

TEXAS BOARD OF ARCHITECTURAL EXAMINERS
Minutes of August 17, 2016 Board Meeting
 William P. Hobby Jr. Building, 333 Guadalupe Street
 Tower III, Conference Room 102
 Austin, TX 78701
 9:00 a.m. until completion of business

AGENDA ITEMS

DESCRIPTIONS

1A. Call to Order

Ms. Dockery called the meeting to order at 9:00 o'clock a.m.

1B. Roll Call

Ms. Miller called the roll.

Present Board Members

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|-------------------------|--|
| Debra Dockery | Chair, Architect |
| Sonya Odell | Vice-Chair, Registered Interior Designer |
| Paula Ann Miller | Secretary-Treasurer, Public Member |
| Charles (Chuck) Anastos | Architect |
| Chase Bearden | Public Member |
| Michael (Chad) Davis | Landscape Architect |
| Jennifer Walker | Architect |
| Robert (Bob) Wetmore | Architect |
| Anthony Giuliani | Public Member |

**1C. Excused and
Unexcused absences**

| | |
|------------------|---------------|
| Chase Bearden | Public Member |
| Anthony Giuliani | Public Member |

A MOTION WAS MADE AND SECONDED (Anastos/Wetmore) TO APPROVE THE EXCUSED ABSENCES OF CHASE BEARDEN AND ANTHONY GIULIANI. THE MOTION PASSED UNANIMOUSLY.

**1D. Determination of a
Quorum**

A quorum was present.

**1E. Recognition of
Guests**

Ms. Dockery acknowledged the following guests and members of TBAE Staff: David Lancaster, Texas Society of Architects; Marilyn Roberts, Texas Association for Interior Design; Jeri Morey, Corpus Christi Architect; Glenn Garry, Communications Manager; Glenda Best, Operations Manager; Christine Brister, HR Program Specialist; Kenneth Liles, Finance Manager; Jack Stamps, Managing Investigator; Dale Dornfeld, IT Manager; Mike Alvarado, Registration Manager; Katherine Crain, Legal Assistant; and Julio Martinez, Network Specialist.

**1F. Chair's Opening
Remarks**

Ms. Dockery opened the meeting by mentioning that New Year's is typically the time for resolutions, but August is the time for new beginnings with new budgets and goals. She thanked the staff for their efficiency and effectiveness to protect the public and encouraged them to continue to strive in their pursuit for further efficiency and effectiveness.

1G. Public Comments

Jeri Morey, architect from Corpus Christi, Texas, shared her concerns regarding the sample building code used in the NCIDQ examination. Ms. Morey stated that the exam should be based on an actual code/codes, and should be open book to allow applicants to consult the actual requirements. Her second concern focused on the proposed disciplinary actions. She recommended to the Board that they consider actual and potential harm for disciplinary actions instead of just actual harm. Ms. Morey recommended that a person who has an architectural education should be subject to higher penalties for unauthorized use of the title "architect." Ms. Morey also stated that complainants should have an opportunity to submit additional comments and evidence after staff's investigation, but stated it may not need to be in a rule. Ms. Morey also stated that the graphic in Rule 1.177 should include a description of what "reckless architecture" means. Ms. Morey suggested that the Board think about what day or when a continuing violation begins for purposes of imposing a penalty. Finally, Ms. Morey inquired whether Respondents know that they can request additional time to respond to the Board to avoid a penalty for failure to respond to a violation.

2. Approval of May 26, 2016 Board Meeting Minutes

A MOTION WAS MADE AND SECONDED (Davis/Walker) TO APPROVE THE MAY 26, 2016 BOARD MEETING MINUTES. THE MOTION PASSED UNANIMOUSLY.

