

BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND
SURVEYORS, CERTIFIED INTERIOR DESIGNERS AND LANDSCAPE
ARCHITECTS MEETING MINUTES

The Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects (APELSCIDLA Board) met on February 8, 2023 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia, with the following members present for all or part of the meeting:

Architects

Tim Colley
April Drake
Mel Price

Professional Engineers

James Kelly
Rick Townsend

Land Surveyors

Doyle Allen
Vickie Anglin
Mike Zmuda

Interior Designers

Caroline Alexander
Cameron Stiles

Landscape Architects

Frank Hancock, III

Citizen Members

Hypatia Alexandria

Ms. Nosbisch, Ann Stokes, Vinay Nair, and Karen Reynes were not present at the meeting with regrets.

Staff present for all or part of the meeting were:

Demetrious J. Melis, Director
Kishore Thota, Chief Deputy Director
Tom Payne, CID Deputy Director
Steve Kirschner, LRPD Deputy Director
Bonnie Davis, Regulatory Operations Administrator
Breanne Henshaw, Licensing Operations Administrator
Julie Jackson-Bailey, Post-Adjudication and Licensing Director
Christina Dumas, Post-Adjudication and Licensing Specialist
Monique Peterson, Post-Adjudication and Licensing Specialist

Members of the audience:

Georg Dahl, Virginia Society of Professional Engineers (VSPE) STEM and Educational
Outreach Lead for Tidewater/Hampton Roads Chapter
Nancy Israel, ACEC, Virginia
Chris Stone, P.E., former Board Member
Scott Alley

Elizabeth Peay, Assistant Attorney General with the Office of the Attorney General, was

present.

Mr. Kelly, Chair, called the meeting to order at 10:07 a.m.

Call to Order

Mr. Kelly advised the Board of the emergency evacuation procedures.

**Emergency
Evacuation**

Ms. Davis introduced new professional engineer board member, Rick Townsend. The Board members and staff introduced themselves to Mr. Townsend. Ms. Davis introduced members of the audience and thanked Mr. Stone for his service on the APELSCIDLA Board.

Announcements

Mr. Kelly read the following resolution for consideration by the Board:

**Resolution for
Chris Stone**

Resolution for

Christopher M. Stone

WHEREAS, Christopher M. Stone, did faithfully and diligently serve the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects from 2014 to 2023;

WHEREAS, Christopher M. Stone, did devote generously of his time, talent and leadership to the Board;

WHEREAS, Christopher M. Stone, did endeavor at all times to render decisions with fairness and good judgement in the best interest of the citizens of the Commonwealth and these professions; and

WHEREAS, the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects wishes to acknowledge its gratitude for devoted service of a person who is held in high esteem by the members of the Board and the citizens of the Commonwealth;

NOW THEREFORE BE IT RESOLVED, by the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects this eighth day of February 2023, that Christopher M. Stone be given all honors and respect due him for his outstanding service to the Commonwealth and its citizens; and

BE IT FURTHER RESOLVED, that this Resolution be presented to him and be made a part of the official minutes of the Board so that all may know of the high regard in which he is held by this Board.

The Board members agreed to the resolution by consensus and thanked Mr. Stone for his service. Mr. Stone stated it was a pleasure and honor to serve on the Board. Ms. Davis thanked Mr. Stone for his service and for agreeing to stay on as a subject matter expert for the Board's Statutory Review Committee.

Ms. Davis informed the Board that she and Ms. Henshaw attended the Inter-organizational Council on Regulation (ICOR) Joint Orientation Meeting on February 6, 2023. This meeting was a joint meeting with NCEES, NCARB, CIDQ, and CLARB.

**Landscape
Architect Update**

Ms. Davis stated the NCEES update items were provided for informational purposes.

**Professional
Engineer Update**

Ms. Davis indicated that in addition to the NCEES update, the Virginia Association of Surveyors items were provided for informational purposes.

**Land Surveyor
Section Update**

Ms. Davis stated the NCARB and AIA information was provided for informational purposes.

**Architect Section
Update**

Ms. Davis stated the certified interior designer update items were provided for informational purposes.

**Certified Interior
Designer Section
Update**

Ms. Alexandria arrived at 10:19 a.m.

