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MEETING ID 533-378-925
Plenary Session
December 15, 2020
8:30 AM**

MINUTES

COMMISSIONERS PRESENT:

James Schock, Acting Chairman	David Gilson
Hamid Bahadori	Jeff Gross
James Batts	Robert Hamberger
Michael Bourré	Rodney Hershberger
Bob Boyer	David John
Donald Brown	Paul Jones
Kelley Smith Burk	Brian Langille
Oscar Calleja	Grey Marker
David Compton	Brad Schiffer
Nan Dean	Drew Smith
Charles Fischer	Brian Swope
John Gatlin	Don Whitehead

COMMISSIONERS NOT PRESENT:

STAFF PRESENT:

Thomas Campbell	Justin Vogel
Mo Madani	Jim Hammers
Chris Howell	

MEETING FACILITATION:

The meeting was facilitated by Jeff Blair from Facilitated Solutions, LLC. Consultation, Process Design & Facilitation. Information at: facilitatedsolutions.org

Time: 8:30 am

Acting Chairman Schock welcomed Commissioners, staff, and members of the public to the December 15, 2020 virtual plenary session of the Florida Building Commission via webinar and teleconference. He stated that he hoped that everyone is safe and taking the necessary health and social distancing precautions to help reduce the spread of the corona virus.

Acting Chairman Schock stated that in addition to considering regular procedural issues including product and entity approvals, applications for accreditor and course approvals, petitions for declaratory statements, accessibility waivers, and recommendations from our various committees and workgroups, the primary focus of the December meeting is to approve submittals for energy compliance software for demonstrating compliance with the 7th Edition (2020) FBC, Energy Conservation.

Acting Chairman Schock stated that as always, we will provide an opportunity for public comment on each of the Commission's substantive discussion topics. He advised that if anyone wanted to comment on a specific substantive Commission agenda item, that they please wait until the facilitator invites members of the public to speak at the appropriate times throughout the meeting. Acting Chairman Schock stated that public input is welcome, but should be offered before there is a formal motion on the floor.

Acting Chairman Schock advised that Jeff Blair will review the Commission's adopted Webinar and Teleconference Participation Process before taking roll call.

Webinar and Teleconference Participation Process:

Mr. Blair provided detail of the process for the Commission and the public participating online and on the phone.

Roll Call:

Mr. Blair performed roll call, and a quorum was met with 23 members present at roll call.

Agenda Review and Approval:

Mr. Blair covered the agenda items for the meeting today.

Acting Chairman Schock requested a motion for approval of the agenda for today's meeting.

Commissioner Smith entered a motion to approve the agenda as posted. The motion was seconded by Commissioner Boyer. The motion passed unanimously with a vote of 23 to 0 in favor.

Approval of Previous Meeting Minutes and Facilitator Report for October 13, 2020:

Acting Chairman Schock requested a motion for approval of the October 13, 2020 Facilitator's Summary Report and meeting minutes.

Commissioner Smith entered a motion to approve the October 13, 2020 Facilitator's Summary Report and meeting minutes as posted. The motion was seconded by Commissioner Boyer. The motion passed unanimously with a vote of 23 to 0 in favor.

Chairman's Discussion Issues and Recommendations:

Appointment TAC: None

Recognition for Commissioners:

Acting Chairman Schock stated that Commissioner Hamberger is retiring and as a result is resigning from the Commission effective tomorrow. In his position as one of the Code Official representatives Robert served from August 27, 2013 – Dec. 15, 2020, and was a member of the Product Approval POC and Fire TAC. He thanked Commissioner Hamberger for his service to the citizens for Florida, and stated we all wish you the best in retirement.

Recognition for Commissioners (cont.):

Acting Chairman Schock stated there are 7 commissioners who will be rolling-off of the Commission effective January 1, 2021 as a result of 2020 legislation eliminating their positions. He said he would like to take this opportunity to recognize each of them in turn.

