

ARCHITYPES

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ARCHITECTS SOCIETY OF OHIO / AMERICAN INSTITUTE OF ARCHITECTS

VOLUME 2, ISSUE 4, WINTER 1987

GRAMANN PLANS AGGRESSIVE '87 ASO AGENDA

New President promises active year for ASO.

"I see ASO becoming more pro-active during the coming year, expanding into previously undeveloped areas such as Institute Affairs and IDP," declares 1987 ASO President, **Robert E. Gramann, FAIA**.



**Robert E. Gramann
FAIA, President**

"I'm proud of the strides we've made in the legislative arena which likely will make this the decisive year for the passage of "merit selection" legislation in Ohio," Gramann said at a recent planning meeting.

Additional objectives for the year include:

- Promoting passage of a revised registration law (Seal Bill).
- Supporting a Regional Board of Building Standards concept.
- Supporting the systematic granting of repetitive variances.
- Conveying member desires and opinions to State Agency Officials.
- Influencing the Board of Building Standards regarding BOCA '87.
- Improving communication with other industry groups.
- Create a better relationship between the practicing architect and each Ohio school of architecture.
- Produce materials applicable for convincing public clients to use the qualifications-based selection for architect selection.

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ASO LEGISLATIVE/REGULATORY COMMISSION REPORT FOR '86

This has been a landmark year legislatively. For years we have been talking about introducing legislation that would codify the process of "merit selection" for architectural services into the Ohio Revised Code. This year we accomplished it. Our "merit selection" legislation was conceived during various meetings among our legislative committee members and joint meetings with other industry groups including the Associated General Contractors.

The legislation was drafted by our Legislative Chairman and Executive Vice President, agreed to by our Board and submitted to the State Architect and the Department of Administrative Services for support. They supported us to such an extent that the Governor ultimately took it upon himself to have the bill introduced by Representative Paul Mechling (D-Thornville) as H.B. 977.

Consideration of the bill was slowed due to the Fall legislative recess and the campaigns for reelection. Though in a tight race, Rep. Mechling was reelected (with campaign support from the Ohio Architects Political Action Committee) and hopefully will reintroduce the bill in January.

We could not have received any more support for this effort than we have received from State Architect, Carole J. Olshavsky, AIA. Her work has been instrumental in getting us to this point—and her continuing work will help tremendously in getting this legislation passed. She has implemented most aspects of the bill administratively so that when legislators consider it, they will be considering the codification of an already in-place system, not the implementation of an entirely new system by the Department of Administrative Services.

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ASO SEEKS GRASSROOTS LEGISLATIVE CONTACTS

If you know a state or federal legislator and would feel comfortable approaching him/her on architectural issues, we'd like to add your name to our computerized "grassroots" file to be referred to when important contacts are needed.

With the 1986 elections complete, now is the best time to update this information. Please complete the ASO legislative contact coupon on the back page and mail to the ASO office. You'll hear from our state legislative committee when a contact is needed.

LEGISLATIVE ACTION SHOULD END ETHICS BILL PROBLEMS

On the last day of its Fall two week session, the Ohio General Assembly amended a budget bill with language that should end any problem you may have had with Sub. H.B. 300 (Ethics Bill) insofar as it affected your ability to obtain state work.

New language was hastily added to H.B. 1053 which made corrections to the biennial budget. It repeals Sub. H.B. 300 language, enacted earlier this year, that made retroactive a prohibition against receiving an unbid contract if contributions to the Governor's campaign from firm principals exceeded \$1,000.

The result of the new language is that if you didn't contribute over \$1,000 to the Governor's campaign **after September 17 of this year**, you probably have nothing

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Ethics Bill

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to worry about. The concept of aggregating contributions in 1984 and 1985 is gone. In the future, firm principals and their spouses must not have given in excess of \$1,000 to the governor's campaign in the two calendar years previous to the one in which the firm desires state work. Employee contributions have no further impact on firms.

This is the result of a myriad of legislative contacts from several groups especially, engineers, lawyers, accountants and architects who obtain unbid contracts from the state.

Copies of the bill are available from the ASO office.

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STATE LEGISLATIVE PICTURE UNCHANGED BY ELECTION

Even though Governor Celeste piled up a 650,000 vote margin over former Governor Rhodes, and Republican Tom Moyer edged out Democrat Frank Celebreeze from the Supreme Court, the overall state legislative picture didn't change much for architects.

Though millions of dollars were spent, House Democrats only increased their majority by one seat; Republicans retained their 18-15 Senate majority; and all state offices were retained by Democrats.

ASO members played a role in this year's campaign by activating the Ohio Architects Political Action Committee (OAPAC) that hand delivered campaign checks to various influential members of the Ohio General Assembly including the sponsor of H.B. 977, Representative Paul Mechling (D-Thornville) who won by just 4% of the vote. H.B. 977 would establish the principle of "merit selection" of architectural services in Ohio law.

The 117th Ohio General Assembly will reconvene in January when most bills under active consideration will be re-introduced.

If you have an established relationship with one or more elected state or federal legislators, please complete the "Legislative Contact File" coupon elsewhere in this issue of "ARCHITYPES" and mail to the ASO office.

AKRON F&B EXPANDS RANGE

As of January 1, 1987 the Akron office of F&B will service both Harrison and Jefferson counties in addition to the 19 counties currently served. The expansion came as a result of a request by the Akron Chapter AIA.