**Arrival of Board
Member**

Having a quorum present, the Board agreed by consensus to remove disciplinary case file 2022-00392 Mahesh Prasad Adhikari from the agenda. Ms. Stiles moved to approve the agenda as amended. Mr. Colley seconded the motion which was unanimously approved by: Alexander, Alexandria, Allen, Anglin, Colley, Drake, Hancock, Kelly, Price, Stiles, Townsend, and Zmuda.

**Approval of
Agenda**

Ms. Anglin moved to approve the November 15, 2022 Board meeting minutes and the January 23, 2023 Professional Engineer and Land Surveyors Section meeting minutes. Mr. Zmuda seconded the motion which was approved by: Alexander, Alexandria, Allen, Anglin, Colley, Drake, Hancock, Kelly, Price, Stiles, Townsend, and Zmuda.

**Approval of
Minutes**

There was no public comment.

**Public Comment
Period**

Mr. Zmuda recused himself from the meeting for discussion and deliberation of the file.

Recusal of Board Member

Regarding **File Number 2022-01751, Scott Alley**, the Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the application file, transcripts and exhibits, and the Summary of the Informal Fact-Finding Conference.

File Number 2022-01751, Scott Alley

Mr. Alley was present at the meeting and informed the Board that he is in support of the presiding officer's recommendation.

After brief discussion, Ms. Anglin moved to accept the recommendation of the presiding officer and approve Mr. Alley's reinstatement application for land surveyor. Ms. Stiles seconded the motion.

At 10:31 a.m., Mr. Hancock moved that the meeting be recessed and that the Board immediately reconvene in closed meeting for the purpose of deliberation on disciplinary cases resulting from an Informal or Formal Hearings in order to reach a decision as permitted by § 2.2-3711.A.27 of the Code of Virginia. Ms. Alexander seconded the motion which was unanimously approved by members: Alexander, Alexandria, Allen, Anglin, Colley, Drake, Hancock, Kelly, Price, Stiles, and Townsend.

Closed Meeting

At 11:14 a.m., Mr. Hancock moved to adjourn the closed meeting and to immediately reconvene in open meeting. Mr. Allen seconded the motion which was unanimously approved by members: Alexander, Alexandria, Allen, Anglin, Colley, Drake, Hancock, Kelly, Price, Stiles, and Townsend.

Open Meeting

Ms. Anglin rescinded the motion made prior to closed meeting and Ms. Stiles agreed. Ms. Price made a motion to deny the recommendation of the presiding officer to recommend Mr. Alley's application for reinstatement as a land surveyor per § 54.1-204.B.1., 5., 6., and 7. of the Code of Virginia. Mr. Allen seconded the motion.

File Number 2022-01751, Scott Alley continued

The motion was approved by members Alexander, Allen, Colley, Kelly, Price, and Townsend. Alexandria, Anglin, Drake, Hancock, and Stiles denied the motion. The motion to deny Mr. Alley's application for reinstatement passed with a vote of six to five.

Mr. Zmuda returned to the meeting.

Return of Board Member

Mr. Allen moved to nominate Mr. Kelly as NCEES Southern Zone Vice President. Ms.

NCEES Southern Zone Vice

Anglin seconded the motion which was unanimously approved by: Alexandria, Allen, Anglin, Colley, Drake, Hancock, Kelly, Price, Stiles, Townsend, and Zmuda. Staff will submit a letter to NCEES nominating Mr. Kelly for this position.

**President
Nomination**

The Board discussed removing the term “business” on question ten of the reference forms for Engineer-in-Training, Architect, Landscape Architect, Land Surveyor, and Surveyor Photogrammetrist. The Professional Engineer reference form removed the term “business” previously. Mr. Kelly moved to approve the change to the Reference Form for all professions as presented. Mr. Zmuda seconded the motion which was unanimously approved by: Alexandria, Allen, Anglin, Colley, Drake, Hancock, Kelly, Price, Stiles, Townsend, and Zmuda.

**Reference Sample
Form**

Ms. Davis informed the Board that the fee adjustment regulatory change was submitted to the Department of Planning and Budget on January 23, 2023 and the regulatory changes to the professional engineer and land surveyor regulations will be submitted as fast track regulations.