Hamid Bahadori

Acting Chairman Schock stated on behalf of the Commission he would like to recognize Hamid Bahadori for his service on the Commission as the Fire Protection Technologist representative. Hamid was appointed on Feb. 20, 2002 and will serve until December 31, 2020. He stated Commissioner Bahadori is the longest serving remaining Commissioner, and at the end of his service in December will have served for two months short of 19 years. Acting Chairman Schock said in addition, Commissioner Bahadori chaired the Fire TAC and served on the Code Administration TAC. He commended and thanked Commissioner Bahadori for his years of dedicated service to the citizens of Florida.

Bob Boyer

Acting Chairman Schock stated on behalf of the Commission he would like to recognize Bob Boyer for his service on the Commission as one of the Code Official representatives. He stated Commissioner Boyer was appointed on Nov. 5, 2008 and will serve until December 31, 2020. Acting Chairman Schock stated in addition, Commissioner Boyer served on the Code Administration TAC, Plumbing TAC, and Roofing TAC. He commended and thanked Commissioner Boyer for his years of dedicated service to the citizens of Florida.

Kelley Smith Burk

Acting Chairman Schock stated on behalf of the Commission he would like to recognize Kelley Smith Burk for her service on the Commission in the FDACS Energy Office position. He stated Commissioner Smith Burk was appointed on May 5, 2016 and will serve until December 31, 2020. Acting Chairman Schock stated that in addition, Commissioner Smith Burk served on the Education POC and the Energy TAC. He commended and thanked Commissioner Smith Burk for her years of dedicated service to the citizens of Florida.

Oscar Calleja

Acting Chairman Schock stated on behalf of the Commission he would like to recognize Oscar Calleja for his service on the Commission as the Mechanical Contractor representative. He stated Commissioner Calleja was appointed on Nov. 22, 2012 and will serve until December 31, 2020. Acting Chairman Schock stated in addition, Commissioner Calleja chaired the Mechanical TAC and served on the Energy TAC. He commended and thanked Commissioner Calleja for his years of dedicated service to the citizens of Florida.

Recognition for Commissioners (cont.):

John Gatlin

Acting Chairman Schock stated on behalf of the Commission he would like to recognize John Gatlin for his service as the representative of the Department of Financial Services. He stated Commissioner Gatlin was appointed on Nov. 16, 2018 and will serve until December 31, 2020. Acting Chairman Schock stated in addition, Commissioner Gatlin served on the Fire TAC and the Special Occupancy TAC. He commended and thanked Commissioner Gatlin for his years of dedicated service to the citizens of Florida.

Drew Smith

Acting Chairman Schock stated on behalf of the Commission he would like to recognize Drew Smith for his service on the Commission as the Green Building Industry representative. He stated Commissioner Smith was appointed on Nov. 5, 2008 and will serve until December 31, 2020. Acting Chairman Schock stated in addition, Commissioner Smith chaired the Energy TAC and served on the Education POC. He commended and thanked Commissioner Smith for his years of dedicated service to the citizens of Florida.

Don Whitehead

Acting Chairman Schock stated on behalf of the Commission he would like to recognize Don Whitehead for his service on the Commission as the Public Education representative. He stated Commissioner Whitehead was appointed on August 18, 2017 and will serve until December 31, 2020. Acting Chairman Schock stated in addition, Commissioner Whitehead chaired the Special Occupancy TAC. He commended and thanked Commissioner Whitehead for his years of dedicated service to the citizens of Florida.

2021-2022 Research Projects

Acting Chairman Schock stated the Hurricane Research Advisory Committee will be meeting in the next couple of months to prioritize topical issues for research projects with the goal of encouraging researchers (PIs) to propose specific research projects consistent with the HRAC's identified priorities. He said this will initiate the process for evaluating research projects for fiscal year 2021-2022, and will culminate with the Commission making the decision on which research projects to fund during our August 2021 meeting.

Commission Milestones:

Acting Chairman Schock reminded the participants the updated Commission Milestones document is linked to the agenda for today's meeting and also on the BCIS.

Executive Director Announcements and Discussions:

Effective Date for the 7th Edition (2020), Florida Building Code

Mr. Campbell advised that the effective date for the 7th Edition (2020), Florida Building Code is December 31, 2020 at 12:00 a.m.

Future Meeting Location:

Mr. Campbell advised as a reminder the Commission meeting will have a meeting on January 12, 2021 starting at 8:30 AM. The meeting will be a virtual meeting conducted by webinar. The main goal of the meeting will be to elect a new chairman. Additional items may be added to the agenda as needed, and we will keep you informed about any additions to the agenda.