ASBESTOS LICENSING PASSES WITH ASO ENDORSED LIABILITY LIMITATION

During the final hours of the Ohio General Assembly a bill (Sub. HB 589) was passed requiring the licensing of asbestos abatement contractors. Before passage an **ASO endorsed amendment** was added that **limits the liability of licensed contractors** to their negligence through either acts or omissions.

The liability limitation provisions are believed to be the first of their kind enacted in the nation. They define negligence of abatement contractors and limit the liability of both the owners and contractors employing them.

If a licensed abatement contractor works in accordance with practices and procedures established by federal and state law, that shall create a rebuttable presumption that the contractor's acts or omissions were not negligent.

The amendment also limits the liability of contractors and owners to acts they should have known were not in keeping with generally accepted practices or procedures.

The bill covers the removal of asbestos from any structure and requires the licensing by the state health department of "asbestos hazard abatement contractors" to perform such work (except where the project is less than 50 lineal or square feet or by a homeowner in his own home).

Employees of abatement contracts who could come into contact with asbestos must complete a ten-hour training program and an annual review course, and pass a yearly medical exam to assure they are physically capable of working while wearing a respirator.

A contractor must provide at least one asbestos hazard abatement specialist per project who must pass a three day training course. The contractor must also provide various employee protection programs and keep various records.

Penalties for violating the new law range from \$10,000-\$25,000 and/or two years in prison.

Copies of the new law are available from the ASO office.

'86 EXECUTIVE VICE PRESIDENT'S REPORT

I am happy to report that the Society is very much alive and is making a remarkable recovery from the state it was in just two and one-half years ago when I came on board. At that time, ASO was in a critical financial condition. As with most problems, the causes were multiple. They dictated multiple solutions. And to be successful, the solutions relied upon Board teamwork.



David W. Field, CAE
Executive Vice
President

This teamwork has resulted in a redefined agenda financed within the limits of existing financial resources.

Fortunately, "redefined" is not synonymous with "reduced." In fact, compared to 1983, services have actually been increased, and according to your requests:

GOVERNMENT RELATIONS

You said you wanted a stronger government relations program. You defined that to mean relations with legislators and the legislative process, government agencies and political action. I believe we can point with pride to our activities of the past year:

- The Merit Selection Bill
- Liability Insurance Availability/Affordability/Tort Reform
- Ethics Bill problems (H.B. 300)
- Miscellaneous other legislation—infrastructure, historic renovation, licensing of interior designers, etc.
- Revival of the Architects Political Action Committee—collecting and distributing the money
- Many meetings with Government Agencies including the State Architect, Department of Industrial Relations, Department of Administrative Services, etc.
- Increased contact with allied groups such as the Associated General Contractors and Ohio Association of Consulting Engineers
- Significant input into the Governor's Office regarding appointments for pertinent Boards and Commissions.
- Visits with Ohio's Congressmen and Senators in Washington.

Clearly, government relations activities have increased dramatically during the

last two years. Every indication is that this new level of activity will be increased still further during the next twelve months and beyond.

OFFICE ADMINISTRATION

During the last year we have been the beneficiaries of the time and trouble we took to fully computerize ASO operations. This first full dues cycle administered with our System 36 went very smoothly as our local component executives and secretaries will attest. Our membership data file is sound, making the results reliable. Much of the credit for this system goes to our Membership Secretary, Christy Gonzalez, and the excellent cooperation she has received from our chapter executives and volunteer secretaries.

We endured the process of moving our offices to new, more modern and attractive quarters overlooking the state capital building.

The move was well planned and resulted in our being shut down for just two days.

FINANCIAL

Our Treasurer's Report is a good one—the result of sound Board planning and staff implementation. During the past two years we have traveled a positive road back to financial health. The Board has performed in-depth examinations of ASO financial policies, we were audited by a CPA plus the Internal Revenue Service. Everything is as it should be.

COMMUNICATION

During this year we have published a quarterly "ARCHITYPES" emphasizing our government relations activities, other ASO activities and professional news. Next year's plans are to issue additional, though less expensive bulletins supplementing the quarterly newsletter.

During the year we also issued special bulletins to specific audiences. Principals received two separate bulletins relative to the impact of the Ethics Bill, H.B. 300, on the qualification process for state work. We plan to continue these bulletins on an as-needed basis.

CONVENTION

Administering a convention such as ASO's is a major project. A myriad of details must be handled. Our hard work paid off. We're more than pleased that this year we sold 55 exhibits—about a dozen more than were sold two years ago. I think Bob Gramann, FAIA, did a wonderful job with the program and events. We're looking forward to next year in Toledo where a committee is already at work! And the following year in Dayton.

AWARDS

Don Stevens did an outstanding job administering this year's Awards selection process. We received a record number of submittals for this year's Awards. Gold Medal nominations were received from Akron, Cincinnati, and Cleveland. Gold Medal Firm nominations were submitted from Akron, Cincinnati, Cleveland, Dayton and Toledo. And for the Historic Building Award, entries were submitted from Cleveland and Toledo.

PLANNING COMMITTEE

You should know that President-elect Bob Gramann, FAIA, has a good jump on next year's activities. He has conducted many discussions and two planning meetings where our Proposed 1986-87 Agenda was hammered out. Our Treasurer and Budget Chairman, Ken Fogle, AIA, funded the plan as it was published in the Fall "ARCHITYPES." You'll note the highlighting of four main activities: Government Affairs, Education and Practice, Institute Affairs, and Ongoing Projects such as the Convention, Newsletter, Awards, etc.

