

MISSISSIPPI STATE BOARD OF ARCHITECTURE

Minutes of a Regular Meeting

July 18, 2023, 10:08 AM

Ridgeland, Mississippi

Members Present: Charles Barlow, Jr., Larry Bishop, Leigh Jaunsen, Bradford Jones, Richard McNeel

Others Present: Jimmy Sullivan (by teleconference), John Cothron, Andrew Kilpatrick, Ellie Word

With a quorum present, Mr. Jones called the meeting to order.

Agenda Item	Explanation	Actions Taken/Planned
1. Minutes		Motion was made by Mr. Barlow and seconded by Ms. Jaunsen to approve the Board of Architecture minutes from April 12, 2023, and the Interior Design Advisory Committee minutes from July 11, 2023. The motion passed unanimously.
2. Approval of Certificates		Motion was made by Mr. McNeel and seconded by Mr. Bishop to approve certificates issued since the April 2023 meeting (attached). The motion passed unanimously.
3. National Council of Architectural Registration Boards (NCARB) Annual Meeting Discussion	Members discussed outcomes and impressions of the 2023 NCARB Annual Business Meeting.	Mr. Barlow requested that the following topics be discussed at the next meeting in October: <ul style="list-style-type: none">▪ Required licensure of non-domestic firms serving in a consulting role to Mississippi-licensed architects;▪ Allowable business entities and professional liability;▪ Responsible control requirements; and▪ Continuing education credit for Board-related activities. Mr. Barlow agreed to write a summary of these points for discussion in October.
4. Complaint #2020-5	Ms. Word reported that she has requested documents from the Board of Licensure for Professional Engineers and Surveyors (PEPLS), and Mr. Cothron will submit a formal public records request to the PEPLS Board if necessary.	
5. Complaint #2022-14	Mr. Cothron provided a summary of the investigation and complaint review.	Motion was made by Mr. Barlow and seconded by Mr. Bishop to close the investigation of the architect of record for the project with no action. The motion passed unanimously.
6. Complaint #2023-1	Mr. Cothron provided a summary of the complaint, which is currently being investigated.	
7. Complaint #2023-2	Mr. Cothron, Mr. Sullivan, and Ms. Jaunsen, who served as the reviewer of the complaint, provided a summary of the complaint.	Motion was made by Mr. Barlow and seconded by Mr. Bishop to (1) issue a letter of education to the unlicensed respondent and close upon receiving assurance of compliance with the law; (2) refer the respondent to the Mississippi State Board of Contractors for engaging in the business of a contractor without holding a certificate of responsibility; (3) refer the individual who may

		have prepared the architectural plans to the Texas Board of Architectural Examiners for use of the title "architecture designer"; and (4) send a letter to the Authority Having Jurisdiction and the owner, with a copy to the State Fire Marshal's Office, regarding the requirements for building design and urging them to inspect the facility to ensure compliance with all applicable codes. The motion passed unanimously.
8. Complaint #2023-5	Mr. Cothron reported that the respondent had signed a consent agreement providing for a public reprimand and \$1,000 fine.	Motion was made by Ms. Jaunsen and seconded by Mr. Barlow to approve the consent agreement. The motion passed unanimously.
9. Complaint #2023-6	Mr. Cothron, Ms. Word, and Mr. Jones, who served as the reviewer of the complaint, provided a summary of the complaint.	Motion was made by Mr. McNeel and seconded by Mr. Bishop to dismiss the complaint. The motion passed unanimously.
Mr. Sullivan departed from the meeting.		
10. Paul George Homeyer and Derek C. Webb Reciprocity Applications	Members discussed the applicants' solicitation prior to licensure disclosures.	Motion was made by Mr. Barlow and seconded by Mr. Bishop to issue an intent to deny letter to both applicants for practicing architecture without a license with authority to propose a consent agreement to each applicant providing for a public reprimand and a \$1,000 fine in lieu of denial of their applications. The motion passed unanimously.
11. Survey re: Consultants and Solicitation Prior to Licensure	Members agreed to hold this item for discussion at the next meeting.	
12. Board Notifications	Members agreed to hold this item for discussion at the next meeting.	
13. Business Name Approval Requests: Benefit Architects, Inc. and Wealth Architecture Group, Inc.	Members reviewed requests for business name approval for the non-architectural entities Benefit Architects, Inc. and Wealth Architecture Group, Inc., which offer insurance and financial services.	Motion was made by Mr. Bishop and seconded by Ms. Jaunsen to approve use of the business names "Benefit Architects, Inc." and "Wealth Architecture Group, Inc." The motion passed 3-0, with Mr. Barlow and Mr. McNeel abstaining from the vote.
14. P.C. and P.L.L.C. Statutes Comparison re: Personal Liability	Ms. Word provided a summary of the survey, which will be held for further discussion at the next meeting.	
15. Proposed Modifications to <i>Miss. Code Ann.</i> § 73-1-19	Mr. Kilpatrick updated the Board on a recent meeting by ZOOM with Rep. Trey Lamar, in which he, Ms. Word, and Mr. Cothron participated, to discuss the personal liability language in the proposed legislation to amend <i>Miss. Code Ann.</i> § 73-1-19.	Mr. Kilpatrick stated that he would provide members with draft legislation for discussion addressing only allowing landscape architects to have an ownership interest in a firm offering architectural or architectural/engineering services. Mr. Cothron was asked to set up a meeting with the PEPLS Board, or a committee thereof, to discuss this year's legislation and potential legislation for the 2024 session.
16. Responsible Control Requirements (Rule 4.5.2)	Members agreed to hold this item for discussion at the next meeting.	
17. "Tackle the Tape/29 by 29" Discussion	Mr. Cothron, Mr. Kilpatrick, and Ms. Word discussed the outcome of their meeting with the Secretary	