- February 9, 2021, Virtual meeting by webinar.
- April 13, 2021, Virtual meeting by webinar.
- June 8, 2020, Hyatt Regency Sarasota, or by webinar TBD.

8th Edition (2023) Florida Building Code Workplan

Mo Madani provided a review of the proposed Workplan/Schedule for the development of the 2023 Code Update Process, for the Florida Building Code, 8th Edition (2023). He stated that the Commission will not be approving the Workplan until all of the 2001 I-Codes are adopted and available for review. Mr. Madani stated that they hope to be able to approve the Workplan soon after the start of the new year.

Accessibility Waivers:

Acting Chairman Schock advised that the Commission will now consider this month's requests for accessibility waivers. He stated Justin Vogel will serve as legal counsel and present the Accessibility Advisory Council's recommendations. Acting Chairman Schock asked that Mr. Vogel present the Council's recommendations regarding waiver requests.

Porter Mansion – Waiver 482 - 510 N. Julia Street, Jacksonville 32202 - Issue: Vertical accessibility to the second floor and attic.

Brooke Robbins, Porter Mansion was present for any questions from the Commission.

Mr. Vogel presented the waiver. He advised that the Council recommended granting the request for waiver for vertical accessibility to the second floor and attic based on the grounds of historical significance.

Accessibility Waivers (cont.):

Porter Mansion – Waiver 482 - 510 N. Julia Street, Jacksonville 32202(cont.):

Commissioner Schiffer entered a motion to grant the request for a waiver for vertical accessibility to the second floor and attic based on the grounds of historical significance. Commissioner Smith seconded the motion. The motion passed unanimously with a vote of 23 to 0.

226 Jefferson – Waiver 408 - 226 Jefferson Ave, Miami Beach 33139 - Issue: Vertical accessibility to the first floor.

Mr. Vogel presented the waiver. He advised that the Council recommended granting the request for waiver for vertical accessibility to the first floor on the grounds of economic hardship.

Commissioner Schiffer entered a motion to grant the request for a waiver for vertical accessibility to the first floor based on the grounds of economic hardship. Commissioner Smith seconded the motion. The motion passed unanimously with a vote of 23 to 0.

Alex Harris – Waiver 478 - 331 West Forsyth Street, Jacksonville 32202 - Issue: Vertical accessibility to the second floor.

Mr. Vogel presented the waiver. He advised that the Council recommended granting the request for waiver for vertical accessibility to the second floor based on the grounds of economic hardship.

Commissioner Schiffer entered a motion to grant the request for a waiver for vertical accessibility to the second floor based on the grounds of economic hardship. Commissioner Boyer seconded the motion. The motion passed unanimously with a vote of 23 to 0.

Villa Cinco – Waiver 495 - 1420 Collins Avenue, Miami Beach 33139 – Issue: Vertical accessibility to the second-floor units.

Mr. Vogel presented the waiver. He advised that the Council recommended granting the request for waiver for vertical accessibility to the second-floor units based on the grounds of technical infeasibility and historical nature of the property.

Commissioner Schiffer entered a motion to grant the request for a waiver for vertical accessibility to the second-floor units based on the grounds of technical infeasibility and historical nature of the property. Commissioner Smith seconded the motion. The motion passed unanimously with a vote of 23 to 0.

Commissioner Gilson joined the call bringing the Commission quorum to 24 members present.

Accessibility Waivers (cont.):

Norman J Clement Community Center – Waiver 334 - 730 Wailes Street, Tallahassee 32303 - Issue: Vertical accessibility to the second floor.

Mr. Vogel presented the waiver. He advised that the Council recommended granting the request for waiver for vertical accessibility to the second floor based on the grounds of economic hardship.

Commissioner Schiffer entered a motion to grant the request for a waiver for vertical accessibility to the second floor based on the grounds of economic hardship. Commissioner Smith seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Krenwal Corporation – Waiver 485 - 220 Collins Ave, Miami Beach 33139 - Issue: Vertical accessibility to the second floor.