It is obvious we have passed the period of asking what ASO is doing and what it should be doing. Those questions have been studied and answered. A plan has been adopted democratically, with input from architects representing all Ohio Chapters; and there is money to fund it.

David W. Field, CAE

Gramann Plans '87 ASO Agenda *continued from page 1*

- With an increased budget for IDP encourage grassroots development in the chapters.
- Develop a list of successful IDP supporters/organizers.
- Explore implementation alternatives.
- Create a higher profile for ASO in AIA affairs by devoting more time during Board Meetings to work on AIA issues.
- Chapter directors will be encouraged to bring local practice and other issues to the ASO Board to develop positions which will be presented to the appropriate AIA body.

"It's a tall order, but one that's achievable. It's an exciting agenda and one that the Board is looking forward to. Input from the general membership will only enhance our activity."

Here's to a good year!

Legislative Commission Report *continued from page 1*

Our ultimate goal is to provide even more impetus for the use of "merit selection" by local government. It will help architects argue "merit selection" for local projects if they can point to its successful use *both* at the Federal and State levels.

Again, this is a major effort about which I am pleased to report substantial and meaningful progress.

INSURANCE/TORT REFORM

A second business problem—the availability/affordability of liability insurance took substantial legislative time this year. ASO testified several times regarding the inability of Ohio architects to find reasonably priced liability insurance and the compounding problem of frivolous litigation.

As you may know the Ohio House concentrated on the insurance problem and ultimately passed an extensive insurance reform bill. At one point in the deliberations the bill called for liability insurers to make extensive reports concerning the amount and type of liability insurance they wrote during the previous year for doctors and lawyers, but not architects. We caught that and an amendment was added correcting that oversight.

The House insurance legislation was added to a Senate passed bill, Sub. S.B. 330 covering Tort Reform and sent to a Conference Committee where it underwent considerable post-election change before being agreed to by both houses. The resulting bill may provide some relief from high insurance premiums and an increased availability, but not as much as may be needed.

REGISTRATION BILL

ASO also testified this year in support of S.B. 292, which would increase the enforcement powers of the State Board of Examiners of Architects and help to reverse the December 1984 Attorney General Ruling that non-architects can file plans with plans approval agencies.

The bill was voted out of Committee, but will not make it through the process before this General Assembly comes to a close.

We fully expect it to be back in next year.

ETHICS BILL

Many architectural firms were confused and angered by the state's interpretation of H.B. 300, the amended Ethics Bill. At least one member of the conference committee that drafted the final bill said the criteria on the forms the state was using to implement the law were not based upon the law, but upon a narrow, erroneous interpretation of the law.

That interpretation was set right when in the final days of the legislature an amendment was passed to a budget correction bill (H.B. 1053) that basically says that if you didn't contribute over \$1,000 to the Governor's campaign after September 17 of this year, you probably have nothing to worry about. (See "Legislative Action Should End Ethics Bill Problems" elsewhere in this issue.)

ASO's staff has been very active in obtaining clarification on this problem and was involved with representatives of the legal, accounting and engineering professions which worked for passage of this amendment.

MISCELLANEOUS LEGISLATION

The ASO legislative committee and staff reviewed each bill introduced in the Ohio General Assembly during the 116th Ohio General Assembly for ramifications to the architect and answered many questions from members about a variety of them. In addition, we are working on two emerging subjects which may end up in the legislature: infrastructure, historic renovation, and the licensing of interior designers.

POLITICAL ACTION COMMITTEE

ASO revived its dormant PAC this year. A new Board was recruited. It met several times, planned and implemented a fund-raising campaign, hired a consultant to implement it and recently selected recipients for the funds. All dollars collected by the PAC were hand delivered by ASO members with our lobbyist, David Field. We are very hopeful that the money we raised will help us during the next Ohio General Assembly as we seek to pass several bills and attempt to derail others. We're also hopeful that more architects will see the connection between our political and legislative activities and will step forward with additional support.

DEPARTMENT OF INDUSTRIAL RELATIONS

ASO has held ongoing meetings with Department of Industrial Relations chief, Jim Harris, and his assistant, Joe McLean. Here are some of the things we have obtained and asked for:

- 1) Shortened "shelf time" despite an increase in volume at Factory and Buildings. Two years ago it was over two months both in Akron and Columbus. It has been zero this year in Akron and two weeks in Columbus recently.
- 2) Suggested that F&B use part-time architects to work off shelf time. This was rejected due to complications with the state's pay system.
- 3) Suggested use of retired architects on part time basis. This was agreed to and we advertised for them in ARCHITYPES.
- 4) Advertised for plans examiners in ARCHITYPES.
- 5) Asked Harris, McLean, et. al. to take an F&B "Road Show" to all chapters in ASO to get input from local architects on how to improve the F&B operation. Not only did they agree, they went twice to Eastern Ohio!
- 6) Asked for the ability to make appointments for out-of-towners so architects wouldn't have to wait all morning or afternoon at F&B. They implemented this but scrapped it when architects tried to manipulate the system by making several appointments way ahead, then failing to show up without cancelling them.
- 7) Asked for a Supervisor of Plans Approval. Got one.
- 8) Asked for the restoration of the preliminary plans approval process. Got it, but had problems due to the fact that the examiner who gave the preliminary approval wasn't the one that did the final approval. We're trying to get this cleared up now.

