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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE ARCHITECTS LICENSURE BOARD

TIME: 9:08 A.M.

Pennsylvania Department of State
Board Room C
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

May 11, 2017

State Architects Licensure Board
May 11, 2017

BOARD MEMBERS:

John R. Hill, RA, President
Kathryn Waters, Esquire, Deputy Commissioner of
Professional and Occupational Affairs
Nicholas Basehore, Office of Attorney General,
Consumer Protection
Douglas E. Carney, RA
Darryl Hamm, Public Member
Philip M. Leinbach, RA, Vice President
Mary E. McClenaghan, RA
Jerry K. Roller, RA

BUREAU PERSONNEL:

Teresa Lazo, Esquire, Board Counsel
Ray Michalowski, Esquire, Board Prosecutor
Robert B. Armour, Esquire, Board Prosecutor
Mark Zogby, Esquire, Board Prosecutor
Peter Speaks, Deputy Secretary for Regulatory Programs
Amanda Li, Board Administrator

ALSO PRESENT:

Nancy Winkler, Member of Public
Gregg Nowell, Project Manager, AIA
Stephen M. Swarney, Executive Director, AIA, PA
Ahmed Sultan, Applicant
Stephen Fortwangler, Applicant
Paul Donaldson, Respondent

1 ***

2 State Architects Licensure Board

3 May 11, 2017

4 ***

5 The regularly scheduled meeting of the State
6 Architects Licensure Board was held on Thursday, May
7 11, 2017. John R. Hill, RA, President, called the
8 meeting to order at 9:08 a.m. The Pledge of
9 Allegiance was recited.

10 ***

11 [Kathryn Waters, Deputy Commissioner, entered the
12 meeting at 9:08 a.m.]

13 ***

14 Roll Call

15 [Roll call was taken. A quorum was noted to be
16 present.]

17 ***

18 Introduction of Audience Members

19 [President Hill requested the introduction of the
20 audience members.]

21 ***

22 Approval of Minutes of the March 2, 2017 and April 13,
23 2017 meeting

24 PRESIDENT HILL:

25 We need to approve both the March meeting

1 minutes and the April meeting minutes.
2 So we'll begin with the March meeting
3 minutes.

4 Does anybody have any comments on
5 those minutes? Any additions or
6 deletions?

7 MR. LEINBACH:

8 I move that the minutes of March 2, 2017,
9 be approved as submitted.

10 MR. CARNEY:

11 Second.

12 PRESIDENT HILL:

13 All those in favor? Opposed? Abstained?

14 [The motion carried. Jerry K. Roller, RA, and Mary E
15 McClenaghan, RA, abstained from voting on the motion.]

16 ***

17 PRESIDENT HILL:

18 Approval of the April 13 meeting minutes.
19 Any comments, corrections, additions, or
20 deletions?

21 MR. LEINBACH:

22 I make a motion that the Minutes of April
23 13, 2017 be approved as submitted.

24 MR. BASEHORE:

25 Second.

1 PRESIDENT HILL:

2 All in favor? Opposed? Any abstentions?

3 [The motion carried. Jerry K. Roller, RA, and Mary E
4 McClenaghan, RA, abstained from voting on the motion.]

5 ***

6 Report of Prosecutorial Division

7 [Robert B. Armour, Esquire, Board Prosecutor, stated
8 Mark Zogby, Esquire, and he were present for the three
9 scheduled hearings.]

10 ***

11 Report of Board Counsel

12 [Teresa Lazo, Esquire, Board Counsel, referred to the
13 draft license requirements revisions discussed during
14 the April work session.]

15 President Hill explained for the new Board
16 members the April work session discussion relating to
17 the Board's approval of the regulations as the
18 equivalent to licensing laws in Pennsylvania or as
19 reciprocal licensing regulations.]

20 ***

21 Regulations/Statute Discussion

22 [Teresa Lazo, Esquire, Board Counsel, and Board
23 members discussed the revisions to the language in the
24 regulations/statutes. The licensure laws in
25 Pennsylvania relating to the requirement for bachelor

1 and associate degrees were also discussed, as well as
2 NCARB requirements and Canadian accreditation.]

3 ***

4 [Kathryn Waters, Deputy Commissioner, exited the
5 meeting at 9:56 a.m.]

6 ***

7 Report of Deputy Commissioner

8 [Kathryn Waters, Deputy Commissioner, welcomed Ms.
9 McClenaghan and Mr. Roller as the newest
10 appointments to the Architects Licensure Board.]

11 ***

12 [The Board recessed from 9:59 a.m. until 10:05 a.m.]

13 ***

14 [A formal hearing was held from 10:05 a.m. until 10:34
15 a.m. In the Matter of the Application for Licensure of
16 Stephen T. Fortwangler, File No. 17-41-00449.]

17 ***

18 [A formal hearing was held from 10:37 a.m. to 10:56
19 a.m. In the Matter of the Application of Paul
20 Donaldson, File No. 17-41-00543.]