3. Executive Director's Report

A. Summary of Executive Accomplishments

Ms. Hildebrand directed the Board to page 14 of the notebooks. She provided highlights that had been completed since the last Board meeting:

1. Finalized and submitted a Strategic Plan, Customer Service Survey and Quarterly SDSI Report;
2. Finalized and published the Newsletter and received several compliments on the issue;
3. Met with Chase Bearden and a local RAS expert regarding accessibility issues;
4. Update on Hobby Building maintenance and TFC's focus on safety and security issues;
5. Update on NCARB meeting and the resolutions that were approved. The resolution that would have required certain items to go to the states was defeated. All other items were approved. Ms. Hildebrand also updated the Board on NCARB's update of its "By the Numbers" report, as described on page 14 of the notebook. Finally, Ms. Hildebrand noted that ARE 5.0 will launch in November, 2016.
6. Ms. Hildebrand notified the Board members that Staff would be doing a presentation at the TxA conference in November, and invited the Board members to share any suggestions they might have for topics to discuss.
7. Ms. Hildebrand shared the results of the Board member survey regarding Board meetings and any suggestions for improvement.

8. Ms. Hildebrand reviewed the most recent registration data as detailed on page 18.

9. Ms. Hildebrand updated the Board on current enforcement information as detailed on page 19. Ms. Hildebrand informed the Board that an indictment had been returned in a case involving falsifying government documents relating to unregistered practice.

B. Fiscal Year 2016 3rd Quarter Operating Budget

Ms. Hildebrand directed the Board to page 20 of the notebook regarding the budget through May 31, 2016 of the fiscal year. She gave a brief overview and mentioned that revenues were slightly lower than 75%, but that she expected that the difference would be made up in the 4th quarter. Additionally, expenditures were 72%, 3% below the expectations and the excess would go into the fund balance. She does not expect the surplus to continue in the future because of the need to hire another investigator.

Ms. Hildebrand also reviewed the proposed budget for 2017 and staff's projections. She mentioned that staff travel would increase and the telephone system would be replaced at TBAE's cost. The Board discussed the budget in detail, specifically options on lease space available for the agency outside of the downtown area.

C. Board Approval of the Fiscal Year 2017 Operating Budget

A MOTION WAS MADE AND SECONDED (Anastos/Walker) TO APPROVE THE OPERATING BUDGET FOR FISCAL YEAR 2017.

Mr. Anastos asked who was responsible for requiring agencies to update the phone system. Ms. Hildebrand stated that this was a decision by the Department of Information Resources, due to the antiquated nature of the phone system that impacted agencies that experience large amounts of phone calls.

Mr. Davis inquired about why the office rental went down. Kenneth Liles stated that the contracted amount for office rental is \$100,000, a portion of which goes to the Facilities Commission, and a portion goes to the Comptroller and is added to the SWCAP payment.

Mr. Davis asked whether it would be prudent to seek an alternative lease outside of the Hobby building.

Mr. Davis also inquired about the server cost, including whether the Board utilized on-premises servers or virtual servers. Dale Dornfeld responded that the agency utilizes both, and that his department has researched alternatives to the status quo.

Ms. Hildebrand responded that she would look into whether an alternative office space could be beneficial to the agency. She also noted that it might be required for the agency to seek permission to move into a private building. Ms. Dockery and Mr. Wetmore responded that the lease rate

that the agency has in the Hobby building would be hard to beat. Mr. Anastos noted that it is likely the agency would need to lease additional space if it moved into a private building, due to the loss of common areas such as meeting rooms and bathrooms that are available in the Hobby building.

Ms. Dockery inquired why revenue from licenses and fees is projected to decrease in 2017. Ms. Hildebrand responded that, though the expectation is for increased registration by architects, there could be a decrease in registered interior designers. Mr. Liles also noted that \$93,902 is budgeted from the fund balance to balance the budget.

Mr. Anastos noted that the Board has discussed future increases in fees, and inquired when it would be necessary for the Board to implement increases. Mr. Anastos stated that the agency should be proactive about increasing fees prior to the time that the reserve balance decreases below 66% of annual expenditures. He stated that the Board should address this matter in the FY 2018 budget. Ms. Hildebrand noted that the Board's target for the fund balance is eight months (66%) of annual expenditures. Ms. Hildebrand also noted that, when the Board considers the 2018 budget, it could be looking at a situation that differs greatly from the projections contained in the notebook, due to the difficulty of predicting revenues given the loss rate of grandfathered RIDs.

