

**State Board of Registration for Architects and Landscape Architects  
Indiana Government Center-South  
402 West Washington Street, Room W064  
Indianapolis, Indiana 46201**

**Minutes of November 13, 2013**

Les Smith, Vice Chairman called the meeting to order at 9:01 a.m. and declared a quorum in accordance with IC 25-4.

Members Present:           Les Smith, Vice Chairperson  
                                  Dan Weinheimer  
                                  Dale Stickel  
                                  Hal Kovert  
                                  Jerome Eide  
                                  Richard Fetz

Staff Present:               Crystal Heard, Board Director (PLA)  
                                  Jacque Retter, Assistant Board Director (PLA)  
                                  Donna Sembroski, Deputy Attorney General (OAG)

**ADOPTION OF THE MINUTES OF THE SEPTEMBER 11, 2013 MEETING**

A motion was made and seconded to accept minutes as written.

Weinheimer/Stickel  
Motion carried 6/0/0

**ADOPTION OF THE AGENDA**

A motion was made and seconded to accept agenda.

Kovert/Weinheimer  
Motion carried 6/0/0

**REPORT FROM ATTORNEY GENERAL'S OFFICE**

Deputy Attorney General, Kelsie Duggan, reported that the Attorney General's Office is moving forward on investigating complaints and has closed several complaints.

**PERSONAL APPEARANCES**

Jeffrey Ballard – appeared before the Board stating he was dismissed from a job in 2009. He received a new job within three days of the dismissal. The new employer stated they would pay the renewal fee once he started. Unknown to him the fee was not paid by the administrative staff. States he stamped one plan of construction documents while his license was expired.

Board Action- probation pending notification to previous clients listed on the document provided to the board on September 11, 2013 prior to the November meeting. This list is to be sent by U.S. Mail and have proof of mailing. A complaint will be sent to the Attorney General's Office for investigation. Mr. Dovovan can petition to come off probation once he has notified clients.

Fetz/Eide

Motion carried 6/0/0

Robert M. Overhiser Jr. – appeared before the Board to have his license reinstated. Mr. Overhiser admitted to practicing architecture while his license was expired. Mr. Overhiser states he has worked on a project with the Marriott in Northwest Indiana. Upon review of the plans submitted with DHS there was plan submitted in 2009.

Board Action: A motion was made to reinstate license on probation. Mr. Overhiser is required to submit letter to client informing his license was expired at the time he provided services. He will need to report to the Board at the January meeting as to who filed the document in 2009. The Board will also like to see the actual document.

Weinheimer/Stickel

Motion carried 6/0/0

Dennis Reckley – was requested to appear at the November meeting Hal Kovert made motion to deny reinstatement and refer to Attorney General's Office. Richard Fetz seconded motion.

Motion carried 6/0/0

#### **ADMINISTRATIVE HEARINGS**

Diane Hudson was the court reporter for all administrative hearings.

#### **In the Matter of the Unregistered Practice of JS Architectural Design and Remodeling And Joe Stilwell** Administrative Cause No: BRALA 13-09

Case Summary: JS Architectural Design and Joe Stillwell were not present. Kelsie Duggan represented the State. The State requested that a Notice of Proposed Default.

**Board Action:** Jerome Eide made a motion to issue a Notice of Proposed Default. Daniel Weinheimer seconded motion. Motion carried. 5/1/0 Richard Fetz recused

#### **PROPOSED SETTLEMENT AGREEMENT**

#### **S.B.G Design, Inc d/b/a SBG Design, Inc. and a/k/a Goldberg Design Group) and Stephen B. Goldberg**

Jerome Eide made motion to approved the proposed settlement agreement. Hal Kovert seconded. Motion carried 5/1/0 Richard Fetz recused.

#### **LSA DOCUMENT # 13-276, READOPTION OF RULES**

#### **804 IAC 1.1 REGISTRATION; CODE OF CONDUCT FOR ARCHITECTS**

The Board of Registration for Architect and Landscape Architects rules found under 804 IAC 1.1 are designed for the individual and not organizations and do not impose cost or requirements on small business. Hal Kovert made motion to readopt rules under 804 IAC 1.1 as they do not impose cost or requirements on small business. Richard Fetz seconded motion. Motion carried 6/0/0.

#### **DISCUSSION ITEMS**

2005 Expired Licensees 723 architects and 67 landscape architects expired in 2005.

Andrew Churchill appeared before the Board to address the use of term architect/architecture by the IT field. Hal Kovert, Dan Weinheimer and Richard Fetz will develop a letter to send to NCARB and AIA to address concerns of other professions using the term of architect.

**ELECTIONS**

Chair- Dar Weinheimer made motion to elect Les Smith as Chair. Richard Fetz seconded motion. Motion carried 6/0/0

Vice Chair- Jerome Eide made motion to elect Hal Kovert as Vice Chair. Dale Stickel seconded motion. Motion carried 6/0/0

Liaison – Hal Kovert made motion to elect Richard Fetz as Liaison to the Attorney General. Jerome Eide seconded motion. Motion carried 6/0/0

**CONSIDERATION OF LICENSURE APPLICATIONS**

Hal Kovert made motion to accept recommendation of applications.

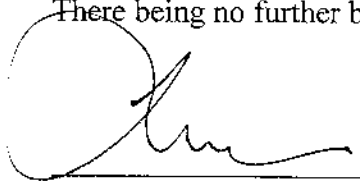
Motion carried 6/0/0

David Kendzierski – tabled to request a breath of experience.

**REVIEW OF PROBATIONARY REPORTS**

- A. Ronald Leach- letter was sent to licensee stating if he feels he has met the terms of probation he can petition to the board to withdraw probation.
- B. Steven Jay Willis – on probation until 2018.
- C. Roger Adkins – can petition in 2014
- D. Gary Carpenter – no information has been submitted from licensee
- E. Derick Donovan – Board reviewed information and accepted information.

There being no further business, the Board adjourned at 11:05 a.m.

  
\_\_\_\_\_  
Leslie Smith, Chairman

01-08-14  
Date