RELATIONS WITH ALLIED GROUPS

ASO has instituted periodic meetings with the Associated General Contractors which have brought about a good exchange of ideas and some exchanged support on various issues. Meetings have been held both in Columbus and Cleveland on such subjects as: liability insurance, construction management, etc.

Plans are to extend such meetings to members of the Ohio Association of Consulting Engineers (OACE) during 1987.

RELATIONS WITH THE STATE ARCHITECT

ASO is pleased to report an excellent relationship with the State Architect, Carole J. Olshavsky, AIA. Her implementation of a "merit selection" mechanism has already been discussed. Her other contributions, such as the use of the Federal 254 and 255 forms, have been equally helpful. We look forward to a continuing excellent relationship next year.

RELATIONS WITH THE GOVERNOR'S OFFICE (Board and Commissions)

ASO has been consulted about each vacancy that has occurred within the Board of Registration. ASO has provided the Governor's office with a list of several acceptable individuals each time.

RELATIONS WITH AIA

Each time ASO has been asked by AIA to contact state Congressmen or Senators on specific issues, the contact has been made immediately. When additional information was requested by legislators, staff has obtained and conveyed it.

In addition, ASO members and staff have visited Ohio Congressmen and Senator Glenn yearly in their Washington offices where they have discussed issues of importance to all architects.

ASO's Executive Vice President was invited by AIA to Washington for a specialized meeting of those state executives who deal extensively with architectural legislation.

LEGISLATIVE CHAIRMAN

I am sad to report that due to a change in jobs our Legislative Chairman, Jim Baas, AIA, found it necessary to resign as ASO Legislative Chairman. We are actively seeking a replacement. I encourage those interested to contact me.

SUMMARY:

Clearly our legislative/regulatory activity has increased significantly during the last two and a half years. We are justly proud of this record and look forward to writing another successful chapter next year.

Kenneth J. Fogle, AIA, Chairman

WHERE OH WHERE HAS TECHNOLOGY MAGAZINE GONE?

Many of you are now aware that AIA is no longer publishing "Technology Magazine." Where has it gone? Well, it has gone to "Architecture," the AIA's slick journal that competes with the likes of "PA," "Record," and others.

This "merger" of the two publications began with the October issue of "Architecture" and resulted from a business decision made by the AIA Service Corporation executives late last spring. Plans for the shift were made when it became apparent that something had to be done to stem rising advertising revenue losses; to produce more efficiently, and in their eyes, more effectively the content of the two magazines.

A number of you have expressed concern that the practice-oriented information found in "Technology" would somehow get lost in the glossy coffee table approach of "Architecture." Those of us on the Board who expressed the same concern have been assured that this will not happen. Indeed, the publisher assured us that this is our magazine and we can have great effect upon what its content is to be.

That is true only if those of us who care, express our preferences with regularity to Jim Cramer, who heads the publications division, and to Robert G. Kliesch, the new publisher of "Architecture." In addition, if we want it to truly be our magazine, each of us must support the efforts of our publisher through use of the

reader card service and through endorsement of it as an advertising medium to our suppliers. In these ways we can insure its financial success which is critical to the whole publishing operation and to the Institute's balance sheet as well.

Let's not lose anything, but rather gain a better publication. Write letters with suggestions, use the reader cards, and let suppliers know that we think they should use it too—for their advertising.

If you see the "Technology" content declining, let Jim Cramer and Robert Kliesch know. It's up to you!

Gerald S. Hammond, AIA

COBRA

Continuation of Health Care Benefits by Employers Under the Consolidated Omnibus Budget Reconciliation Act (COBRA), signed into law on April 6, 1986, establishes new requirements for employers of twenty (20) or more employees (except churches and the Federal government) to continue health care coverage for employees and eligible dependents for a specified period of up to 3 years after termination of employment or a reduction of work hours.

Penalties for failure to comply with the new law are severe and includes a \$100 per day fine for failure to notify beneficiaries, a loss of tax deductibility for an employer's group health plan, requiring some management employees to report the value of health care coverage as income, and placing the health plan administrator in violation of ERISA.

If you would like a summary of the significant provisions of the Act, please call the ASO office 614/221-1900.

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E. KEITH HAAG, FAIA HONORED WITH ASO GOLD MEDAL



For his most distinguished service to the profession, ASO presented its 1986 Gold Medal to **E. Keith Haag, FAIA**, Akron. In making the Akron Chapter's presentation for the award to the jury, **Jack Hawk, AIA**, paid a glowing tribute to Haag's accomplishments and to the inspiration he has provided to students and fellow architects.

Haag assisted in the founding of the Akron Chapter/AIA. While serving on the chapter's board, he co-founded and chaired the "Principal's Committee" which spawned a local "Model Cities" Program, an Associate Program for architectural technicians at Kent State and the "Building Industry Group," a trust which included all segments of the local building industry.

A past president of ASO, Haag served for four years as chairman of a committee to resolve problems caused by the Justice Department's Consent Decree. The committee developed and wrote the "Handbook of Professional Practice" which was subsequently published by the state and used as one of the two guidelines for the development of "Compensation Management Guidelines" published by the AIA.

Haag has received forty-one awards for excellence in design.

In light of his talent, his commitment, his dedication and his accomplishments, the AIA College of Fellows advanced Haag into the college in 1971. For those same reasons the ASO recognized him this year with their highest honor.



