

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

June 5, 2024

Truckee Meadows Community College
William N. Pennington Applied Technology Center, Room 271
475 Edison Way, Reno, NV 89502

Wednesday, June 5, 2024

Chairman Greg Erny called the meeting to order at 8:35 a.m.

Board members present: Gregory Erny (Chairman), William Snyder (Secretary/Treasurer), Daniel Coletti, George Garlock, James Mickey, Nathaniel Waugh, Tina Wichmann and Marie Wikoff. Chelsea Lavell 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: March 20, 2024
- 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. March 2024 Budget Report
- D. Ratification of Reciprocal Licenses (see attached list)
- E. Firm Name Approval Requests
 - 1. Emerald Residential Design, LLC
 - 2. Sevan Design Solutions, P.C.
 - 3. MULLINS ARCHITECT, PC
 - 4. REL Architect and Engineers, Inc.

5. Prescott Muir and Associates, a Professional Corporation
6. Roadrunner Home Service LLC
7. DTJP, LLC
8. ERDMAN Architecture LLC
9. DLR Group, inc.
10. Pioneer Architecture PLLC
11. NOVUS Architecture + Interiors
12. CMA residential design

F. Firm Registration Approval Requests

1. TacocaT Architecture
2. HARRISON FRENCH & ASSOCIATES, LLC
3. threeArch LLC
4. W&D Interior Design, LLC
5. AXIS Architecture + Design, Inc.

Architects: Registration by Reciprocity

9415	Cory Steven Creath	9434	Jonathan Sebastian Clark	9454	Laurence Ogden Booth
9416	Rory James Carroll	9435	Jennifer Lynn Mastro	9455	Jeffrey H. Gyzen
9417	Rex Atkinson	9436	Tan Vu	9456	John Major
9418	Adam J. Stein	9437	David Charles Machicao	9457	David Masenten
9419	Mary Elizabeth Gregory	9438	Julia Roessner	9458	Stephen Michael Mullins
9420	Brendan McCreary Koon	9440	Saretta Tillmaand	9459	Kelsey Sundet
9421	Hemant Modi	9441	Steven Clay Feringa	9460	Patrick F. McCurdy
9422	Scott T. Wilson	9442	Daniel Wayne Delk	9461	Alec Anh Luong
9423	Robert Boardwell Jacobsen	9443	Nicolas Ryan Otto	9462	Douglas Feickert
9424	Radwan Madani	9444	Addison William Bliss	9463	Robert Charles Mankin, Jr.
9425	Patrick John McKelvey	9445	Guillermo Burga Solano	9467	John Marc Rapisardi
9426	Cynthia Emmanuel Shonaiya	9446	Stephen Elliott	9468	Arthur M. Molinari
9427	Jeffrey N. Funke	9447	Barton John Lund	9469	Phillip Lane Pryor
9428	Gretchen Noel Fisher	9448	Jessica L. Fritz	9470	Bryan L Hartline
9429	M. Randall Porter	9449	Richard Carter	9471	Karl Douglas DeCock
9430	Rockland Berg	9450	Kenneth C. Thomas	9472	Eric R. Carlson
9431	Mario Romano Valentini	9451	John J. Albanese	9473	Ryan David Decker
9432	John Louis Warasila	9452	Vance William Lazar, Sr	9475	Galen George Grant
9433	Timothy J. Larke	9453	Kevin D. Hart	9476	Andrew E. Althaus

Residential Designers: Registration by Reciprocity

451-RD J. Andres Gonzalez

Motion: Snyder moved to approve the consent agenda. Motion seconded by Waugh.

Vote: All in favor. Motion passes.

AGENDA ITEM 5**Consideration and possible action regarding pay recommendations for board approval: Bach, Harrison, Hatfield, Hernandez and Quenga**

Motion: Waugh moved to go into closed session pursuant to NRS 241.030 because the discussion may involve a staff member's character, alleged misconduct, professional competence, or similar items. Motion seconded by Snyder.

Vote: All in favor. Motion passes.

The board went into closed session.

Motion: Waugh moved to return to open session. Motion seconded by Garlock.

Vote: All in favor. Motion passes.

Motion: Waugh moved to approve the Executive Director's recommendations for staff compensation. Motion seconded by Mickey.

Vote: All in favor. Motion passes.

Erny said the board evaluated Executive Director Harrison and she received exceptional or better scores across the board.

AGENDA ITEM 6A-3 Case No. 24-032R in the matter of Rene Rolin Hassenzahl and MIXT Consulting

Bach said this item should be pulled from the agenda.

AGENDA ITEM 6A-1 Case No. 24-024N in the matter of Donna Johnson and Luxe Design

The Respondent is alleged to have violated NRS 623.360.1(a)(b)(c) by engaging in the practice of architecture and residential design without having a certificate of registration with the board.

Staff received an anonymous complaint on the Respondent that she had provided services that were regulated and required registration with the board. The Respondent specified new electrical and prepared a reflected ceiling plan, site plans and elevations. The Respondent also specified outdoor patio extensions and a new BBQ.