Regulatory Update

At the January 23, 2023, Professional Engineers and Land Surveyors Section meeting, a discussion took place regarding the review of regulations. Mr. Stone agreed to chair the committee and Ms. Anglin agreed to represent the land surveyor’s section. As Mr. Stone’s term as professional engineer has expired, Mr. Kelly agreed to chair and represent the professional engineer’s section. The Board discussed the Statutory Review Committee and Ms. Henshaw informed the Board that this committee would occur prior to the line-by-line review of the regulations and would be a way for the Board to make recommendations for the agency to consider adding to the legislative package. Mr. Melis recommend the Board use the same members for the Statutory Review Committee and the Regulatory Review Committee. The Board discussed using the same Regulatory Review Committee members of the previous committee for this committee. The following board members agreed to represent their respective sections: Ms. Drake for architects, Ms. Anglin for land surveyors, Mr. Kelly for professional engineers, Ms. Alexander for certified interior designers, Ms. Stokes will be asked to represent landscape architects, and Ms. Reynes will be asked to continue representing the citizen member seat as she did with the previous Regulatory Review Committee. Mr. Stone will remain on the committee as a subject matter expert.

**Statutory Review
Committee**

Director Melis provided an update to the Board regarding legislative bills put forward by the agency, specifically discussing House Bill 2180/Senate Bill 1213 and Senate Bill 1480. Mr. Melis stated SB1480 was submitted to deregulate some of the professions outlined in the 2019 JLARC report. Mr. Melis informed the

**General Assembly
Update**

Board that SB1480 was passed by indefinitely while in sub-committee at the General Assembly this year. As for HB2180/SB1213, these bills were submitted as agency bills, which would allow for universal licensing and they have passed in both houses and will move forward.

Mr. Kirschner informed the Board of another bill, Senate Bill 1227, which, if passed, will affect all boards under DPOR, and this legislation will require the boards to develop language indicating the type of criminal history that will not require Board review or an Informal Fact Finding hearing (IFF).

Ms. Price stated she is concerned about the potential lack of understanding in regard to the certified interior designer profession as they assist architects in protecting the health, safety, and welfare of the public by understanding code compliance, slipperiness of certain floor types within a building, understanding what types of materials to use, etc. Director Melis stated the certified interior design profession was included in SB1480 due to the fact that interior designers voluntarily became certified with DPOR and in order to complete this type of work a person in Virginia can do so with or without a certification.

The Board was provided with Guidance Document 4462: Requirements for the Use of Topographic Surveys, Orthographic Maps or other Geospatial Data in Virginia for informational purposes as follow up to the Professional Engineers and Land Surveyors Section meeting. The Board discussed the guidance document and considered if the GIS data discussed within the document should be updated based on today's standards. The Board discussed forming a committee to further look into this information and will follow up with Ms. Nosbisch.

Use of Lidar Systems

The licensee counts as of January 1, 2023:

APELSCIDLA Businesses	4,901
Architects	7,695
Professional Engineers	30,637
Land Surveyors	1,229
Land Surveyors B	63
Land Surveyor Photogrammetrists	101
Certified Interior Designers	467
Landscape Architects	948

Licensed and Certified Population

Ms. Davis stated the financial statements were provided for informational purposes only.

Financial Statements

Mr. Kirschner informed the Board that respondents for disciplinary cases have a

Other Business

right to due process and can ask the Board to decide on a case within thirty days. If a request of this nature is received from the respondent for case file 2022-01751, then the Board may be required to decide before the next Board meeting on May 16, 2023. The Board asked Board staff to provide potential meeting dates prior to the May 16, 2023, Board meeting in order to be prepared for this potential request.

Conflict of Interest forms and Travel Vouchers were completed by all Board members present.

**Conflict of Interest
Forms / Travel
Vouchers**

There being no further business, the meeting was adjourned at 12:13 p.m.