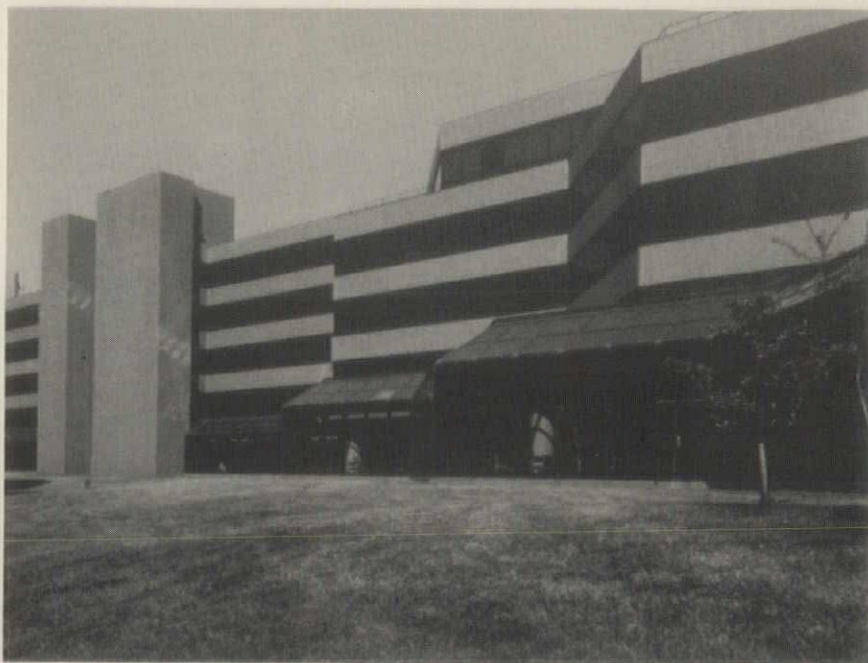
LORENZ & WILLIAMS 1986 ASO GOLD MEDAL FIRM

Lorenz & Williams Incorporated, are the 1986 recipients of the ASO Gold Medal, the highest honor ASO bestows on a member firm. One of the oldest and largest a/e firms in Ohio, Lorenz & Williams has an outstanding history of success and service having received more than twice as many ASO Honor Awards in the last nine years than any other member firm. Additionally, Lorenz & Williams has received numerous awards, including two prestigious Progressive Architecture Design Awards.

Having architectural degrees from Ohio universities and working throughout Ohio for a number of years, almost all (two of the firm's 15 principals are engineers) of the Lorenz & Williams principals have held both state and local offices, participated on committees and have been given their best personal efforts in contributing to the advancement of the AIA. Currently, of the firm's 29 registered architects, all 29 have been active members of various AIA committees. Each firm member is encouraged to participate in professional and community organizations and programs which in some way enhance and/or promote the profession of architecture. At least one and usually several of the firm's 130 members belong to several of 140 professional and civic organizations in Dayton, Cincinnati and Columbus.

As a public service and because of the firm's concern for the historic landmarks in Dayton, Lorenz & Williams has saved from demolition, the city's old post office. The three-story, neo-classical revival granite building was rehabilitated to become the award winning main corporate office for Lorenz & Williams. In view of the interest the community has shown for the renovated building, Lorenz & Williams sponsors a Gallery within the lobby area of the building.

Submitted by the Dayton Chapter, Lorenz & Williams was chosen from a field of five firms.



METALS SOCIETY HEADQUARTERS WINS HISTORIC BUILDING AWARD

A creative solution to the functional program, the sensitive handling of the design solution, and the timeless nature of the architecture make *The Headquarters Building of the American Society for Metals* a befitting recipient of ASO's 1986 Historic Building Award. Submitted by the Cleveland Chapter, the building, designed by *John Terence Kelly, AIA* was one of the first to utilize a geodesic dome in its design and function, unifying the building and its site.

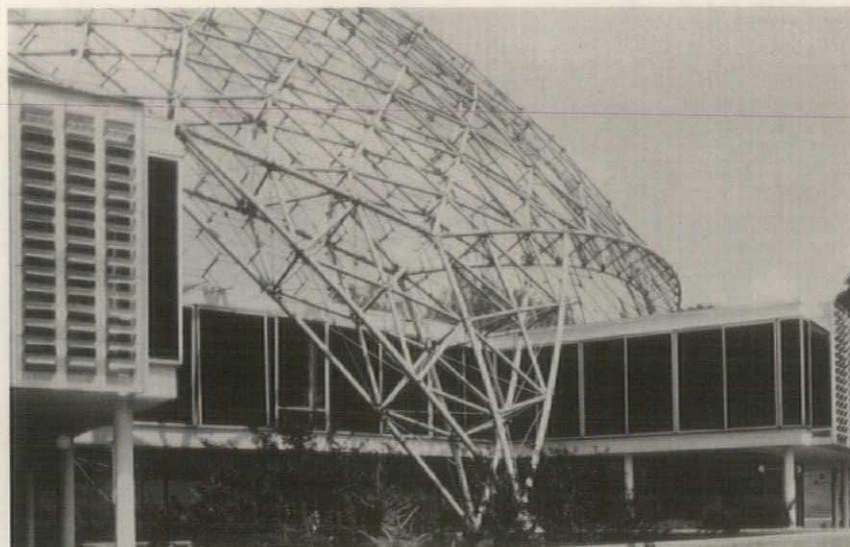
Rising out of a 500-acre site in Novelty, Ohio, the Headquarters Building of the American Society For Metals was conceived to be an expression of the unique relationship between technology and nature.