21 ***

22 [A formal hearing was held from 10:57 a.m. until 11:17
23 a.m. In the Matter of the Application of Ahmed Sultan,
24 File No. 17-41-02706.]

25 ***

1 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
2 11:17 a.m. the Board entered into Executive Session
3 with Teresa Lazo, Esquire, Board Counsel, for the
4 purpose of conducting quasi-judicial deliberations.
5 The Board returned to open session at 12:44 p.m.]

6

7 MOTIONS:

8 PRESIDENT HILL:

9 The Board is back in session following
10 our Executive Session break. I'll turn
11 it over to Board Counsel to review the
12 applications that were reviewed.

13 MS. LAZO:

14 As the President said, we met in
15 Executive Session to conduct quasi-
16 judicial deliberations. And based on
17 those discussions, the Board needs to
18 vote on some matters.

19 The first is the application for
20 licensure of Stephen P. Fortwangler, File
21 No. 14-41-00449. So I'm looking for a
22 motion to grant the license.

23 PRESIDENT HILL:

24 Do I hear a motion?

25 MR. CARNEY:

1 So moved.

2 MR. BASEHORE:

3 Second.

4 PRESIDENT HILL:

5 Do we have any further discussion in this
6 matter? Hearing none, all those in
7 favor, say aye? All those opposed?

8 [Board members respond to vote.]

9 PRESIDENT HILL:

10 Let's do a roll call vote. Mr. Leinbach,
11 will you call the roll.

12 [Mr. Leinbach conducted the roll call. President
13 Hill, Mr. Bashore, Mr. Carney, and Mr. Roller voted in
14 favor of the motion. Mr. Hamm, Mr. Leinbach and Ms.
15 McClenaghan opposed the motion. The motion carried,
16 four to three.]

17 ***

18 MS. LAZO:

19 Based on discussions in Executive
20 Session, we're looking for a motion to
21 grant the application of Paul Donaldson,
22 File No. 17-41-00453.

23 MR. LEINBACH:

24 So moved.

25 MR. HAMM:

1 Second.

2 PRESIDENT HILL:

3 I have a motion and a second. Do we have
4 any more discussion in this matter?

5 Hearing none, all those in favor, say
6 aye. Opposed?

7 [Board members respond to vote.]

8 PRESIDENT HILL:

9 All right. There are two nays. Motion
10 carried.

11 [The motion carried. Mr. Carney and Ms. McClenaghan
12 opposed the motion.]

13 ***

14 MS. LAZO:

15 The next application on the agenda was
16 the application of Ahmed W. Sultan, File
17 No. 17-41-02706. Is there a motion grant
18 the application of Mr. Sultan?

19 MR. CARNEY:

20 So moved.

21 MR. HAMM:

22 Second.

23 PRESIDENT HILL:

24 I have a motion and a second. Do we have
25 further discussion in this matter?

1 Hearing none, all those in favor, say
2 aye. Opposed?

3 [The motion carried unanimously.]

4 ***

5 MS. LAZO:

6 The Board also conducted quasi-judicial
7 deliberations on some initial
8 applications.

9 Based on discussions in Executive
10 Session, I recommend a motion to
11 provisionally deny the application of
12 Clinton Brister.

13 MR. LEINBACH:

14 So moved.

15 MR. ROLLER:

16 Second.

17 PRESIDENT HILL:

18 I have a motion and a second. Do we have
19 further discussion in this matter?

20 Hearing none, all those in favor, say
21 aye. Opposed?

22 [The motion carried unanimously.]

23 ***

24 MS. LAZO:

25 Based on discussions in Executive

1 Session, I recommend a motion to grant
2 the application of James Francis Eyth.

3 MR. CARNEY:

4 So moved.

5 MR. ROLLER:

6 Second.

7 PRESIDENT HILL:

8 I have a motion and a second. Any
9 further discussion? Hearing none, all
10 those in favor of approval? Opposed?

11 [The motion carried unanimously.]

12 ***

13 MS. LAZO:

14 Based on discussions in Executive
15 Session, I recommend a motion to
16 provisionally deny the application of
17 Armando Hurtado.

18 PRESIDENT HILL:

19 Is there a motion?

20 MR. LEINBACH:

21 So moved.

22 MR. CARNEY:

23 Second.

24 PRESIDENT HILL:

25 I have a motion and a second. Any

1 further discussion? Hearing none, all
2 those in favor of the provisional denial?
3 Opposed?

4 [The motion carried unanimously.]

5 ***

6 MS. LAZO:

7 Based on discussions in Executive
8 Session, I recommend a motion to grant
9 the application of Robert Karow.

10 MR. CARNEY:

11 So moved.

12 MR. ROLLER:

13 Second.

14 PRESIDENT HILL:

15 I have a motion and a second. Any
16 further discussion? Hearing none, all
17 those in favor of approval, say aye.
18 Opposed?

