

BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND
SURVEYORS, CERTIFIED INTERIOR DESIGNERS AND LANDSCAPE
ARCHITECTS MEETING MINUTES

The Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects (APELSCIDLA Board) met on September 8, 2021, at 10:00 a.m. Board staff was present at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia 23233.

The following members were present for all or part of the meeting:

Architects

Tim Colley
April Drake
Mel Price

Professional Engineers

James Kelly
Christopher Stone

Land Surveyors

Doyle Allen
Vickie Anglin
Mike Zmuda

Interior Designers

Caroline Alexander

Landscape Architects

Ann Stokes

Citizen Members

Karen Reynes

Hypatia Alexandria, Frank Hancock, Cameron Stiles, and Vinay Nair were not present at the meeting.

Staff present for all or part of the meeting were:

Mary Broz-Vaughan, Director
Kathleen (Kate) R. Nosbisch, Executive Director
Bonnie Davis, Administrative Assistant
Michelle Couch, Lead Analyst, Complaint Analysis and Resolution
Matthew Ross, Licensing Specialist, Post Adjudication and Licensing

Members of the audience:

Georg Dahl, Virginia Society of Professional Engineers (VSPE) STEM and Educational
Outreach Lead for Tidewater/Hampton Roads Chapter
Nancy Israel, Executive Director, ACEC Virginia
Ellen R. Vallerie, Applicant
Pedram Foushanji, Applicant

Elizabeth Peay, Assistant Attorney General with the Office of the Attorney General, was not present with regrets.

Finding a quorum of the Board present, Ms. Stokes, Chair, called the meeting to order at 10:11 a.m.

Call to Order

Ms. Stokes advised the Board of the emergency evacuation procedures for staff on site.

Emergency Evacuation

Ms. Stokes welcomed April Drake, newly appointed architect. She stated Ms. Anglin who filled an unexpired term was reappointed to her first four year term. Ms. Stokes also informed the board that she and Mr. Kelly were reappointed for a second four year term. Board members offered congratulations to Ms. Drake, Ms. Anglin, Mr. Kelly and Ms. Stokes.

Announcements

Ms. Nosbisch stated Ms. Alexandria, Mr. Hancock, Ms. Stiles, and Mr. Nair send their regrets.

Ms. Price moved to approve the agenda as presented. Mr. Stone seconded the motion which was unanimously approved by: Alexander, Allen, Anglin, Colley, Drake, Kelly, Price, Reynes, Stokes, Stone, and Zmuda.

Approval of Agenda

Mr. Stone moved to approve the June 22, 2021, Board meeting minutes, the July 29, 2021, the August 3, 2021, the August 10, 2021 and the August 24, 2021 Land Surveyor Exam Committee meeting minutes. Mr. Allen seconded the motion which was approved by: Alexander, Allen, Anglin, Colley, Kelly, Price, Reynes, Stokes, Stone, and Zmuda. Ms. Drake abstained.

Approval of Minutes

Mr. Dahl with Virginia Society of Professional Engineers (VSPE) stated VSPE has been offering continuing education courses via Lunch and Learn sessions. He also stated that Brad Tazewell, a well-known architect of Norfolk passed away last week.

Public Comment Period

Mr. Kelly recused himself from the meeting for discussion and deliberation of the file.

Recusal of BoardMember

Regarding **File Number 2021-00835, William Channing Blackwell**, the Board members reviewed the Consent Order as seen and agreed to by Mr. Blackwell.

File Number 2021-00835, William Channing Blackwell

Mr. Stone moved to accept the Consent Order which cites the following violation of the Board's regulations: 18VAC10-20-740.B.4 (Count 1), 18VAC10-20-740.F (Count 2), and 18VAC10-20-760.A.1 (Count 3). For these violations, Mr. Blackwell

agrees to pay the following monetary penalties: \$500.00 for the violation contained in Count 1; \$500.00 for the violation contained in Count 2; \$1,000.00 for the violation contained in Count 3 and \$150.00 in Board costs, for a total monetary penalty of \$2,150.00. In addition, for Counts 1 and 2, Mr. Blackwell agrees to complete at least two (2) classroom hours of continuing education pertaining to Engineering Ethics approved by the Board and to provide proof of attendance and successful completion within six (6) months of the order date. Mr. Allen seconded the motion which was unanimously approved by members: Alexander, Allen, Anglin, Colley, Drake, Price, Reynes, Stokes, Stone, and Zmuda. As the presiding Board member, Mr. Kelly was not present for the discussion or vote.

The Board agreed by consensus that due to limited classroom instruction because of COVID, online CE will be acceptable in consent orders and IFFs until further notice.