Ms. Dockery suggested that the Board convene a committee in April or May of 2017 to consider how developments in the legislative session could affect the agency's projections and the 2018 budget.

Mr. Davis asked whether the possibility of increasing fees should be addressed at the November meeting, to give notice prior to the legislative session about the need for an increase in fees if the status quo persists with respect to the SWCAP payment and the Board's payment into the general revenue fund.

Ms. Hildebrand stated that she could address this further with the governor's office, and noted that the issue of the \$510,000 payment into general revenue had been included with the Board's comments in the strategic plan.

THE MOTION PASSED UNANIMOUSLY.

**D. Legislative
Committee Update**

Ms. Hildebrand noted that the \$510,000 general revenue payment was addressed in the agency's strategic plan in response to the governor's request for the identification of redundancies and impediments. She stated that she will continue to communicate with the governor's office on this and other issues.

Mr. Davis stated that he is looking forward to any reports published by the legislature relating to interim studies of licensing. Ms. Hildebrand noted that a hearing had been scheduled at the Capitol on licensing issues, but TBAE was not invited to testify.

E. Agency Goal and Objectives

Ms. Hildebrand discussed the agency's goals and objectives as identified on page 24 of the notebooks. This document is used to set the expectations of staff for the year. She invited the Board to provide any input they might have.

3. Report on Conferences and Meetings

A. NCARB 2016 Annual Meeting – June 15-18

Ms. Dockery and Ms. Hildebrand provided highlights of the NCARB annual meeting to the Board. Ms. Dockery stated that she attended a session on the North Carolina Dental Board Supreme Court case and appropriate regulation by states, and shared that this continues to be a dynamic situation. She also attended a session on budgeting.

B. Executive Leadership Program for Regulators & Driving Results for Regulatory Effectiveness – July 25-28

Ms. Hildebrand attended this meeting and stated that this was a leadership program that was tailored to Executive Directors of licensing boards. She stated that this was a good opportunity to pick up best practices and make contacts with other executive directors. She also attended presentations from Colorado agencies regarding their processes relating to increasing stakeholder input from the regulated community.

C. BOAT Annual Conference – Aug. 3-5

Mr. Brenton and Mr. Stamps attended this conference and Mr. Stamps gave a presentation to the attendees. Mr. Brenton reported that BOAT had set up a statewide network of building officials and other individuals who are willing to respond to disaster areas to assess building condition, and would like to include architects on the phone tree.

D. NCARB 2016 Licensing Advisors Summit – Aug. 5-6

Ms. Hildebrand and Mr. Alvarado attended this meeting, which included licensing advisors from various schools and firms. Ms. Hildebrand stated that this was a valuable opportunity to meet with representatives from Texas programs, who inquired about the potential for students to begin taking the ARE prior to graduation, pursuant to NCARB's IPAL initiative. Ms. Hildebrand noted that this was not a possibility under current Texas law, which requires graduation prior to taking the exam. Ms. Hildebrand also reported that the big topic was the format of the new Architectural Registration Examination ("ARE") which will become effective on November 1, 2016.

E. Metrocon16 – Aug. 11-12

Mr. Brenton and Mr. Garry attended this conference and TBAE had a booth at the conference. In addition, Mr. Garry made a presentation and received numerous questions regarding continuing education and grandfathering of interior designers.

3. Report on Upcoming Conferences and Meetings

A. CLARB Annual Meeting – Sept. 22-24

Ms. Hildebrand stated that she would attend the meeting and give a presentation with the Executive Director of Arizona on TBAE's strategic plan process.

B. 2016 LRGV-AIA BCC Conference – Sept. 29-Oct. 1

Mr. Stamps will attend this meeting.

C. NCARB Member Board Chairs and Member Board Executives Summit – Oct. 28-29

Ms. Hildebrand and Ms. Dockery will attend this summit.