Mr. Vogel presented the waiver. He advised that the Council recommended granting the request for waiver for vertical accessibility to the second-floor based on the grounds of economic hardship and technical infeasibility.

Commissioner Schiffer entered a motion to grant the request for a waiver for vertical accessibility to the second floor based on the grounds of economic hardship and technical infeasibility. Commissioner Smith seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Product Approval:

Acting Chairman Schock advised that Jeff Blair would present the POC's recommendations for entity approvals and the consent agenda for products recommended for approval, and present the POC's recommendations for product approvals with discussion and/or comments.

Entities:

Commissioner Compton entered a motion to approve the 14 product approval entities as posted. Commissioner Dean seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Product Approval Applications without Comments Consent Agenda (2017):

Commissioner Compton entered a motion to approve the 9 products on the consent agenda list. Commissioner Dean seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Product Approval Applications without Comments Consent Agenda (2020):

Commissioner Compton entered a motion to approve the 1243 products on the consent agenda list as amended removing 7989 R8 for conditional approval. Commissioner Dean seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Commissioner Compton entered a motion to conditionally approve 7989 R8. Commissioner Dean seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Supplemental Consent Agenda:

Mr. Blair advised there were two products recommended for approval on the supplemental consent agenda.

Commissioner Compton entered a motion to approve the two products on the supplemental consent agenda. Commissioner Dean seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Product Approval Application with Comments (2020):

Mr. Blair stated there were 49 products with comments on the consent agenda recommended for approval.

5777 R-6	16853 R-14	33453
6587 R-6	17559 R-5	33461
13278 R-4	21123 R-1	33462
13288 R-4	21463 R-2	33513
13289 R-4	22293 R-3	33530
14911 R-12	22297 R-3	33535
14994 R-5	22298 R-3	33545
15078 R-4	22300 R-2	33558
15080 R-4	22303 R-3	33563
15419 R-4	24543 R-1	33566
15551 R-7	25560 R-1	33567
15552 R-6	24544 R-1	33568
15553 R-4	29876 R-1	33621
15699 R-5	29881 R-1	33622
15814 R-5	29883 R-1	34909
15905 R-9	33447	
16842 R-7	33448	

Public Comment: None

Commission Comment: None

Product Approval Application with Comments (2020) (cont.):

Motion:

Commissioner Compton entered a motion to approve the 49 products on the consent agenda 2020 with comments. Commissioner Dean seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Product Approval Application with Comments 2020:

Mr. Blair stated there were 32 products with comments on the consent agenda recommended for conditional approval.

10758 R-8	18396 R-2	22415 R-2
12456 R-6	18507 R-5	22971 R-1
14722 R-4	19151 R-2	27408 R-1
15711 R-3	19156 R-2	29509 R-1
15810 R-7	19164 R-2	29520 R-6
15898 R-3	19605 R-2	34947
16226 R-5	19664 R-4	14239 R-5
17688 R-2	19972 R-2	8523 R-8 (allow applicant to test the product to the small missile test.)
17691 R-3	20400 R-2	
17726 R-5	20516 R-2	
17727 R-2	20517 R-2	
17838 R-3	20665 R-2	

Public Comment: None

Commission Comment: None

Commissioner Compton entered a motion to conditionally approve the 32 products on the consent agenda 2020 with comments. Commissioner Dean seconded the motion. The motion passed unanimously with a vote of 24 to 0.

DBPR Applications:

Mr. Blair advised no action is needed from the Commission and provided a breakdown of the applications processed.

Accreditor and Course Approval:

Acting Chairman Schock advised Commissioner Dean would present the Education Program Administrators recommendations regarding applications for accreditor and course approval.

Pending advanced accredited courses for recommendation:

Commissioner Dean entered a motion to approve advanced accredited courses 1009.0, 1010.0, 1011.0, 1012.0, 1015.0, 1019.0, 1019.0, 1021.0, 1022.0, 1024.0, and 1025.0. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Commissioner Dean entered a motion to conditionally approve advanced accredited course 1013.0. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Pending administratively approved updated courses for recommendation:

Commissioner Dean entered a motion to conditionally approve administrative courses 860.1 and 948.1. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Pending administratively approved Self Affirmed (One Change) updated courses for recommendation:

Commissioner Dean entered a motion to approve self affirmed one change updated courses 163.2, 531.2, 594.3, 844.1, 845.1, 922.1, and 981.1. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Legal Report:

Acting Chairman Schock advised that Justin Vogel will report on relevant legal matters of interest to the Commission.

