

**MINUTES FOR BOARD MEETING OF THE NEVADA STATE BOARD OF ARCHITECTURE,  
INTERIOR DESIGN AND RESIDENTIAL DESIGN (NSBAIDRD)**

**October 19, 2022**

The Gina Spaulding Boardroom  
2080 East Flamingo Road, Suite 120, Las Vegas, NV 89119

**Wednesday, October 19, 2022**

Chairman Greg Erny called the meeting to order at 8:40 a.m.

Roll Call: Gregory Erny (Chairman), Kimberly Ciesynski (Secretary/Treasurer), George Garlock, James Mickey, John Morelli, William Snyder, Nathaniel Waugh and Tina Wichmann. Ann Fleming was excused.

Also in attendance: Monica Harrison (Executive Director), Louis Ling (Legal Counsel), Laura Bach (Chief Investigator), Stacey Hatfield (Public Information Officer), and Leilani Quenga (Licensing Specialist / Bookkeeper).

**NSBAIDRD Mission Statement:**

“The mission of the NSBAIDRD is to promote, preserve, and protect the health, safety, and welfare of the public by regulating architects, registered interior designers, and residential designers to provide competent professional services in the built environment.”

**AGENDA ITEM 1                      Public comment**

There was no public comment.

**AGENDA ITEM 2                      Approval of consent agenda**

Consent agenda included the following:

- A. Approval of Agenda
- B. Approval of Minutes: August 17<sup>th</sup> and September 28<sup>th</sup>, 2022
- C. Secretary/Treasurer Report (Reports and bank statements)
  - 1. Nevada Architect, Registered Interior Designer and Residential Designer Licensing Statistics
  - 2. Wells Fargo Bank Statements
  - 3. Bank of Nevada Statements
  - 4. First Independent Bank Statements
  - 5. September 2022 QR
- D. Ratification of Reciprocal Licenses (see attached list)
- E. Firm Name Approval Requests
  - 1. Anthony Mrkic Architect, D.P.C.
  - 2. Blaine Architects
  - 3. John Paul DeFrank, Architect, P.C.
  - 4. 360 Drafting & Design PLLC
  - 5. PGSI Architecture of New Jersey P.C.

6. PM Design Group
7. WDG Limited
8. Desert Edge Architecture LLC
9. PEN Architect, LLC
10. Bespoke Design
11. Gensler Architecture, Design & Planning, PC
12. JONA

F. Firm Registration Approval Requests

1. GWWO, Inc.
2. Designhaus LLC

**Architects: Registration by Reciprocity**

8976	John Matthew McMullen	8996	George N. Cucitrone Jr.	9015	Carl Edward Baker
8977	Adam Z. Murphy	8997	John R. Gregg	9016	Ryan Michael Short
8978	Christopher Kleine Hirai	8998	Mark A Lapointe	9017	Jeffrey Alan Bowlsby
8979	Andrew Goodwin	8999	Jeffrey A. Roloson	9018	Kevin McClurkan
8980	Chek-Fong Tang	9000	Timothy H. Connor	9023	Russell T. Arbuckle
8981	Ernesto Cercas	9001	Theresa S. Reed	9024	Kirk Brandon Edwards
8982	Mark T. Sullivan	9002	Shlomo Steve Wygoda	9025	Steven Goodman
8983	Rhodore C. Geronaga	9003	Audrey Lynn Voorhies	9026	Timothy J. Spence
8984	Jeffrey M. Zimmerman	9004	Troy S. Anderson	9027	Paul Brady
8985	Phillip J. Summers	9005	Stanley Jay Ross	9028	Mark S. Cone
8986	Cyrus Jallali	9006	Mark David Campbell	9029	Mark Lewis Baker
8987	Keith Conrad Blaine	9007	Courtney Fisher	9030	Christian Stayner
8988	Jared Mark Kuykendall	9008	Glenn R. Rahn	9031	Alison Rainey
8989	James W. Vick	9009	Patrick R. Andersen	9032	Michael Kennedy
8990	Jack Warren Runkle Jr.	9010	Gerald Andrew Schneider	9033	Thomas J. Wong
8991	Nicholas Anders Britt	9011	John William Bellian	9034	Thomas J. Rossant
8992	Alan E. Reed	9012	Michael Novak	9035	V. Guy Maxwell
8993	Dietrich Wieland	9013	Peter Nicholas Rosado	9036	Todd A. Stine
8994	Matthew A. Cohen	9014	Joseph J. Baruffaldi Jr.	9037	Peter WH Schubert
8995	Nicholas E. Becraft				

**Residential Designers: Registration by Reciprocity**

419-RD	Martin Sandino	420-RD	Roy Wayne Pedro
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Harrison said that Item 2E-11 should be pulled from the consent agenda as the application has been withdrawn. Board members requested 2E-4 and 2E-5 be pulled for further discussion.