D. TxA Conference— Nov. 3-5

Mr. Garry and Mr. Stamps will attend and make a presentation at this conference. Also, Ms. Hildebrand will attend this event in order to welcome the new Texas architectural registrants.

E. 2016 Annual CIDQ Council of Delegates Meeting – Nov. 11-12

Ms. Hildebrand and Ms. Odell will attend this meeting.

The Board took a break at 10:13 a.m. and reconvened at 10:30 a.m.

4. General Counsel Report

Mr. Brenton directed the Board to page 30 and gave the following report on the proposed amendments for adoption and draft amendments for proposal.

4A. Proposed Amendments for Adoption

A. Amendments to rules 1.165, 3.165, 5.175, 1.177, 3.177, 5.187, 1.232, 3.232, and 5.242, relating to administrative penalties, warnings, and other sanctions.

Mr. Brenton presented information on the proposed amendments to the rules as described on page 30 of the Board materials and Staff's recommendation to approve the proposed amendments. Mr. Brenton noted that actual and potential damages are considered in determining the specific amount of an administrative penalty under Rule 1.177. In response to Ms. Morey's question about why Rule 1.232 did not define reckless practice and conflict of interest, Mr. Brenton stated that Rule 1.232 describes what penalty is imposed if a violation has occurred, and refers to Rules 1.143 and 1.145 to define the conduct.

A MOTION WAS MADE AND SECONDED (Davis/Walker) TO APPROVE PROPOSED AMENDMENTS TO 22 TEX. ADMIN. CODE §§1.174, 3.174, 5.184, 1.177, 3.177, 5.1877, 1.232, 3.232, and 5.242 FOR FINAL ADOPTION. THE MOTION PASSED UNANIMOUSLY.

4B. Draft Rules for Proposal

B. Amendments to Rule 7.10, relating to approval of surcharge to fund the Architect Registration Examination Financial Assistance Fund and changes to online payment fees charged by Texas.gov.

Mr. Brenton presented information on draft rules for proposal as described on page 77 of the Board materials. Mr. Brenton explained to the Board that draft rule was considered by the Rules Committee and they made a recommendation for proposal.

A MOTION WAS MADE AND SECONDED (Davis/Wetmore) TO APPROVE THE DRAFT AMENDMENTS TO 22 TEX. ADMIN. CODE §7.10 FOR PUBLICATION AND PROPOSAL IN THE TEXAS REGISTER, WITH AUTHORITY FOR THE GENERAL COUNSEL TO MAKE EDITORIAL CHANGES AS NECESSARY TO CLARIFY RULE AND BOARD INTENT AND TO COMPLY WITH THE FORMATTING REQUIREMENTS OF THE TEXAS REGISTER.

C. Amendments to Rules 5.31 and 5.51, relating to qualification for interior design registration by architects who pass the Architect Registration Examination

Mr. Brenton presented information on draft rules for proposal as described on page 90 of the Board materials. Mr. Brenton explained to the Board that this matter was considered by the Rules Committee during the May 2016 meeting and the draft proposals were accepted by the Committee.

A MOTION WAS MADE AND SECONDED (Davis/Odell) TO APPROVE DRAFT AMENDMENTS TO 22 TEX. ADMIN. CODE §§5.31 and 5.51 FOR PROPOSAL AND PUBLICATION IN THE TEXAS REGISTER, WITH AUTHORITY FOR THE GENERAL COUNSEL TO MAKE EDITORIAL CHANGES AS NECESSARY TO CLARIFY RULE AND BOARD INTENT AND TO COMPLY WITH THE FORMATTING REQUIREMENTS OF THE TEXAS REGISTER. THE MOTION PASSED UNANIMOUSLY.

5. Approval of Rule Review for Chapters 1 and 3 of the Board Rules

Mr. Brenton presented information on the agency rule review and amendment to the following rules, as described on page 132 of the Board materials:

A. Revise Rules 1.5 and 3.5 relating to definitions of “actual signature,” “authorship” (repeal), “Architectural Barriers Act,” and “E-mail Directory” (repeal).