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 the matter informally rather than face a disciplinary hearing before the board. A settlement agreement was negotiated incorporating a Guilt clause, an Administrative Penalty of \$6,000, and Investigative Costs in the amount of \$2,000.

Staff recommended approval of the settlement agreement.

Coletti recused himself from the matter as he knows the Respondent.

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

Vote: Coletti recused. All others in favor. Motion passes.

AGENDA ITEM 6A-2 Case No. 24-024N in the matter of Nenah Washington and Neet Design Group

The Respondent is alleged to have violated NRS 623.360.1(b)(c) by engaging in the practices of architecture and registered interior design without having a certificate of registration with the board.

Staff received an anonymous complaint on the Respondent that she had provided commercial services which were regulated and required registration with the board. The Respondent provided the FF&E, prepared a demo and floor plan, and provided a proposal offering regulated services.

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 the matter informally rather than face a disciplinary hearing before the board. A settlement agreement was negotiated incorporating a Guilt clause, an Administrative Penalty of \$4,000, and Investigative Costs in the amount of \$1,500.

Staff recommended approval of the settlement agreement.

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

Vote: All in favor. Motion passes.

AGENDA ITEM 6B Discussion and possible decision regarding closure of enforcement cases

Bach recommended the following cases for closure without disciplinary action:

24-029R 24-030N 24-031N 24-033N 24-035N 24-036R

Motion: Waugh moved to approve the closure of the cases listed above without disciplinary action. Motion seconded by Garlock.

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

AGENDA ITEM 6C Enforcement report

Bach reported that Dennis Rusk was issued a registration number.

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

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

Snyder swore-in the following individuals as architects:

1. Nabila Sarkar..... 9464
2. Savita Deva 9465
3. Jorge A. Hernandez Castro 9466

Motion: Garlock moved to approve the registration of the above referenced individuals as architects.

Motion seconded by Waugh.

Vote: All in favor. Motion passes.

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

Coletti swore-in the following individual as a residential designer:

1. Francisco Castellanos Pulido 453-RD

Motion: Snyder moved to approve the registration of the above referenced individual as a residential designer. Motion seconded by Wikoff.

Vote: All in favor. Motion passes.

Coletti presented Pulido with the Dewey Jones Award for passing all sections of the exam on the first attempt.

Kristen Levin, representative from AIA NNV, congratulated the new registrants on behalf of AIA.

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

Harrison encouraged 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 6A-1 **Case No. 24-024N in the matter of Donna Johnson and Luxe Design**

Motion: Waugh moved to reopen the matter. Motion seconded by Mickey.

Vote: All in favor. Motion passes.

Wikoff recused herself from the matter as she reviewed materials from the case at Bach's request.

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

Vote: Coletti and Wikoff recused. All others in favor. Motion passes.

AGENDA ITEM 4**Review and possible approval of Mr. David Hopp's request to sit for the Residential Design Exam pursuant to NAC 623.505(11)**

Harrison said that David Hopp is requesting the board grant him experience credit pursuant to NAC 623.505(11). She said Hopp has one year of education credit and is requesting the board grant him the remaining credit under this provision to allow him to sit for the Residential Design Exam. Hopp has been a licensed contractor in California since 1987.

Hopp presented his qualifications pursuant to NAC 623.505(11).

Board members discussed Hopp's qualifications.

Motion: Coletti moved to approve Hopp's application to sit for the Residential Design Examination.

Motion seconded by Snyder.

Vote: All in favor. Motion passes.

AGENDA ITEM 8B**Residential Designer Report – Update from TMCC regarding the BArch program by Professor Mebust**

Kreg Mebust updated the board on the BArch program and the NAAB accreditation process. The first graduating class will graduate in Spring 2025. TMCC and UNLV are starting the first NOMA chapter in Nevada.

AGENDA ITEM 8A**Residential Designer Report – Update of the Residential Design Examination**

Coletti reported eight of ten candidates passed the graphics portion of the exam in February. Erny said the jurisprudence exam will be rewritten with NCARB. Harrison said the next exam will be administered August 8-9. The exam writing committee will meet in late June.

AGENDA ITEM 7A**Architect Report – NCARB 2024 Annual Meeting Notice and FY25 List of Candidates for Positions on the Board and Regional Leadership**

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

AGENDA ITEM 7B**Architect Report – NCARB 2024 Draft Resolution Packet and discussion of possible amendments for Resolutions 2024-5 and 2024-7**

Erny presented the resolutions under consideration. Board members discussed the resolution that would remove the requirement that architect members of the board of directors must have an NCARB certificate. Waugh said from a public member perspective, the certificate should be required to be on the board of directors. Waugh sees the certificate as an investment in an architect's career and someone who serves on the board should be willing to make that investment. All board members agreed and said the resolution should not be supported.

Board members discussed the resolution regarding realignment. Board members do not support the resolution. They agreed that Erny should send a statement on behalf of the Nevada board.

