

MISSISSIPPI STATE BOARD OF ARCHITECTURE
Minutes of a Regular Meeting
October 18, 2022, 12:41 PM
Grand Centennial Hotel Board Room
200 E. Beach Blvd, Gulfport, MS 39507

Members Present: Charles Barlow, Jr., Larry Bishop, Leigh Jaunsen, Bradford Jones, Richard McNeel (Ms. Jaunsen participated by phone)

Others Present: John Cothron, Andrew Kilpatrick, Azelia Scott, Jimmy Sullivan, Ellie Word

Guests: David Machado, Eric Nichols, Fernanda Silva (attended only during discussion of agenda item #4)

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

Agenda Item	Explanation	Actions Taken/Planned
1. Minutes		Motion was made by Mr. Bishop and seconded by Mr. Barlow to approve minutes of the July 26, 2022, Board of Architecture (BOA) meeting, and the August 5, 2022, and October 11, 2022, Landscape Architecture Advisory Committee minutes. The motion passed unanimously.
2. Approval of Certificates		Motion was made by Mr. McNeel and seconded by Mr. Jones to approve certificates issued since the July 2022 meeting (attached). The motion passed unanimously.
3. Complaint #2020-5	Mr. Cothron provided an update on the complaint status.	Motion was made by Mr. Bishop to close the complaint and continue to monitor the action of the Board of Licensure for Professional Engineers & Surveyors (PEPLS Board). The motion died for lack of a second.
4. Complaint #2022-14	Mr. Cothron, Mr. McNeel, and Mr. Sullivan provided a summary of the complaint. It was noted that investigation of the Mississippi-licensed architect associated with the project will continue in order to determine the degree of responsible control exercised by the architect.	Motion was made by Mr. Bishop and seconded by Mr. Barlow to issue a letter of education to the unlicensed respondent regarding the requirements of the law and to request submission of all digital design documents associated with the project. The motion passed 4-0, with Mr. McNeel recusing himself from the vote.
5. Complaint #2022-15	Mr. Cothron provided a summary of the complaint.	Mr. Bishop agreed to review the complaint.
6. Executive Director's Report <ul style="list-style-type: none"> • First Quarter FY 2023 Financial Report 	Mr. Cothron reviewed the financial report for the first quarter of FY 2023 and provided an update on administrative matters.	
7. National Council of Architectural Registration Boards (NCARB) Updates	Mr. McNeel provided updates on NCARB activities and actions, including discussions at the Member Board Chairs/Executives Summit in Salt Lake City, Utah on October 13-15, 2022.	
8. Resolution re: Responsible Control	Mr. Cothron summarized research provided by NCARB on responsible control definitions among U.S. jurisdictions.	Motion was made by Mr. McNeel and seconded by Mr. Bishop to propose a resolution to NCARB to add responsible control criteria to the <i>Model Regulations</i> , similar to the criteria in Rule 4.5.2. The motion passed unanimously.

		<p>Mr. Kilpatrick and Mr. Cothron were charged with drafting the resolution.</p> <p>Following discussion, members agreed that no changes were required to Rule 4.5.2.</p>
9. Enforcement of State Fire Prevention Code	Members reviewed a draft letter to legislators prepared by Mr. Barlow regarding the need for better enforcement of the state fire prevention code.	<p>Messrs. McNeel and Barlow will refine the draft letter for brevity. Mr. Barlow stated that the draft letter was written with more passion for the protection of the public than may be necessary for the final copy to be sent to the legislature. The draft needs to be refined without losing the sense of urgency it was meant to communicate. To this end, Messrs. McNeel and Barlow will seek the input of Mr. Kilpatrick and Ms. Word.</p>
Ms. Jaunsen departed from the meeting.		
10. AG Opinion re: Adoption of Building Codes by the Town of Bay Springs	Ms. Word provided an update on the opinion and asked that this item be placed on the January agenda.	
11. Update on Proposed Modifications to <i>Miss. Code Ann. §73-1-19</i>	Mr. Kilpatrick and Mr. Cothron presented proposed changes to paragraphs (4) and (5) of the draft legislation suggested by the PEPLS Board.	<p>Motion was made by Mr. Bishop and seconded by Mr. McNeel to strike “those responsible for controlling the activities of the Business Entity” from paragraph (4) of the draft legislation, to make no change to paragraph (5), and to notify the PEPLS Board of this change and of the Board's intention to move forward with the legislation. The motion passed 4-0.</p> <p>Mr. Cothron was asked to inform AIA-MS of the proposed legislation.</p>
12. NCARB Meeting Attendees		<p>Motion was made by Mr. Barlow and seconded by Mr. Bishop to designate five (5) architect members, the Executive Director, and one (1) legal counsel to attend both the NCARB Regional Summit on March 2-4, 2023, and the NCARB Annual Meeting on June 15-17, 2023. The motion passed 4-0.</p>
13. Meeting Schedule	Mr. Cothron discussed plans for the new licensee recognition ceremony scheduled for December 13, 2022, and reviewed proposed dates for regular meetings in 2023.	<p>Members agreed on the following 2023 meeting dates:</p> <ul style="list-style-type: none"> ▪ January 24-25 ▪ April 11-12 (possibly at MSU) ▪ July 25-26 ▪ October 17-18 (location TBD)

The meeting recessed at 5:15 PM by unanimous consent.