Adjourn


James Kelly, Chair


Demetrios J. Melis, Secretary

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Cameron Stiles
2. Title: Board Member
3. Agency: Interior Designers Section/APELSCIDLA Board
4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

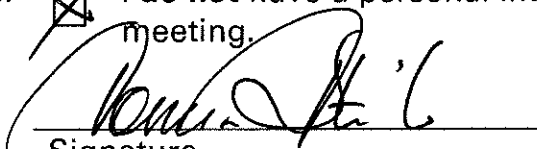
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

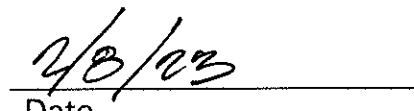
or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.



Signature



Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Frank Hancock, III
2. Title: Board Member
3. Agency: Landscape Architects Section/APELSCIDLA Board
4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

N/A

Nature of Personal Interest Affected by Transaction:

N/A

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:


N/A

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.


Signature

2/8/23
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: James L. Kelly
2. Title: Board Member
3. Agency: Professional Engineers Section/APELSCIDLA Board
4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

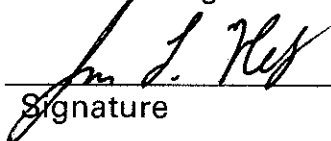
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.



Signature

2/8/23

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Mel Price
2. Title: Board Member
3. Agency: Architects Section/APELSCIDLA Board
4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

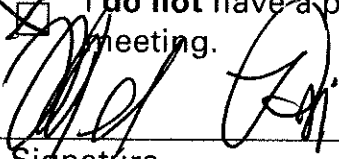
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.



Signature

02/08/23
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

- 1. Name: Tim Colley
- 2. Title: Board Member
- 3. Agency: Architects Section/APELSCIDLA Board
- 4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

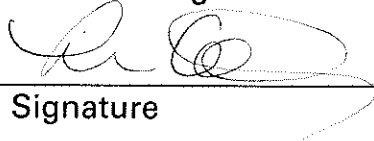
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.



Signature

2.8.23

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

- 1. Name: Caroline Alexander
- 2. Title: Board Member
- 3. Agency: Interior Designers Section/APELSCIDLA Board
- 4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

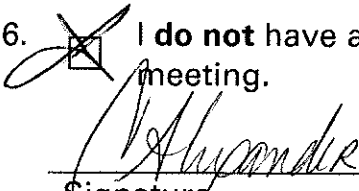
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.



Signature

2/8/23

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

- 1. Name: Mike Zmuda
- 2. Title: Board Member
- 3. Agency: Land Surveyors Section/APELSCIDLA Board
- 4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

N/A

Nature of Personal Interest Affected by Transaction:

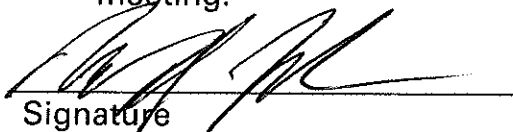
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.


Signature

2/8/23
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

- 1. Name: Doyle B. Allen
- 2. Title: Board Member
- 3. Agency: Land Surveyors Section/APELSCIDLA Board
- 4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

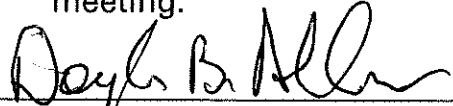
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

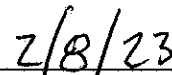
or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.



Signature



Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: April Drake
2. Title: Board Member
3. Agency: Architects Section/APELSCIDLA Board
4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.

April Drake
Signature

02/08/2023
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Vickie McEntire Anglin
2. Title: Board Member
3. Agency: Land Surveyors Section/APELSCIDLA Board
4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.

V. M. Anglin
Signature

2/8/23
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Frederick Townsend, III
2. Title: Board Member
3. Agency: Professional Engineers Section/APELSCIDLA Board
4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

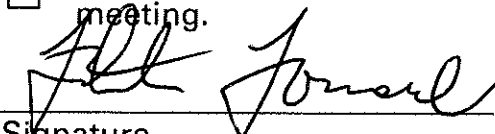
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.


Signature

2-8-23
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

- 1. Name: Hypatia Alexandria
- 2. Title: Board Member
- 3. Agency: APELSCIDLA Board
- 4. Meeting/IFF Date: APELSCIDLA Board Meeting February 8, 2023

5. I have a personal interest in the following transaction:

n/a

Nature of Personal Interest Affected by Transaction:

n/a

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.



Signature

2/8/23

Date