**Online CE
Acceptable for
Disciplinary
Actions**

Regarding **File Number 2021-01216, Ellen Rose Vallerie** was present to address the Board. The Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the application file, transcripts and exhibits, and the Summary of the Informal Fact-Finding Conference. Mr. Stone moved to accept the recommendation of the presiding officer and approve Ms. Vallerie's application for professional engineer by exam. Ms. Price seconded the motion which was unanimously approved by members: Alexander, Allen, Anglin, Colley, Drake, Price, Reynes, Stokes, Stone, and Zmuda. As the presiding Board member, Mr. Kelly was not present for the discussion or vote.

**File Number
2021-01216,
Ellen Rose
Vallerie**

Mr. Kelly returned to the meeting, and Mr. Stone recused himself from the meeting for discussion and deliberation of the files.

**Return of
Board Member**

Regarding **File Number 2021-02009, Serghei Malcov**, the Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the application file, transcripts and exhibits, and the Summary of the Informal Fact-Finding Conference. Mr. Allen moved to accept the recommendation of the presiding officer and deny Mr. Malcov's application for professional engineer by exam. Mr. Kelly seconded the motion which was unanimously approved by members: Alexander, Allen, Anglin, Colley, Drake, Kelly, Price, Reynes, Stokes, and Zmuda. As the presiding Board member, Mr. Stone was not present for the discussion or vote.

**File Number
2021-02009,
Serghei Malcov**

Regarding **File Number 2021-02011, Oneil Richard Clarke**, the Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the application file, transcripts and exhibits, and the Summary of the Informal Fact-

**File Number
2021-02011,
Oneil Richard**

Finding Conference. Mr. Kelly moved to accept the recommendation of the presiding officer and deny Mr. Clarke's application for professional engineer by exam. Mr. Zmuda seconded the motion which was unanimously approved by members: Alexander, Allen, Anglin, Colley, Drake, Kelly, Price, Reynes, Stokes, and Zmuda. As the presiding Board member, Mr. Stone was not present for the discussion or vote.

Clarke

Regarding **File Number 2021-02012, Pedram Foushanji** was present to address the Board. The Board members the record of the Informal Fact-Finding Conference, which consisted of the application file, transcripts and exhibits, and the Summary of the Informal Fact-Finding Conference. Ms. Anglin moved to accept the recommendation of the presiding officer and approve Mr. Foushanji's application for engineer in training designation. Ms. Price seconded the motion which was unanimously approved by members: Alexander, Allen, Anglin, Colley, Drake, Kelly, Price, Reynes, Stokes, and Zmuda. As the presiding Board member, Mr. Stone was not present for the discussion or vote.

File Number
2021-02012,
Pedram
Foushanji

Mr. Stone returned to the meeting.

Return of
Board Member

Regarding **File Number 2021-02168, Abdulrazak Adomo Ogun**, the Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the application file, transcripts and exhibits, and the Summary of the Informal Fact-Finding Conference. Mr. Kelly moved to accept the recommendation of the presiding officer and approve Mr. Ogun's application for architect by comity. Mr. Stone seconded the motion which was unanimously approved by members: Alexander, Allen, Anglin, Colley, Drake, Kelly, Price, Reynes, Stokes, Stone, and Zmuda. As the presiding Board member, Ms. Snetter was not present for the discussion or vote.

File Number
2021-02168,
Abdulrazak
Adomo Ogun

Ms. Stokes read the resolution for consideration by the Board:

Resolution
Christine
Snetter

Resolution for
Christine Snetter

WHEREAS, Christine Snetter, did faithfully and diligently serve the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects from 2013 to 2021;

WHEREAS, Christine Snetter, did devote generously of her time, talent and leadership to the Board;

WHEREAS, Christine Snetter, did endeavor at all times to render decisions with

fairness and good judgement in the best interest of the citizens of the Commonwealth and these professions; and

WHEREAS, the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects wishes to acknowledge its gratitude for devoted service of a person who is held in high esteem by the members of the Board and the citizens of the Commonwealth;

NOW THEREFORE BE IT RESOLVED, by the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects this eighth day of September 2021, that Christine Snetter be given all honors and respect due her for her outstanding service to the Commonwealth and its citizens; and

BE IT FURTHER RESOLVED, that this Resolution be presented to her and be made a part of the official minutes of the Board so that all may know of the high regard in which she is held by this Board.

The Board members agreed to the resolution by consensus and congratulated and thanked Ms. Snetter for her service.

At the June 22, 2021 APELSCIDLA board meeting, Mr. Stone stated that over 40% of the Virginia Department of Small Business and Supplier Diversity website lists businesses that are not registered with the Department of Professional and Occupational Regulation (DPOR). Ms. Nobsch contacted the Interim Director, Jennifer Mayton, and requested a clarifying statement be added to the website. Ms. Mayton was agreeable. Mr. Stone moved to approve the language as: Inclusion on this list indicates the individual or business is SWAM certified. It does not verify the individual is licensed or the business is registered by the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects as required by Code. Please visit www.DPOR.Virginia.gov and click on License Lookup to verify licensure.