B. Revise Rule 1.5 relating to definition of “EPH” and “Architect’s Registration Law.”

C. Revise Rule 3.5 relating to definition of “Landscape Architect’s Registration Law.”

D. Repeal Rules 1.24 and 3.24 relating to Fees.

E. Revise Rule 1.148 to replace obsolete reference to “Section 10 of the Act.”

F. Propose for re-adoption all other rules in 22 Tex. Admin. Code Chapters 1 and 3.

A MOTION WAS PROPOSED AND SECONDED (Davis/Walker) TO APPROVE THE DRAFT AMENDMENTS TO 22 TEX. ADMIN. CODE §§ 1.5, 3.5, 1.24, 3.24, and 1.148 FOR PUBLICATION AND PROPOSAL IN THE TEXAS REGISTER, WITH AUTHORITY FOR THE GENERAL COUNSEL TO MAKE EDITORIAL CHANGES AS NECESSARY TO CLARIFY RULE AND BOARD INTENT AND TO COMPLY WITH THE FORMATTING REQUIREMENTS OF THE TEXAS REGISTER. THE MOTION PASSED UNANIMOUSLY.

A MOTION WAS PROPOSED AND SECONDED (Davis/Wetmore) TO READOPT ALL OTHER RULES IN 22 TEX. ADMIN. CODE CHAPTERS 1 AND 3, AS AUTHORIZED UNDER TEXAS GOVERNMENT CODE §2001.039(c). THE MOTION PASSED UNANIMOUSLY.

6. Approval of New Policy GC-006 – Relating to Conflicts of Interest and Recusal of Board Members

Mr. Brenton directed the Board to page 150 regarding the new policy relating to conflicts of interest and recusal of board members. Mr. Brenton explained the policy in detail.

A MOTION WAS MADE AND SECONDED (Odell/Davis) TO APPROVE POLICY NUMBER GC-006 “CONFLICT OF INTEREST AND RECUSAL POLICY” FOR THE BOARD. THE MOTION PASSED UNANIMOUSLY.

7. Consideration for Proposal for Decision – SOAH CASE

SOAH Docket No. 459-16-3577

TBAE vs. Couturier, Dominic (TBAE #144-14N)

Mr. Brenton directed the Board to page 153 regarding the Executive Director’s recommendation incorporating the Proposal for Decision rendered by ALJ Kilgore on June 17, 2016 in the above-referenced matter.

A MOTION WAS MADE AND SECONDED (Davis/Anastos) TO MOVE TO ACCEPT THE ATTACHED OPINION AND ORDER OF THE BOARD, WHICH INCORPORATES THE PROPOSAL FOR DECISION RENDERED BY ALJ KILGORE ON JUNE 17, 2016, AND IMPOSES AN ADMINISTRATIVE PENALTY IN THE SUM OF \$26,000 AND ORDERS THE RESPONDENT TO CEASE AND DESIST FROM USING ANY ARCHITECTURAL TITLE, PRACTICING ARCHITECTURE,

OTHER THAN SUBJECT TO AN EXEMPTION FROM THE ARCHITECT'S PRACTICE ACT, AND FROM ASSOCIATING WITH ANY BUSINESS WHICH OFFERS OR RENDERS ARCHITECTURAL SERVICES, OR WHICH OFFERS ARCHITECTURE OR HOLDS ITSELF OUT TO THE PUBLIC AS AN ARCHITECTURAL FIRM, UNLESS ALL ARCHITECTURE ON BEHALF OF THE FIRM, IS RENDERED BY A REGISTERED ARCHITECT.

Mr. Anastos and Mr. Davis inquired about the recovery of litigation costs by the Board, and Mr. Brenton provided information that this is not authorized under the Board's enabling legislation.

THE MOTION PASSED UNANIMOUSLY.

7. Enforcement Cases
A. Registrant Cases

Review and possibly adopt Executive Director's recommendation in the following enforcement cases:

Haness, Richard O. (#115-14A)

Mr. Brenton presented a summary of this matter as described on page 164 of the Board materials.