**Motion:** Mickey moved to approve the consent agenda, Items 2A though 2E-3, 2E-6 through 2E-10, and 2E-12 through 2F-2. Motion seconded by Ciesynski.

**Vote:** All in favor. Motion passes.

**AGENDA ITEM 2E-4 Firm name approval request: 360 Drafting & Design PLLC**

Board members said residential designers cannot provide drafting services for general contractors. The applicant, as an individual, can provide drafting services for a general contractor if he is a W-2 employee. The applicant can design residences, but he must stamp the plans and take responsibility. It is important the applicant stay within the scope of his license. Using the term “drafting” in the firm name is misleading to the public.

**Motion:** Garlock moved to deny the firm name approval request of “360 Drafting & Design PLLC.” Motion seconded by Morelli.

**Vote:** All in favor. Motion passes. Application is denied.

**AGENDA ITEM 2E-5 Firm name approval request: PGSI Architecture of New Jersey P.C.**

Mickey said the paperwork is confusing. It is not clear if the corporation is owned by the registrant. Staff looked up the firm on the Nevada Secretary of State website and confirmed that the applicant was the president and director of the Nevada-approved firm, Parsons Architecture of New Jersey, PC.

**Motion:** Mickey moved to approve the firm name approval request of “PGSI Architecture of New Jersey P.C.” Motion seconded by Waugh.

**Vote:** All in favor. Motion passes.

**AGENDA ITEM 8 Review and possible decision regarding continuing education hardship request of Robert Hersh**

Robert Hersh’s application was included in the board e-book.

**Motion:** Ciesinski moved to approve the continuing education hardship request of Robert Hersh. Motion seconded by Waugh.

**Vote:** All in favor. Motion passes.

**AGENDA ITEMS 9A/9B Board Counsel Report: Review and potential action regarding counsel Ling’s legal opinion regarding registration of graduates of new TMCC program; AND Review and potential action regarding counsel Ling’s legal opinion regarding whether a swimming pool is a “structure” under NRS 623.023 and NRS 623.025**

Ling said NRS 623.190.2 states that the board can accept graduates of the TMCC BArch program to sit for the licensing exam, even if the program is not NAAB-accredited when they graduate. Staff was directed to draft a letter for distribution to the students.

*NRS 623.190.2 Each year of study, up to and including 5 years of study, satisfactorily completed in an architectural program accredited by the National Architectural Accrediting Board, any program of architecture in the State of Nevada or any*

*architectural program approved by the State Board of Architecture, Interior Design and Residential Design is considered equivalent to 1 year of experience in architectural work for the purpose of registration as an architect.*

Ciesynski asked if this statute would apply to a new interior design program going through the accreditation process. Ling said NRS 623.190 is specific to architecture, however NRS 623.192 provides a pathway for an interior design program that is not CIDA-accredited.

Ling stated that at the last board meeting he opined that a swimming pool was not a “structure.” After researching the issue he is now concluding that a swimming pool is a “structure” under NRS 623.023 and 623.025. The research and conclusion is included in the memo before the board. Architects and residential designers can design swimming pools as free-standing projects. Residential designers can only design pools for residential projects.

**Motion:** Waugh moved to direct staff to send a letter to TMCC educating students that their degree from the program will allow them to sit for the licensing exam and pursue Nevada registration. The motion also directs staff to include an article in the newsletter about the board’s decision that architects and residential designers can design pools as free-standing projects. Motion seconded by Snyder.

**Vote:** All in favor. Motion passes.

**AGENDA ITEM 10C-2      Enforcement Report: Review and potential action regarding counsel Ling’s legal opinion regarding whether architects and residential designers can provide pool design services**

This item was discussed in Agenda Item 9B.

**AGENDA ITEM 3A      Deliberations/Action on Applications for Registration: Architects**

Erny greeted the attendees and explained the swearing-in process and ceremony.