**Virginia
Department of
Small Business
and Supplier
Diversity
Update**

Mr. Colley seconded the motion which was unanimously approved by: Alexander, Allen, Anglin, Colley, Drake, Kelly, Price, Reynes, Stokes, Stone, and Zmuda.

Ms. Nobsch stated CLARB held a Public Member meeting on July 14 and 21st. Ms. Alexandria and Ms. Reynes attended. There was a CLARB Regional meeting on August 12, 2021. Ms. Nobsch stated that all national organizations are pushing towards a universal application. There is a CLARB Annual meeting on September 22-24th and she and Ms. Stokes will be attending the meeting virtually.

**Landscape
Architect
Section Update**

Ms. Nobsch stated there was a NCEES Board Administrators meeting on July 29th.

Professional

The NCEES annual meeting on August 19-20th has been cancelled. There was a virtual NCEES State of the Council meeting on September 8th and the annual virtual Business Session was moved to September 15th. Mr. Allen will be the voting delegate and he, Mr. Kelly and Ms. Nobsisch will be attending the virtual meeting.

**Engineer
Section Update**

Ms. Nobsisch stated she appreciates the Land Surveyors efforts on the State Specific Exam. She stated Mr. Allen has been appointed to the NCEES Exam Audit Committee. The Virginia Association of Surveyors Convention is September 14-18th. Ms. Nobsisch and the Land Surveyors will provide a presentation on September 17th from 1-3pm.

**Land Surveyor
Section Update**

Ms. Nobsisch was assigned to the NCARB Diversity Workforce Collaborative which met on August 12th. She also participated in a Diversity Focus Group on September 1st. Due to increasing COVID numbers, the NCARB Region 2 Student Educator Practitioner scheduled for October 14-15th has been rescheduled to September 29-30, 2022. Ms. Nobsisch informed the Board the NCARB transition to PSI will begin in early 2022 and there will be a remote testing option.

**Architect
Section Update**

Ms. Nobsisch stated that CIDQ will be allowing remote proctoring in the fall for the IDFX and the IDPX exam sections. They have been collecting race and ethnicity on applicants to increase efforts of diversity. They have also been working with an inter-organizational task force to develop recommendations for collective DEI actions for the interior design profession. The CIDQ annual meeting is November 12-13th and attendees have an in-person or virtual option. Requests will be submitted for Ms. Stiles and Ms. Alexander to attend the meeting virtually.

**Certified
Interior
Designer
Section Update**

Ms. Nobsisch stated that the new regulations were effective September 2, 2021. She stated the proposed fee increase NOIRA is still in process. Ms. Broz-Vaughan stated that due to marijuana conviction changes in legislation, the language in the new regulations needs to be adjusted to exclude misdemeanor marijuana drug convictions and this can be accomplished by an exempt regulatory action if filed within 90 days of enactment.. Mr. Stone moved that an exempt action be filed to make the necessary changes. Mr. Zmuda seconded the motion which was unanimously approved by: Alexander, Allen, Anglin, Colley, Drake, Kelly, Price, Reynes, Stokes, Stone, and Zmuda.

**Regulatory
Update – New
Regulations
effective
September 2,
2021**

Ms. Nobsisch reported there were no business entities issued a Business Agreement for Registration.

**Business
Agreement
Updates**

There were no requests for waiver of continuing education.

CE Waiver

The licensee counts as of August 1, 2021:

APELSCIDLA Businesses	4,845
Architects	7,612
Professional Engineers	29,913
Land Surveyors	1,227
Land Surveyors B	69
Land Surveyor Photogrammetrists	106
Certified Interior Designers	474
Landscape Architects	937

Ms. Nobsch stated the financial statements were provided for informational purposes.

The Board reviewed the letter from Mr. Matthew Arnold, Architect, and his concern regarding Regulation 18VAC10-20-760. After discussion, the Board agreed by consensus that no changes to regulation are required at this time and to take no action. Further, the matter of Mr. Arnold indicating his seal was compromised in the 1980s is a criminal matter.

Conflict of Interest forms and Travel Vouchers were completed by all Board members present.

The Board recessed from 11:16 a.m. to 11:31 a.m.

Board members participated in mandatory Conflict of Interest Act training.

There being no further business, the meeting was adjourned at 12:16 p.m.

Updates

Licensed and Certified Population

Financial Statements

Other Business

Conflict of Interest Forms / Travel Vouchers

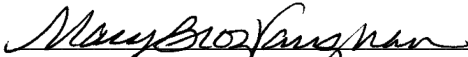
Recess

Conflict of Interest Act Training

Adjourn



Ann Stokes, Chair


Mary Broz-Vaughan, Secretary