by the Board. Board member Richardson made a motion to close the hearing at 10:17 a.m., seconded by Board member Wagner. Motion passed unanimously.
- iii. Davood Shahin – The hearing opened at 10:18, Mr. Shahin arrived late and the hearing restarted at 10:23 a.m. Sheldon Pennoyer acted as presiding officer. Mr. Shahin was present. Presiding officer Pennoyer read the charges into record. Mr. Shahin testified that he was embarrassed that his records were not in order and that he had not complied with the audit. He explained that his professional world was in a large shift and that he was having a hard time at the moment. He then provided the Board with additional certificates. Board member Misiaszek-Monterose made a motion to close the hearing at 10:32 a.m., the motion was seconded by Board Member Wagner. The motion passed unanimously.

c. Deliberations –

- i. Treffle LaFleche – Board Member Richardson made a motion for the Board to file a formal complaint against Mr. LaFlech, for an investigation, in order to conduct an adjudicatory hearing. The case should be referred to investigator Horne. Motion was seconded by Board Member Wagner, motion passed unanimously.
- ii. Paul Davies - Board Member Misiaszek-Monterose made a motion for the Board to file a formal complaint against Mr. Davies, for an investigation, in order to conduct an adjudicatory hearing. The case should be referred to

6. **Unfinished Business, Continued** –

investigator Horne. Motion was seconded by Board Member Richardson, motion passed unanimously.

- iii. Davood Shahin – After a thorough review of the documents that were provided by Mr. Shahin it was determined that three courses were not HSW and he did not provide a course certificate for one of the courses listed. Board Member Misiaszek-Monterose made a motion that Mr. Shahin has met the burden of proof and that he should be granted until April 1, 2020 to submit proof of his deficient 3 Health Safety and Welfare Hours. The motion was seconded by Board Member Wagner. The motion passed unanimously.

7. **New Business** –

- a. Upon the motion of Board Member Wagner and the second of Board Member Richardson the Board voted by roll call vote, to conduct a non-public session for the purpose of discussing pending investigations and noting that such a non-public session is authorized by RSA 91-A:3, II (c) & (j), RSA 91-A:5, IV, Lodge v. Knowlton, 11 N.H. 574 (1978), and the Board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.
- b. Upon the motion of Board Member Misiaszek-Monterose and the second of Board Member Richardson, the Board by roll call vote resumed public session
- c. Upon the motion of Board Member Richardson and the second of Board Member Misiaszek-Monterose, the Board, by roll call vote, resolved to withhold the minutes of the preceding non-public session from public disclosure pursuant to RSA 91-A:3, III on the grounds that public disclosure would be likely to render the proposed action ineffective. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.
- d. 2020 NCARB Draft Resolutions for Consideration – The resolutions were briefly discussed.
- e. Date and time of next meeting – *April 3, 2020 at 9:00 a.m.*

8. **Adjournment** – 11:10 a.m.

Respectfully submitted,



Bobbie Mayo
Supervisor II