Ciesynski swore-in the following individuals as architects:

1. Jose J. Amaya-Rosales ..... 9019
2. Benjamin P. Garberson ..... 9020
3. Claudia Rubio Franco ..... 9021
4. Selena Sining Huang ..... 9022

**Motion:** Mickey moved to approve the registration of the above referenced individual as architects. Motion seconded by Waugh.

**Vote:** All in favor. Motion passes.

**AGENDA ITEM 3B      Deliberations/Action on Applications for Registration: Residential Designers**

Morelli swore-in the following individuals as residential designers:

1. Travis Martin ..... 421-RD

2. Richie Wu..... 422-RD
3. Keith A. Miller..... 423-RD
4. Chad Walker..... 424-RD
5. Rudolfo Hernandez ..... 425-RD

**Motion:** Mickey moved to approve the registration of the above referenced individuals as residential designers. Motion seconded by Waugh.

**Vote:** All in favor. Motion passes.

Erny and other board members congratulated the new registrants. Erny encouraged the new registrants to share any comments or concerns on the licensure process.

Carlos Fernandez, AIA Nevada Executive Director, congratulated the new registrants for achieving licensure. He said that the new registrants would be receiving a certificate of achievement in the mail and invited them to join AIA.

Harrison informed new registrants to reach out to board staff for guidance if they plan to register a firm. She also said that they are exempt from earning continuing education units for the first two years of licensure.

New registrants shared comments on the licensure process.

**AGENDA ITEM 4                      Review and possible approval of the firm name of Enchanted Home Design**

**Motion:** Ciesynski moved to approve the firm registration approval request of “Enchanted Home Design.” Motion seconded by Waugh.

**Vote:** All in favor. Motion passes.

**AGENDA ITEM 5                      Discussion and possible action regarding the 2023 Legislative Session – Jim Wadhams**

Jim Wadhams updated the board on the upcoming 2022 elections and 2023 legislative session.

**AGENDA ITEM 6                      Presentation of audit results for Fiscal Year End 2022 – Samantha Huff-Schlueter, CPA, Rubin Brown**

Samantha Huff-Schleuter, accountant for Rubin Brown, presented the audit results for fiscal year end 2022. Information regarding the results were provided in the board meeting e-book.

Huff-Schleuter gave a detailed overview of the board’s governmental fund balance sheet, liabilities, pension plans, revenue, expenditures, financial statements and contributions. She reported that there were no material weaknesses or significant deficiencies in the audit.

Garlock said the references to “board of directors” should be changed to “members of the board.”

**Motion:** Snyder moved to accept the audit results for Fiscal Year End 2022, with the modification that “board of directors” be changed to “members of the board.” Motion seconded by Ciesynski.

**Vote:** All in favor. Motion passes.

**AGENDA ITEM 7**                      **Review and approval of the 5-year budget projection for FY 2023-2027**

Harrison presented the 5-year budget projection for FY 2023-2027.

**Motion:** Garlock moved to approve the 5-year budget projections for FY 2023-2027. Motion seconded by Morelli.

**Vote:** All in favor. Motion passes.

**AGENDA ITEM 10A-1**                      **Case No. 23-006N in the matter of Anthony Grant and Grant Design Group**

The Respondent is alleged to have violated NRS 623.360.1 (a) (b) and (c) by holding himself out and engaging in the practice of architecture, registered interior design and residential design without having a certificate of registration issued by this Board.

Staff received an anonymous complaint regarding the Respondent. The complaint included a set of drawings prepared by the Respondent. The plans depicted new columns on the exterior of the house, a reflected ceiling plan, and floor plans.

The Respondent was sent a Notice of Charges concerning this matter. The Respondent’s case was discussed with Executive Director Harrison and the decision was made to offer the Respondent an opportunity to settle this matter informally rather than face a disciplinary hearing before the Board. A settlement agreement was negotiated incorporating a Guilt clause and an Administrative Penalty of \$7,500 of which \$5,000 was stayed providing that the Respondent obtain his certificate of registration as a registered interior designer by March 22, 2023 and remain in compliance with the terms of the settlement agreement. The Investigative Costs are in the amount of \$2,100.

Staff recommends approval of the settlement agreement.

Garlock asked why there was a stay of the penalty. Bach stated Grant had a previous case with similar violations. Garlock said he will not support the settlement as this is the second case. Erny said if there is a third violation Grant should come before the board for a formal hearing.