Mr. Vogel advised rule making is ongoing and there were no other legal issues to report.

Petitions for Declaratory Statements:

Acting Chairman Schock advised that Justin Vogel will serve as the Commission's legal counsel. After Justin reviews the petition, he would ask if the petitioner wishes to speak, and subsequently ask if there is any public comment on the Petition prior to the Commission's consideration of it.

Petitions for Declaratory Statements:

DS 2020-062 by Todd Schlemmer of UC12 Construction Services, LLC:

Mr. Vogel stated that the applicant requested that the petition be withdrawn. He advised that the Structural TAC heard the petitioners request on December 8, 2020 and voted to accept the request for withdrawal.

Commissioner Compton entered a motion to approve the Structural TAC's recommendation to accept the request to withdraw by the applicant. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 24 to 0.

DS 2020-064 by Paul Danforth of GFA International, Inc.:

Mr. Vogel provided the background of the declaratory statement and advised that the Structural TAC heard the petitioners request on December 8, 2020 and voted to accept staff's recommended answer for both questions.

Mr. Madani provided the full staff analysis:

Question 1: Does the installation of a manufactured home in accordance with FBC Section 458 require additional termite treatment in accordance with Sections R318.1.1 through R318.1.7 if the requirements of Section R318.1.8 are met by the use of naturally durable wood or wood that is preservative-treated in accordance with AWWPA U1 for the species, product, preservative and end use in areas required by Section R317.1.1 through R317.1.7 as illustrated in Figure 1?

Answer: The answer to the Petitioner's question is yes. The termite protection requirements of Sections R318.1.1 through R318.1.7 are in addition to requirements of Sections R317.1.1 through R317.1.7 of the 6th Edition (2017) Florida Building Code, Residential.

Question 2: Does section R318.1 require that if termite protective treatment is provided by Section R318.1.8 in areas required by Section R317.1.1 through R317.1.7 as illustrated in Figure 1, that a Certificate of Compliance be issued to the building department by a licensed pest control company? Specifically, a Certificate of Compliance that contains the following statement: "The building has received a complete treatment for the prevention of subterranean termites. Treatment is in accordance with rules and laws established by the Florida Department of Agriculture and Consumer Services."

Answer: The answer to the Petitioner's question is yes. As per section R318.1 of the 6th Edition (2017) Florida Building Code, Residential, upon completion of the application of the termite protective treatment, a Certificate of Compliance shall be issued to the building department by the licensed pest control company.

Petitions for Declaratory Statements (cont.):

DS 2020-064 by Paul Danforth of GFA International, Inc.(cont.):

Commissioner Compton entered a motion to accept the TAC recommendation for the staff analysis on both questions. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 24 to 0.

DS 2020-056 by Jonathan Sargeant of Omegaflex, Inc.:

Mr. Vogel provided the background of the declaratory statement and advised that the Plumbing TAC heard the petitioners request on December 8, 2020 and voted to accept staff analysis as amended by the TAC.

Mr. Madani provided the full staff analysis:

Question: Under the Florida Building Code □ Fuel Gas, Seventh Edition (2020) is the bonding of CSST to be performed in accordance with Sections 310.2 through 310.3 and not in accordance with sections 310.1.1 through 310.1.1.5?

Answer: The answer to the Petitioner’s question is yes. The requirements of Sections 310.2 through 310.3 are more specific than the requirements of Sections 310.1.1 through 310.1.1.5 of the 7th Edition (2020) Florida Building Code, Fuel Gas with regard to method of bonding to be performed for CSST tubing systems and therefore in according with Section 102.1 of the 7th Edition (2020) Florida Building Code, Building, the requirements of Sections 310.2 through 310.3 prevail over the requirements of Sections 310.1.1 through 310.1.1.5.

Commissioner Boyer entered a motion to accept the TAC recommendation for the staff analysis as amended by the TAC. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 24 to 0.