A MOTION WAS MADE AND SECONDED (Anastos/Davis) TO ACCEPT STAFF'S RECOMMENDATION OF A \$6,000 ADMINISTRATIVE PENALTY AND COMPLETION OF THE TDLR ACCESSIBILITY ACADEMY WITHIN ONE (1) YEAR OF THE BOARD'S ORDER. THE MOTION PASSED UNANIMOUSLY.

Lambeth, William H. (#037-16A)

The Chair recused herself from voting on this case because the Respondent is from San Antonio.

Ms. Odell took over as Chair and directed the General Counsel to present the case to the Board. Mr. Brenton presented a summary of this matter as described on page 166 of the Board materials.

A MOTION WAS MADE AND SECONDED (Davis/Walker) TO ACCEPT STAFF'S RECOMMENDATION TO ACCEPT THE VOLUNTARY SURRENDER OF RESPONDENT'S REGISTRATION IN LIEU OF DISCIPLINARY ACTION PURSUANT TO BOARD RULE 1.64 AND 1.66. ANY SUBSEQUENT REINSTATEMENT OF THIS REGISTRATION WILL BE CONTROLLED BY THE LAW IN EFFECT AT THE TIME OF THE REINSTATEMENT.

Mr. Anastos stated for the record that a monetary penalty may be appropriate for a similar case in the future because THE MOTION PASSED UNANIMOUSLY.

Debra Dockery resumed her position as Chair of the Board. She directed the General Counsel to proceed with the enforcement matters.

Olp, Gary Gene (#016-16A)

Mr. Brenton presented a summary of this matter as described on page 168 of the Board materials.

A MOTION WAS MADE AND SECONDED (Anastos/Wetmore) TO ACCEPT STAFF'S RECOMMENDATION OF A \$1,000 ADMINISTRATIVE PENALTY AND RESTITUTION TO THE COMPLAINANT IN THE AMOUNT OF \$5,924.40.

Mr. Wetmore asked what the Respondent's position was and whether the city of Dallas had taken any action. Mr. Brenton responded that the Respondent had questioned whether restitution was appropriate because he claimed a structure had been built based on the plans. Mr. Brenton stated that he informed the Respondent that an administrative penalty based on the Board's rules would be more than the amount of restitution, and that the Respondent chose to move forward with paying restitution, as agreed.

THE MOTION PASSED UNANIMOUSLY.

B. CE Cases

Mr. Brenton stated that the Board would hear the next 9 cases and vote on them together.

Cassler, David Edward (#070-16L)

Fegale, Kristen Weeks (#083-16I)

Hart, Mark W. (#082-16A)

Miller, David C. (#089-16A)

Mrdja, Dushan (#074-16A)

Rachut, Susanna (#088-16I)

Russell, Christopher A. (#090-16L)

Sigler, Stephen Michael (#068-16L)

Yeung, Lei (#077-16A)

A MOTION WAS MADE AND SECONDED (Anastos/Davis) TO ADOPT STAFF'S RECOMMENDATION AND PENALTIES TO APPROVE ALL OF THE CASES LISTED ON THE AGENDA UNDER CE CASES WITH THE EXCEPTION OF THE CASE INVOLVING JAY DAVID HARGRAVE. THE MOTION PASSED UNANIMOUSLY.

Mr. Wetmore recused himself from voting on the case involving Jay David Hargrave (#084-16A) because he knows the respondent personally.

Hargrave, Jay David (#084-16A)

A MOTION WAS MADE AND SECONDED (Anastos/Odell) TO ADOPT STAFF'S RECOMMENDATION AND PENALTY TO APPROVE THE CASE

INVOLVING JAY DAVID HARGRAVE (#084-16A). THE MOTION PASSED UNANIMOUSLY.

9. NCARB Request for Signatories to the new Mutual Recognition Arrangement with Australia and New Zealand

Ms. Dockery stated that the Board would vote on the following resolution for NCARB.

A MOTION WAS MADE AND SECONDED (Anastos/Wetmore) TO APPROVE NCARB'S REQUEST FOR SIGNATORIES TO THE NEW MUTUAL RECOGNITION ARRANGEMENT WITH AUSTRALIA AND NEW ZEALAND. THE MOTION PASSED UNANIMOUSLY.