The headquarters building consists of:

1. the Mineral Garden which is a collection of minerals of varied shapes, sizes and colors gathered from around the world;

2. a 400-foot diameter geodesic dome incorporating aircraft technology in construction. Further, it takes one mineral from nature and visually explains its utilization by man; and

3. in between the Mineral Garden and the sophisticated technology of the dome is a two story semi-circle of offices constructed of poured-in-place concrete, and glass. The 55,000 square feet of glass offices overlook the Garden.



Kelly was given the commission by his client, William Hunt Eisenman, who was the founder of the American Society For Metals.

R. Buckminster Fuller was the only person who could make this "trellis"—or dome—a reality. He was invited to participate in the project and accepted with his unique enthusiasm.

Actual construction time for the project was 15 months from ground breaking to dedication in 1959.

Kelly accepted the award in behalf of the Society during the Awards Presentation at the annual convention.

CONSULTANTS IN

ACOUSTICS

FIELD TESTING:

- Reverberation Time
- Noise Insulation, STC (ASTM E 336 & E 966)
- IIC (ASTM E 1007 & ISO 140)
- Community Noise Monitoring, FAA P1 150
- 24 Hour DNL (HUD 24 CFR 51 & ASTM E 1014)
- Occupational Noise (OSHA)
- Open Office Masking (ASTM E 1041)
- Vibrations (all)

COMPUTERIZED DESIGN

- Noise Absorption, Wall Insulation, Barriers
- Airport Noise Contours (FAA P1 150, INM)

STUDY & DESIGN:

- Air System Quieting
- Auditoriums
- Community Noise
- Condominiums & Apartments
- Environmental Noise
- Industrial Noise Reduction
- Materials Evaluation
- Music Halls
- Noise Control
- Open Plan Offices
- Seismic Analysis
- Studio Design
- Transportation Noise (Highway-Railroad-Aircraft)



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A CORRECTION

In the Fall '86 ARCHITYPES we ran an article describing the testimony by two Ohio architects as being "key" in the indictment of Pamela Conrad and others. A similar article appeared in the news media. The two architects, Melvin H. Mull of Toledo and Leland F. Brubaker, AIA of Columbus have brought to our attention the fact that though they did testify, their testimony was not voluntary, but in response to a subpoena. Both believe the word "key" in describing their testimony was inappropriate as that judgment is beyond the knowledge of both the architects and the ASO. We regret any false implications that may have resulted from this article.

INTERIOR DESIGNERS EXPECTED TO MOVE ON LICENSING

Interior Designers are expected to make moves toward state licensing during the 117th Ohio General Assembly. Current AIA policy opposes such licensing.

AIA'S VIEW

AIA believes that the sole basis of licensing professions should be the protection of the public. According to AIA, elements of interior design that affect the public health, safety and welfare fall within the scope of architectural practice and require the training of a licensed architect.

Current AIA thinking is that to license the interior designers' discipline separately from the discipline of architecture will threaten the role of the architect who serves as a harmonizer of all the various components of a structure—both inside and out. The long-term effect would be greater fragmentation of design responsibility. The public will face confusion and be misled as to respective areas of competence in the design profession.

ASID DISAGREES

Members of the American Society of Interior Designers (ASID) of course, do not agree. Their goal is title registration or licensing similar to laws already established in Alabama, Connecticut and Louisiana. ASID is pushing for such laws in twelve (12) other states and nudging it now in Ohio.

ASO believes that because interior designers deal with things that affect the public health and safety, the public needs to know the person doing the work has adequate credentials.

Opponents to licensing Interior Designers in other states have included department stores and retail chains.

One Ohio chapter of ASID is trying to gain support to have a seat on the professional design services selection committee created by ASO's "merit selection" bill (H.B. 977). It's thought that getting a seat on that committee would give the group a leg up on state licensing.

Currently such bills are pending in New York and California which ASID considers to be bell weather states.

The ASO Board invites your view(s) on the proposed licensing of interior designers and will discuss this subject during its first meeting of 1987.

ASID members note that many interior designers are not ASID members even though ASID membership at present is about the only clear indication of professionalism.

DESIGN EXAM WORKSHOP CANDIDATES WELL ABOVE AVERAGE

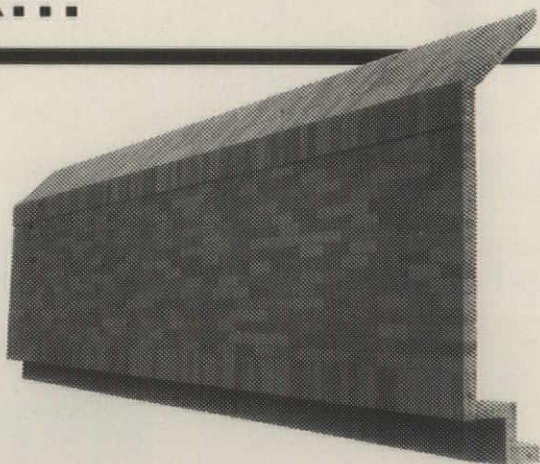
The pass rate of the candidates taking ASO's Architectural Registration Design Exam Preparation Workshop was higher on the 1986 design exam than national and regional averages. The pass rate for workshop participants was 44% while the national and regional candidates' pass rates were 34%.

The two day workshop was held last spring in Columbus and attended by over 40 candidates from all over Ohio. This is the third year that the workshop has been successfully directed by Gail G. Gunter, Scruggs and Hammond, Inc.