19 [The motion carried unanimously.]

20 ***

21 MS. LAZO:

22 Based on discussions in Executive
23 Session, I recommend a motion to
24 provisionally deny the application of
25 Cappy Sabir.

1 MR. LEINBACH:

2 So moved.

3 MR. CARNEY:

4 Second.

5 PRESIDENT HILL:

6 I have a motion and a second. Any
7 further discussion? Hearing none, all
8 those in favor of the provisional denial,
9 say aye. Opposed?

10 [The motion carried unanimously.]

11 ***

12 MS. LAZO:

13 Based on discussions in Executive
14 Session, I recommend a motion to
15 provisionally deny the application of
16 John Secreti.

17 MR. CARNEY:

18 So moved.

19 MR. HAMM:

20 Second.

21 MR. LEINBACH:

22 Second.

23 PRESIDENT HILL:

24 I have a motion and a second. Any
25 further discussion? Hearing none, all

1 those in favor of the provisional denial,
2 say aye. Any opposed?

3 [The motion carried unanimously.]

4 ***

5 Report of Board President

6 [President Hill welcomed new Board members, Mary E.
7 McClenaghan and Jerry Roller. He suggested reviewing
8 the NCARB documents in the agenda packet. He
9 discussed House Bill 1102 which provides for the
10 registration of interior designers.

11 President Hill informed the Board that an
12 educator and practitioner symposium will be held in
13 early October of 2018 in Philadelphia.

14 There was discussion regarding the Arizona Board
15 of Tech registration letter to NCARB relating to the
16 regional membership requirements.]

17 ***

18 New Business

19 PRESIDENT HILL:

20 I would like to hear a motion for
21 approval of myself, John Hill, RA,
22 President; and Darryl R. Hamm, Public
23 Member, to attend the NCARB Annual
24 Business Meeting, which will be held in
25 Boston, Massachusetts, from June 22 to

1 June 24, 2017.

2 MR. CARNEY:

3 So moved.

4 MR. HAMM:

5 Second.

6 PRESIDENT HILL:

7 All in favor?

8 [The motion carried unanimously.]

9 ***

10 PRESIDENT HILL:

11 We need to select a voting delegate for
12 that meeting.

13 MR. HAMM:

14 I nominate John Hill.

15 MR. CARNEY:

16 Second.

17 PRESIDENT HILL:

18 Any other nominations? Hearing none, all
19 those in favor?

20 [The motion carried unanimously.]

21 ***

22 [President Hill noted the nomination of Darryl Hamm,
23 Public Member, to the public member position with the
24 National Board of Directors.]

25 ***

1 Report of Board Administrator

2 [Amanda Li, Board Administrator, discussed emails from
3 applicants with regard to the AXP portfolio and
4 education alternatives to certification. It was noted
5 those alternatives would be accepted if obtained
6 through an NCARB certificate.]

7 ***

8 Next Meeting Dates

9 [President Hill referred members to the tentative and
10 scheduled Board Meeting dates for 2017 and 2018 for
11 further discussion. There was a discussion with
12 regard to the Expense Report Sheets for travel
13 expenses.]

14 ***

15 PRESIDENT HILL:

16 If there is nothing else to come before
17 the Board today, and we've covered
18 everybody's topics, can I get a motion to
19 adjourn?

20 MR. CARNEY:

21 So moved.

22 MR. LEINBACH:

23 Second.

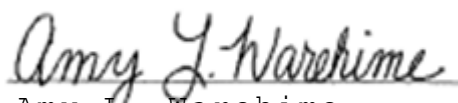
24 [The meeting adjourned at 1:10 p.m.]

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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Architects Licensure Board meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Architects Licensure Board meeting.



Amy L. Warehime

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE ARCHITECTS LICENSURE BOARD
REFERENCE INDEX
May 11, 2017

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8	9:08	Official Call to Order
9		
10	9:08	Roll Call
11		
12	9:09	Pledge of Allegiance
13		
14	9:09	Introduction of Audience Members
15		
16	9:09	Approval of Minutes
17		
18	9:10	Report of Prosecutorial Division
19		
20	9:11	Report of Board Counsel
21		
22	9:12	Regulations/Statute Discussion
23		
24	9:56	Report of Commissioner
25		
26	9:59	Recess
27	10:05	Return to Open Session
28		
29	10:05	Formal Hearing - Stephen T. Fortwangler
30		
31	10:37	Formal Hearing - Paul Donaldson
32		
33	10:57	Formal Hearing - Ahmed Sultan
34		
35	11:17	Executive Session
36	12:44	Return to Open Session
37		
38	12:45	Motions
39		
40	12:51	Report of President
41		
42	1:02	New Business
43		
44	1:05	Report of Board Administrator
45		
46	1:06	Next Meeting Dates
47		
48	1:10	Adjournment
49		
50		