The Board took a break at 11:28 a.m. and reconvened at 11:37 a.m.

10. Executive Director's Evaluation

The Board went into Executive Session regarding personnel matters at 11:37 a.m. and reconvened in Open Session at 12:14 p.m.

Ms. Dockery reopened the Board meeting by stating that each Board member and the executive director had completed an evaluation form regarding the Executive Director's performance. Ms. Dockery stated that the Board was very pleased with the Executive Director's performance in her first year at the agency.

A MOTION WAS MADE AND SECONDED (Odell/Anastos) TO PROPOSE THAT THE BOARD GIVE A THREE PERCENT (3%) RAISE IN PAY TO THE EXECUTIVE DIRECTOR, BASED ON THE PERFORMANCE EVALUATION. THE MOTION PASSED UNANIMOUSLY.

11. Approval of the Proposed 2017 Board Meeting Dates

A MOTION WAS MADE AND SECONDED (Davis/Miller) TO APPROVE THE FOLLOWING 2017 BOARD MEETING DATES: FEBRUARY 16, JUNE 8, AUGUST 17, AND NOVEMBER 8. THE MOTION PASSED UNANIMOUSLY.

12. Approval of Resolution Honoring C.W. Clark, PE, Director, Compliance & Enforcement, Texas Board of Professional Engineers

Mr. Stamps presented the next action item and stated that he had worked with C.W. Clark, the Director of Compliance & Enforcement at the Professional Engineering Board since Mr. Stamps was hired by TBAE. Mr. Stamps read the Resolution into the Board meeting minutes as follows:

"The Texas Board of Architectural Examiners Be It Known That C.W. Clark, P.E., has distinguished himself through his dedicated and conscious service as the Director of the Compliance and Enforcement Division of the Texas Board of Professional Engineers and

Whereas, Mr. Clark has played an important role in working with the enforcement staff of this board in the investigation and resolution of enforcement cases of mutual interest;

Whereas, Mr. Clark played an invaluable part in the efforts, over a long period of time, that staff of both boards played in the successful resolution of the sometimes contentious issues regarding both the practices of Engineering and Architecture;

Whereas, because of those efforts, HB2284 was passed, bringing clarity to practitioners of both professions;

Whereas, Mr. Clark has performed his job with professionalism and integrity;

Whereas, Mr. Clark has made a significant contribution to the health, safety and welfare of all citizens of our State.

Now, Therefore, Be It Resolved, that the Texas Board of Architectural Examiners in its Formal Meeting assembled this 17th Day of August, 2016, does publicly acknowledge its appreciation of outstanding service to the State of Texas and have voted unanimously for this

Resolution of Commendation

to C.W. Clark, P.E., and have caused a copy of this Resolution to be included within the Minutes of this Board.”

A MOTION WAS MADE AND SECONDED (Anastos/Davis) TO APPROVE THE RESOLUTION HONORING C.W. CLARK, PE, DIRECTOR, COMPLIANCE & ENFORCEMENT, TEXAS BOARD OF PROFESSIONAL ENGINEERS. THE MOTION PASSED UNANIMOUSLY.

13. Upcoming Board Meeting

Ms. Dockery reminded the members that the next Board meeting had been moved from October 27, 2016 to November 16, 2016. After discussion, the meeting was set for December 1, 2016 in the TBAE Conference Room in Tower 2, Floor 3. There was discussion amongst the Board about having a Committee meeting in the morning of December 1st followed by an afternoon Board meeting.

14. Chair’s Closing Remarks

Ms. Dockery thanked the Board for their service.

15. Adjournment

A MOTION WAS MADE AND SECONDED (Anastos/Walker) TO ADJOURN THE MEETING AT 12:25 P.M. THE MOTION PASSED UNANIMOUSLY.

APPROVED BY THE BOARD:


DEBRA J. DOCKERY, AIA
Chair, TEXAS BOARD OF ARCHITECTURAL EXAMINERS