Based on the enthusiasm and success rate of those taking the workshop, ASO is scheduling another workshop for next spring.

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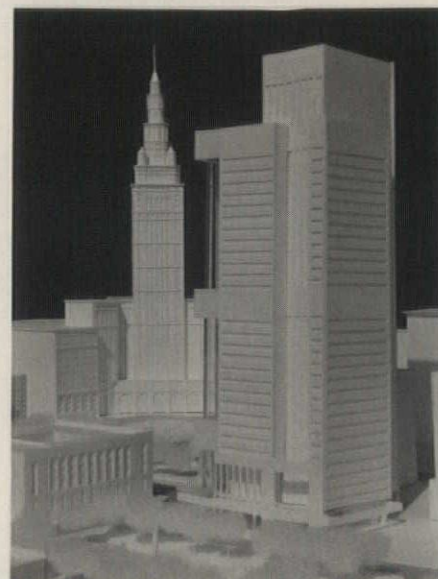
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LIABILITY IN OHIO

Question

1. a.) Is the Ohio Legislature reviewing the liability question and at this point in time what are the Professional Liability Statutes in Ohio? b.) Are there limits to amounts of awards? c.) Does Ohio establish "joint and several liability"?

Answer

1. a.) The Ohio legislature is reviewing the matter of tort and insurance law reform to address the problem of unavailability and unaffordability of commercial liability insurance. A bill has been passed by both the house and senate although in different versions, and it is presently being reviewed by a conference committee to attempt to arrive at final legislation. While this pending legislation includes a number of changes in the law, at least in its present form it does not

appear to provide much prospect for real wide-spread reform which will have a positive impact on liability insurance for professionals including architects. In general, professional liability is *presently determined by court made law through court decisions* rather than by statutes. The general proposition is that a professional such as an architect is liable for damage caused by his negligence.

- b.) *There are no specific limits to damage awards.* A person who is damaged by a professional's negligence can receive an award to the extent that damages can be shown.
- c.) *In Ohio joint and several liability exists.* That is, where several persons are jointly responsible, total damage can be recovered against one or more of them. If one party is required to pay all of the damage there is a right of recovery by that person against others who may also be liable. A practical problem

may be that all may not have assets or insurance to respond to a damage award so actual payment may fall unequally on the responsible parties.

Question

2. Does Ohio have a Statute of Limitations as pertains to the Architect's liability and if so what is it?

Answer

2. *Ohio has a specific statute* (Section 2305.13.1) relating to limitation of actions against architects and engineers. (Copies of the statute may be obtained from the ASO office.) It is a ten year limitation. Certain types of actions involving contract claims might have a 15 year limitation. *The ten year statute would cover generally most actions by a person who was injured as a result of an architect's negligence in performing his professional services.* The 15 year statute would apply to those persons who had a direct contract with the architect assuming they can estab-

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lish that their claim arises out of that contract.

Question

3. Does Ohio allow the Architectural profession to operate under a corporate format which shields individual shareholders private assets?

Answer

3. Under Ohio law an architect can operate either under a professional corporation or a special type of general corporation. However, in either case the law provides that by practicing in corporate form any law applicable to the relationship between the person receiving the professional service and the person providing it, including liability arising out of the service, is not changed because of the corporate form of organization. In other words, a professional who commits an act of malpractice which causes damage is still liable regardless of the form of organization, and his liability includes his personal assets and not just the assets of his corporation. As compared with a partnership, a corporation with multiple professionals may provide some protection to a professional who was not involved in the act of malpractice here in a partnership all of the partners are liable whether they were involved or not. We should add that this possible advantage of a corporation has not yet been fully tested in court.

Question

4. Are there statistics kept in Ohio as to the incidence of claims and the record of Ohio's Courts in regards to claims (i.e., some State Courts seem automatically to favor claimants whereas others are more neutral)?

Answer

4. We are not aware of any formal statistics which are kept concerning the incidence of claims and the record of specific courts relating to claims. Perhaps some lawyers may have a "feel" for how courts in which they practice may handle these types of claims and they may keep some records, but that type of information is not, to our knowledge, generally available.

A lot of effort is being expended by all of the professions and others in the area of cost and availability of liability insurance. Unfortunately, at this point there do not appear to be any immediate solutions to the problem.

Our thanks to Jeffrey M. Normand, AIA for his contribution to this article.



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1986 CONVENTION CANVAS



Board members, Phil Markwood, AIA and Jim Dalton, AIA converse during the Masonry Awards Reception



Convention Chairman, Bob Gramann, FAIA.



An intense discussion at the Old, Old Post Office.



John T. Kelly, AIA accepts ASO Historic Building Award



Joan Sanna, Kent State University, receives ASO's first student Honor Award

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▲ Wittenberg University Library
Springfield, OH **Architect:** Glaser & Myers Associates Cincinnati, OH



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Schools

Competitions

Announcements

SCHOOLS

OSU's School of Architecture has received a \$70,000 Xynetics plotter from Skidmore, Owings and Merrill. The donation was made as "...an acknowledgement of the fact that Ohio State is one of the leading architecture schools in the country, particularly in using computer technology," according to Thomas Eyerman, a partner in the firm and an OSU alumnus.

Jerrold Voss, director of the School of Architecture, noted: "Ohio State has been one of the nation's leading universities in computer-aided design for architecture, but until now only students specializing in computer-aided design had the opportunity to use our computer laboratory."