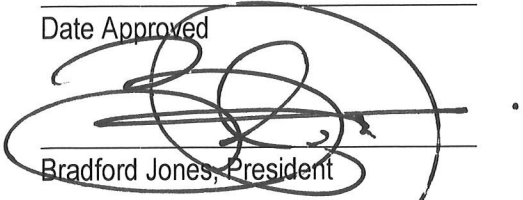
	of State on May 17, 2023, which they felt was very positive.	
18. Executive Director's Report <ul style="list-style-type: none"> Fourth Quarter FY 2023 Financial Report 	Mr. Cothron reported on administrative matters and reviewed the financial report for the fourth quarter of FY 2023.	
19. FY 2025 Budget Request		<p>Motion was made by Mr. McNeel and seconded by Ms. Jaunsen to approve the strategic plan and FY 2025 budget request of \$358,242, which includes a request to raise the Administrative Support Specialist's salary by 5% (\$2,457, which includes fringe benefits). The motion passed unanimously.</p> <p>Grants to higher education was suggested as an agenda topic for discussion at the October meeting.</p>
20. NCARB Updates	Members and staff serving in leadership roles or on committees provided brief updates on NCARB activities.	
21. Enforcement of the State Fire Prevention Code		Mr. Cothron noted that he will follow up with the Lieutenant Governor's office about setting up a meeting to discuss the Board's concerns and recommendations relative to codes enforcement in the state.
22. AIA-MS Convention Attendee(s)		Mr. Jones volunteered to attend the AIA-MS convention business meeting on September 22, 2023, to provide an update on Board activities.
23. NCARB Licensing Advisors Summit		Motion was made by Mr. McNeel and seconded by Ms. Jaunsen to authorize travel reimbursement for Mississippi State University Licensing Advisor Alexis Gregory to attend the NCARB Licensing Advisors Summit in Kansas City, MO on August 3-5, 2023. The motion passed unanimously.
24. October Meeting Plans	Mr. Cothron reviewed plans for the October 17-18 meeting in Natchez.	
25. December New Licensee Recognition Ceremony	Mr. Cothron discussed plans for the December 5, 2023, new licensee ceremony, which may need to be postponed if it appears there will be fewer than 10 new licensees in attendance. Several suggestions were made regarding speakers for the event.	
26. Open Discussion	<p>Mr. Barlow urged the Board to continue to explore a personal liability limit for architects while maintaining reasonable, responsible regulation that protects the public's life, health and property.</p> <p>Members discussed the Roney J. Mateu reciprocity application and the NCARB Certification</p>	

	requirements for seasoned architects who may not meet the current Certification requirements.	
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There being no further business, the meeting adjourned with unanimous consent at 3:28 PM.

10-17-2023

Date Approved



Bradford Jones, President



Larry Bishop, Secretary/Treasurer



Prepared by John Cothron, Executive Director, on 7/20/2023

Architect Certificates Issued for Approval			
Lic Number	Name	License Date	Method
5909	Kenneth J. Anderson	5/5/2023	RECIPROCITY
5913	Marc Benedict	5/31/2023	RECIPROCITY
5914	B. Seth Board	6/8/2023	RECIPROCITY
5924	Michael Busch, Jr.	6/22/2023	RECIPROCITY
5912	Sarah Areheart Curtis	5/31/2023	RECIPROCITY
5921	Ora Franklin Frazee IV	6/12/2023	RECIPROCITY
4434	James Garritani	5/5/2023	REINSTATEMENT
5906	M. Bradley Gaskins	5/5/2023	RECIPROCITY
5915	Timothy Holmes	6/8/2023	RECIPROCITY
5911	Michael Leo Hughes	5/22/2023	RECIPROCITY
5916	Brian Keith Ivy	6/8/2023	RECIPROCITY
5923	Bethany Jackson	7/10/2023	RECIPROCITY
5902	Kevin Kitchens	4/18/2023	RECIPROCITY
3620	Kyle Matthew Kramer	5/22/2023	REINSTATEMENT
5907	Darren Machulsky	5/5/2023	RECIPROCITY
5904	Richard Michael Maxian II	4/21/2023	RECIPROCITY
5898	Kira McKeown-Adamo	4/5/2023	RECIPROCITY
5922	Lee Harper Morrisette	6/22/2023	RECIPROCITY
5905	Timothy D. Neumann	4/28/2023	RECIPROCITY
5901	Thomas Orion Parham	4/18/2023	RECIPROCITY
5920	Donald B. Peadon, Jr.	6/12/2023	RECIPROCITY
5917	Mark W. Prevot	6/8/2023	RECIPROCITY
5910	Christopher James Profeta	5/9/2023	RECIPROCITY
5925	Joseph Raia	7/10/2023	RECIPROCITY
5895	Timothy Spence	3/29/2023	RECIPROCITY
5899	Michael Sundermeyer	4/14/2023	RECIPROCITY
5918	C. James Van Horn, Jr.	6/8/2023	RECIPROCITY
2085	Sammy Lonnie Vincent	5/5/2023	REINSTATEMENT
5896	Joseph Walker	4/5/2023	RECIPROCITY
5903	Kevin B. Whipple	4/26/2023	RECIPROCITY
5908	Kelly Wieczorek	5/5/2023	RECIPROCITY
5919	Joseph W. Zeringue III	6/12/2023	RECIPROCITY