**Motion:** Waugh moved to approve the settlement agreement. Motion seconded by Morelli.

**Vote:** Garlock against. All others in favor. Motion passes.

**AGENDA ITEM 10A-2 Case No. 23-010N in the matter of Matthew Ronhaar and FormGrey Studios**

The Respondent is alleged to have violated NRS 623.185.3 and NRS 623.360.1 (c) by engaging in the practice of architecture while his registration was lapsed.

Staff received a request to reinstate a registration from the Respondent. Respondent was asked if he had worked on any projects in 2022 as he was registered through 2021. The Respondent provided documentation on seven different projects he had prepared and stamped plans for in 2022.

The Respondent was sent a Notice of Investigation/Notice of Charges concerning this matter. The Respondent's case was discussed with Executive Director Harrison and the decision was made to offer the Respondent an opportunity to settle this matter informally rather than face a disciplinary hearing before the Board. A settlement agreement was negotiated incorporating a Guilt clause and an Administrative Penalty of \$9,500 and Investigative Costs in the amount of \$1,500.

Staff recommends approval of the settlement agreement.

Erny said the respondent called him when he received the notice of investigation. Erny told him to call Bach. He will recuse himself from voting on the matter.

**Motion:** Waugh moved to approve the settlement agreement. Motion seconded by Snyder.

Board members said the penalty is overly punitive for what is likely an administrative error and oversight. They said the registrant self-reported the lapsed license and there was no intent to practice with an expired a license.

**Motion:** Waugh withdrew the motion for approval. Snyder withdrew second.

**Motion:** Wichmann moved to deny approval of the settlement agreement. Motion seconded by Garlock.  
**Vote:** Waugh against. Erny recused himself. All others in favor. Motion passes. Settlement agreement is not approved.

Waugh explained he voted against the motion because he supported staff's initial negotiations. Board members discussed appropriate fine levels for this case to guide Bach as she renegotiates the settlement agreement. Board members agreed investigative costs are appropriate as that accounts for staff time. They discussed if the number of cases should factor into the decision. Some members said it should, others said it is one mistake that effected 15 projects, not 15 different mistakes. Bach suggested removing the violation for NRS 623.360.1(c). A violation for NRS 623.185.3, practicing with an expired license, can remain. Board members agreed with this and said a fine of \$2,500 would be appropriate for this violation.

Bach will renegotiate the settlement agreement and bring it to the board at the next board meeting.

**AGENDA ITEM 10A-3      Case No. 23-011N in the matter of Travis Phillips**

The Respondent is alleged to have violated NRS 623.360.1 (b) and (c) by engaging in the practice of residential design prior to obtaining his certificate of registration with this Board.

Staff received an application for the Respondent as a new residential designer. During the phone call it was revealed that the Respondent had worked on several projects with general contractors as a 1099 employee. The Respondent provided documentation on nine different projects ranging from remodels to new construction.

The Respondent was sent a Notice of Investigation/Notice of Charges concerning this matter. The Respondent's case was discussed with Executive Director Harrison and the decision was made to offer the Respondent an opportunity to settle this matter informally rather than face a disciplinary hearing before the Board. A settlement agreement was negotiated incorporating a Guilt clause and an Administrative Penalty of \$4,500 and Investigative Costs in the amount of \$1,500.

Staff recommends approval of the settlement agreement.

**Motion:** Waugh moved to approve the settlement agreement. Motion seconded by Morelli.

**Vote:** All in favor. Motion passes.

**AGENDA ITEM 10B      Discussion and possible decision regarding closure of enforcement cases**

Bach recommended the following cases for closure without disciplinary action:

22-036N      22-039N      22-045N      22-046R      22-047N      22-048N

**Motion:** Mickey moved to approve the closure of the cases listed above without disciplinary action. Motion seconded by Wichmann.

**Vote:** Erny recused himself. All others in favor. Motion passes.

**AGENDA ITEM 11-C1      Enforcement Report – Review and approval of the article for NV Real Estate Division**

Bach said the board e-book includes an article drafted by Bach and Hatfield which was presented at the last board meeting. The suggested edits have been made. The article is for the monthly publication for Realtors and addresses property owners selling a property along with plans that were not built.

Board members discussed the issue and could not come to a consensus on the topic. The article will not be submitted to the newsletter.

**AGENDA ITEM 11A      Architect Report - FYI: NCARB Fast Facts – August 2022**

This information was presented to the board in the board meeting e-book.

**AGENDA ITEM 11B**

**Architect Report - FYI: NCARB Update August and September 2022**

This information was presented to the board in the board meeting e-book.