"With this new gift located in a design studio we can open up the field to the general student and also retain the atmosphere of traditional design classes. Computers, plotter and drafting tables will be available side by side thus making it possible to integrate the use of computers into the design process."

COMPETITIONS

New Urban Excellence Award to honor professional collaboration. Applications are now available for the Rudy Bruner Award for Excellence in the Urban Environment, sponsored by the Bruner Foundation. The award, to be presented every two years, will identify developments which demonstrate a complementary interaction among economic, aesthetic and social perspectives, and will recognize and honor the successful reconciliation of competing values in the development process.

Completed urban projects of all kinds are eligible. Information is available by calling 212/575-5115. Deadline for submissions is February 1, 1987. The winning project team, announced in May 1987 will receive \$20,000.

Architectural Photography Competition entry forms are available from the St.

Louis Chapter AIA. The entry deadline for the competition, organized by the chapter in cooperation with national AIA, is March 31, 1987. Winning entries will be exhibited at the 1987 AIA Convention and will be published in ARCHITECTURE. Images for the 1989 AIA calendar will be selected from the entries. Fees are \$15 for one to five slides for members and \$10 for student members. For more information contact the St. Louis Chapter, AIA 314/621-3484.

ANNOUNCEMENTS

1987 China Architectural Study Tour, sponsored by the School of Architecture, Oklahoma State University, May 18-July 31. Cost is approximately \$4,500 total. Deadline for the first \$800 installment is February 1. Nine hours of OSU graduate academic credit is possible. For more information contact Alan Brunken, School of Architecture, Oklahoma State University, 405/624-6043.

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JOB OPPORTUNITIES

Faculty Positions. The School of Architecture at Oklahoma State University, beginning next August. Openings from retirements and/or new positions. Student body of 250 with 18 full time faculty. For more information contact Alan Brunken, AIA, 405/624-6043.

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Architect, the City of Kettering, Ohio seeks architect to serve as a Development Specialist. Responsible for assisting in plans review and coordination of private development within the community. Comprehensive benefits package with salary range to \$32,698. Submit resumes to Personnel Director, Kettering Government Center, 3600 Shroyer Road, Kettering, Ohio 45429.

AROUND OHIO

Michael J. Moose, AIA, has been elected Director of Design for **Glaser Associates Architects**, Cincinnati. Moose was responsible for the design of the new Centennial Plaza, South Western Publishing Co. offices and the award winning 525 Vine office building in Cincinnati. He received his bachelor of architecture from the University of Arkansas and his master of architecture from Yale.

Raymond R. Glover, staff designer for **Braun and Spice, Inc.**, Cleveland presented a paper at the "Architecture, Technology and Culture" conference sponsored by The Association of Collegiate Schools of Architecture held at the New Jersey Institute of Technology in October. Glover is a graduate of the School of Architecture and Environmental design at Kent State University and holds a master of environmental design degree from Yale University. He is experienced in the design of health care facilities and most recently spent two years as an Assistant Professor at the School of Architecture at Louisiana State University.

Jeffrey L. Glavan recently joined **Trott & Bean Architects, Inc.** as project manager. Glavan will direct a variety of projects from the 70-person firm. A graduate of Kent State University, Glavan is a registered architect in both Ohio and Florida.

Thomas B. Ford, AIA, has been named a partner of Ames, Elzey, Thomas & Partners, Architects/Planners, Columbus.

Ford received his B.S., Architecture and B.A. from Kent State University. He has extensive experience in overall project administration and is currently Project Architect for the new Ohio Contractors Association Headquarters Building on Dublin Road in Columbus.

The **Karlsberger Companies** Columbus, has opened a Cincinnati office. **William J. Brown, AIA**, former president of Architekton, Inc. will be division director of the office.

KUDOS

Three Toledo architectural firms are the recipients of the 1986 Honor Awards for Excellence in Masonry Design.

Sponsored by the Masonry Institute of Northwestern Ohio in cooperation with the Toledo Chapter, American Institute of Architects, the award winners are:

- The Collaborative, Inc. of Toledo for the design of the Trinity Episcopal Church Addition, Remodeling and Trinity Plaza, located in downtown Toledo.
- SSOE, Inc., of Toledo for the design of the Sunset House Nursing Home and Activities Wing Addition in Toledo.
- Munger, Munger + Associates Architects, Inc. of Toledo for the design of the Bowling Green Police Facility, Bowling Green, Ohio.

Zane Wachtel, Varasso-Wachtel & McAnally, Newark received "The Masonry Design Award" from The Ohio Concrete Block Association's 1986 "Excellence in Concrete Masonry Design" awards program. The winning project was The Ohio FFA Center, located on the Ohio State Fairgrounds.

Two "Structural Merits Awards" were awarded, recognizing the fire safety, energy efficiency, "warmth" and comfortable feeling achieved by the Architectural firms of **S.E.M. Partners**, Columbus, for its design of the Sentinel Vocational Center in Fremont and **Dittmar & Jahnes, Inc.**, Zanesville, for the Comfort Inn, Zanesville.

The new logo of the **Toledo Chapter** and its designer **Jeff Kimble** have been recognized in PRINT MAGAZINE'S 1986 REGIONAL DESIGN ANNUAL.

Philip P. Costantino, AIA, Braun and Spice, Inc., gave a presentation on "The Architect's Role in Construction" at the Ohio Hospital Association's October educational program for hospital administrators, engineers, project managers, directors of safety, maintenance and risk managers.

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