AGENDA ITEM 7C **Architect Report - FYI: NCARB Fast Facts March 2024**

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

AGENDA ITEM 7D **Architect Report - FYI: NCARB April 2024 Update**

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

AGENDA ITEM 7E **Architect Report - FYI: NCARB BOD April 2024**

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

AGENDA ITEM 9A **Registered Interior Designer Report – CIDQ Q2 2024 Spring Edition**

This information was presented in the board meeting e-book. Wikoff reported that there are ongoing discussions on reforming CIDQ board structure.

AGENDA ITEM 10 **Public Member Report**

Waugh had nothing to report.

AGENDA ITEM 11 **Executive Director Report**

Harrison said the next board meetings are in Las Vegas on August 21 and a virtual meeting October 23. Continuing education audits were completed, and no fines were assessed.

AGENDA ITEM 12 **Board Counsel Report**

Ling reported results of district court cases.

AGENDA ITEM 13 **Public Information Report**

Hatfield said the agenda for the CEU Seminar is partially set and they continue to reach out to speakers. Hatfield reported on the spring outreach efforts to high schools. She said staff is starting on a website refresh.

AGENDA ITEM 14**Formal Contested Administrative Hearing in the matter of Michael Peterson (Case Nos. 24-027 R and 24-034R)**

A formal hearing was held in the matter of Michael Peterson, Case Nos. 24-027 R and 24-034R.

Board members present: James Mickey (Chairman), Daniel Coletti, George Garlock, William Snyder, Nathaniel Waugh, Tina Wichmann and Marie Wikoff. Gregory Erny recused himself from the matter.

In attendance:

Henna Rasul, Sr. Deputy Attorney General, Counsel to the Board

Louis Ling, Prosecuting Attorney

Michael Peterson, Respondent

James DeLand, Witness for the Prosecution

Mark Dias, Witness for the Prosecution

The counts brought against Michael Peterson are as follows:

First Cause of Action (Case 24-027R)

Respondent did not act with reasonable care and competence, nor apply the knowledge and skill ordinarily applied by residential designers in good standing practicing in Nevada, violating NRS 623.270(1)(f)(1) and ROC 1.1.

Second Cause of Action (Case 24-034R)

Respondent did not act with reasonable care and competence, nor apply the knowledge and skill ordinarily applied by residential designers in good standing practicing in Nevada, violating NRS 623.270(1)(f)(1) and ROC 1.1.

Third Cause of Action (Case 24-034R)

Respondent failed to have a written contract, violating NRS 623.270(1)(f)(1) and NRS 623.325(1).

Testimony was heard and evidence was introduced into the record.

Motion: Mickey moved for a finding of fact for items 3-7 of the complaint (Case 24-027R), as substantiated by the evidence presented, including the testimony of the witness and evidence admitted into record. Motion seconded by Waugh.

Vote: All in favor. Motion passes.

Motion: Waugh moved to find the respondent guilty of the First Cause of Action. Motion seconded by Coletti.

Vote: Coletti, Snyder, Wikoff and Wichmann in favor. Garlock opposed. Waugh left the meeting prior to the vote. Motion passes.

Motion: Mickey moved for a finding of fact for items 9-13 of the complaint (Case 24-034R), as substantiated by the evidence presented, including the testimony of the witness and evidence admitted into record. Motion seconded by Snyder.

Vote: Coletti, Wikoff and Wichmann in favor. Snyder and Garlock opposed. Motion passes.

Motion: Snyder moved to find the respondent guilty of the Second Cause of Action. Motion seconded by Coletti.

Vote: Coletti, Wikoff and Wichmann in favor. Snyder and Garlock opposed. Motion passes.

Motion: Garlock moved to find the respondent guilty of the Third Cause of Action. Motion seconded by Snyder.

Vote: All in favor. Motion passes.

Motion: Having found the Respondent violated the First, Second and Third Causes of Action, Coletti moved to impose the following penalties:

- Respondent pays all costs and fees for the investigation and hearing.
- Respondent's license will be suspended, effective January 1, 2025. Respondent may reapply for a license after January 1, 2028.
- Respondent must not engage in any new projects.
- Respondent must inform all current clients of this disciplinary matter. The Respondent must give clients the option to find another design professional to complete the project or allow him to complete the project before January 1, 2025. The Respondent must release drawings to any client who requests such.
- Prior to applying for reinstatement, the Respondent must meet the following conditions:
 - Provide written evidence of completion of the NCARB "Practice Management: Strategies for Enhancing Public Welfare and Service Delivery" and "Professional Conduct Part 3: Accountability."
 - Pay all fees and costs associated with this case and all prior disciplinary actions.

Motion seconded by Wikoff.

Vote: Coletti, Snyder, Wikoff and Wichmann in favor. Garlock opposed. Motion passes.

AGENDA ITEM 16 **Public Comment**

There was no public comment.

Chairman Erny adjourned the meeting.

Monica Harrison, Executive Director

William Snyder, Secretary/Treasurer