**AGENDA ITEM 12A**

**Residential Designer Report: Update of the residential design exam**

Morelli reported that the residential design exam was administered on August 18 and 19. The graphic exam was only given in AutoCad as no one requested Revit. The exam committee needs to discuss if the exam should be offered in both platforms. Pass/fail statistics are:

Graphic Exam: 6 administered, 2 passed  
Structural (written): 8 administered, 5 passed  
Materials & Methods (written): 8 administered, 6 passed  
Building Systems (written): 6 administered, 2 passed

**AGENDA ITEM 12B**

**Residential Designer Report: Consideration and potential action of recommendation from the Residential Design Test Committee regarding the content of and potential use of the examination under review and consideration by the committee**

Erny said the board will need to go into executive session as the board will be given copies of the committee work and versions of the test specification. All materials are confidential.

**Motion:** Mickey moved to go into closed session pursuant to NRS 241.030(1)(b) because the discussion may involve preparation or revision of an examination conducted by or on behalf of the board. Motion seconded by Morelli.

**Vote:** All in favor. Motion passes.

The board went into closed session.

**Motion:** Mickey moved to return to open session. Motion seconded by Morelli.

**Vote:** All in favor. Motion passes.

**Motion:** Mickey moved to approve the work of the Residential Design Test Committee and move forward with administration of the new examination. Motion seconded by Morelli.

**Vote:** All in favor. Motion passes.

Erny said that members of the test writing committee were offered free registration at the upcoming CEU Seminar in appreciation for their time and effort.

**AGENDA ITEM 13A**

**Registered Interior Designer Report – Discussion and possible decision regarding the nomination for the 2023 CIDQ Board of Directors**

This information was presented to the board in the board meeting e-book.

**AGENDA ITEM 13B**      **Registered Interior Designer Report – FYI: DEI Initiative – Introduction to My Design Journey**

This information was presented to the board in the board meeting e-book.

**AGENDA ITEM 13C**      **Registered Interior Designer Report – FYI: Q Connection Fall 2022**

This information was presented to the board in the board meeting e-book.

**AGENDA ITEM 14**      **Public Member Report**

Waugh expressed his appreciation for the service of Ciesynski and Morelli.

**AGENDA ITEM 15**      **Executive Director Report**

Harrison reported the next board meeting will be in Las Vegas on January 18, 2023. The March 22, 2023 meeting will be held via Zoom. Harrison is exploring holding the May or August meeting at TMCC. She would like to invite students in the new architecture program to the board meeting.

Harrison said new board members Daniel Coletti and Marie Wikoff will attend the January 2023 board meeting. Their terms start November 1. They will have time to complete board member training before the January meeting.

Harrison reported that the registration renewal portal will go live next week. She provided a demonstration of the new process for board members. Erny requested board members be part of a beta test before the portal goes live.

**AGENDA ITEM 16**      **Public Information Report**

Hatfield reported that the CEU Seminar is in two weeks. There were 245 attendees registered as of Monday. She said a vendor was hired to run the technical end. As the program has gotten larger and more complicated, including code break-out sessions this year, it is beyond the expertise of staff. This should provide a better experience for attendees. Registered attendees will have access to the session recordings before the end of the year.

Hatfield and Bach spoke to the UNLV Professional Practice class in August. Hatfield is scheduled to participate in three career fairs in the fall. She presented a new handout she will use for high school students.

Hatfield said there is information included in the board e-books, FYI.

**AGENDA ITEM 17**            **Election of Officers**

**Motion:** Snyder moved to nominate Erny as Board Chair. Motion seconded by Mickey.

**Vote:** All in favor. Motion passes.

**Motion:** Garlock moved to nominate Snyder as Board Secretary/Treasurer. Motion seconded by Mickey.

**Vote:** All in favor. Motion passes.

**AGENDA ITEM 18**            **Items for Future Agenda**

- Discussion of possible “rolling clock” for residential design exam
- Discussion and possible approval of new jurisprudence exam and residential design graphic exam (possible executive session for confidential information)
- Hearing for proposed regulation R097-22
- Discussion of offering support and encouragement to local jurisdictions to verify licensure. (Consider discussion after legislative session as part of the Blue Book committee discussions.)

**AGENDA ITEM 19**            **Public Comment**

There was no public comment.

Chairman Erny adjourned the meeting.

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Monica Harrison, Executive Director

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Kimberly Ciesynski, Secretary/Treasurer