Architect Certificates Issued for Approval			
Lic Number	Name	License Date	Method
4370	Steven M. Alby	8/18/2022	REINSTATEMENT
5812	Rodger W. Baker	8/4/2022	RECIPROCITY
5815	Charles Barlow III	8/16/2022	EXAM
5816	V. Randall Barrett	8/16/2022	RECIPROCITY
5823	Elisabeth Anne Lacey Battle	8/18/2022	RECIPROCITY
5826	Amy Marie Blankenstein-Moog	9/26/2022	RECIPROCITY
5825	Jennifer Hataway Blount	9/15/2022	RECIPROCITY
5829	Robin McCarty Brown	10/6/2022	EXAM
5817	David L. Chautin	8/18/2022	RECIPROCITY
5814	Jessica G. Cochran	8/5/2022	RECIPROCITY
5828	Anthony E. Ravagnani	10/5/2022	RECIPROCITY
5811	Joshua Francois Gallet	7/26/2022	RECIPROCITY
5821	David Nathaniel Johnson	8/16/2022	EXAM
5809	Jeffrey Scott Lewis	7/25/2022	RECIPROCITY
5820	Robert N. MacLeod	8/16/2022	RECIPROCITY
5819	Derek J. Metson	8/11/2022	RECIPROCITY
5824	Kevin Francis Moran	9/6/2022	RECIPROCITY
4430	Lloyd Myers	8/18/2022	REINSTATEMENT
5827	Eric Perea	10/5/2022	RECIPROCITY
5822	Lawrence Allen Symington III	9/2/2022	EXAM
5813	Paul Weber	8/4/2022	RECIPROCITY
5818	Marvin Lamar Weeks	8/15/2022	RECIPROCITY
5810	David C. Zelman	7/25/2022	RECIPROCITY

MISSISSIPPI STATE BOARD OF ARCHITECTURE
Minutes of a Rules Retreat
October 19, 2022, 8:10 AM
Grand Centennial Hotel Board Room
200 E. Beach Blvd, Gulfport, MS 39507

Members Present: Charles Barlow, Jr., Larry Bishop, Leigh Jaunsen, Bradford Jones, Richard McNeel (Ms. Jaunsen participated by phone)

Others Present: John Cothron, Andrew Kilpatrick, Azelia Scott, Jimmy Sullivan, Ellie Word

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

Agenda Item	Explanation	Actions Taken/Planned
14. Rule 4.3.5 (Services During Emergencies)	Rule 4.3.5 was reviewed for possible changes required by passage of the Good Samaritan Act (HB 1351, 2022 Regular Session).	Members agreed with the proposed changes, with the addition of a requirement to provide written notification to the Board. A revised draft will be presented for Board review at the January 2023 meeting. Mr. Cothron was asked to revise the notification form for Board review at the January 2023 meeting.
15. Rule 3.2.8 (Joint Ventures/Associations)	Following discussion of Rule 3.2.8, members agreed that consultants to Mississippi licensed architects must obtain a Mississippi license, even if they are not identified as architects. Consequently, no changes to Rule 3.2.8 are required.	Mr. Cothron was asked to survey states in the Southern Conference of NCARB regarding how they handle consultants and solicitation of work prior to licensure.
16. Comparison of BOA and LAAC Rules of Conduct	Mr. Cothron reviewed a comparison of the BOA and LAAC Rules of Conduct. It was noted that the LAAC Rules of Conduct may require revision to make the rules more consistent with the BOA rules if legislation passes to amend <i>Miss. Code. Ann. §73-1-19</i> .	
18. "Tackle the Tape/29 by 29" Discussion	Mr. Cothron reported that the Secretary of State's office is still working with its partners to compile its review of the BOA rules.	
19. Open Discussion	Mr. McNeel requested that the Board discuss acceptance of architectural courses completed at community colleges at the January 2023 meeting, as this issue is currently being discussed by NCARB.	Mr. McNeel requested that the Board consider adding a requirement to Rule 3.2.16 that architects notify the Board if an architect is not providing construction administration services for a project. A draft will be presented for Board review at the January 2023 meeting. Mr. Cothron was asked to prepare a list of all Board notifications required by the rules (with accompanying forms) for discussion at the January 2023 meeting. It was suggested that a link to notifications could be placed on the Board website homepage for easy access.
Mr. McNeel departed and joined by phone for the remainder of the meeting.		

17. Comparison of BOA Law and Rules with NCARB Model Law and Rules	Mr. Cothron reviewed a comparison of the BOA Law and Rules with the NCARB Model Law and Rules.	
19. Open Discussion, cont.	Members suggested that building officials be invited to attend Board meetings.	Further discussion of construction administration ensued, and legal counsel was asked to prepare an article on the subject for distribution to registrants.

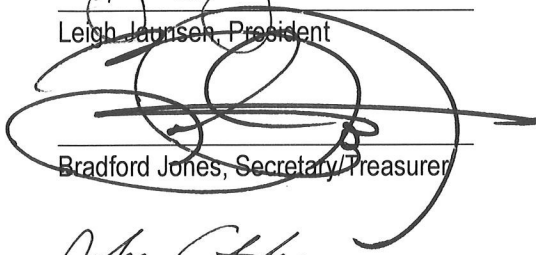
There being no further business, the meeting adjourned with unanimous consent at 10:58 AM.

1/24/23

Date Approved



Leigh Jansen, President



Bradford Jones, Secretary/Treasurer



Prepared by John Cothron, Executive Director, on 10/24/22