DS 2020-059 By Mark Wesson of Wesson Air, Inc.:

Mr. Vogel provided the background of the declaratory statement and advised that the Energy TAC heard the petitioners request on December 10, 2020 and voted to accept staff analysis on all three questions.

Mr. Madani provided the full staff analysis:

Question 1: As residential <3 stories with a HVAC change out less than 30% of the assessed value of the structure, would this be an alteration governed by the “Existing Building” code?

Answer: The answer to the Petitioner’s question is yes. As per Section 101.4 Applicability of the 7th Edition (2020) Florida Building Code, Existing Building, alteration “i.e., HVAC change out” falls within the scope of the FBC, Existing Building.

Petitions for Declaratory Statements (cont.):

DS 2020-059 By Mark Wesson of Wesson Air, Inc. (cont.):

Question 2: When replacing a HVAC system in this residence are, we governed by the FBC Energy Conservation code or does R101.4.2 apply?

Answer: The alteration in question is governed by Section R101.4.2 of the 7th Edition (2020) FBC, Energy Conservation (the Code) and therefore compliance with the Code is not required.

Question 3: When replacing the thermostat as part of the change-out in this residence, is the thermostat required to be programmable?

Answer: The answer to the Petitioner's question is no. As per Section R101.4.2 and the definition of "Renovated Building" of the 7th Edition (2020) FBC, Energy Conservation (the Code), the project in question including the thermostat is exempt from compliance with the Code.

Public Comment:

Arlene Stewart stated she had made this comment during the Energy TAC meeting and would like for the Commission to also hear the comment. She stated programmable thermostats that are switched out that were originally permitted and then switched out for the next permit will decrease the efficiency of the house. Ms. Stewart stated now you are making the house less efficient than it was originally permitted and that was not the intent of the code.

Commissioner Boyer entered a motion to accept the TAC recommendation for the staff analysis on all three questions. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Approval of Energy Code Compliance Software for the 7th Edition (2020) Florida Building Code, Energy Conservation:

Acting Chairman Schock stated the 7th Edition (2020), Florida Building Code becomes effective on December 31, 2020 and the Commission has submittals from vendors seeking approval of their software for demonstrating compliance with the requirements of the 7th Edition (2020) Florida Building Code, Energy Conservation.

Approval of Energy Code Compliance Software for the 7th Edition (2020) Florida Building Code, Energy Conservation (continued):

Acting Chairman Schock further stated that today the Commission is being asked to approve Energy Code Compliance Software for the 7th Edition (2020) Florida Building Code, Energy Conservation, specifically IESVE Version 2021 for demonstrating compliance with commercial building energy requirements; Energy Gauge USA Version 7 for demonstrating compliance with residential building energy requirements; and, Energy Gauge Summit 7.00 for demonstrating compliance with commercial building energy requirements.

Acting Chairman Schock advised that Commissioner Smith will provide the Energy TAC's recommendation.

Commissioner Smith advised that the Energy TAC reviewed the IESVE Version 2021 software, the Energy Gauge USA Version 7 software, and the Energy Gauge Summit 7.00 and is recommending approval.

Commission Clarifying Questions/Comments: None

Public Comment: None

Mr. Blair advised that each of these software programs will require a separate motion.

Motion #1:

Commissioner Smith entered a motion to approve IESVE Version 2021 for demonstrating compliance with the commercial building energy requirements of the 7th Edition (2020) Florida Building Code, Energy Conservation for the following code compliance method: ASHRAE 90.1 2016 Performance Method Appendix G. Commissioner Calleja seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Motion #2:

Commissioner Smith entered a motion to approve Energy Gauge USA Version 7 for demonstrating compliance with the residential building energy requirements of the 7th Edition (2020) Florida Building Code, Energy Conservation for the following code compliance methods: R402 Prescriptive R-Value Method, Prescriptive Total UA Alternative Method, Performance Method – R405, and ERI Method – R406. Commissioner Calleja seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Approval of Energy Code Compliance Software for the 7th Edition (2020) Florida Building Code, Energy Conservation (continued):

Motion #3:

Commissioner Smith entered a motion to approve Energy Gauge Summit 7.00 for demonstrating compliance with the commercial building energy requirements of the 7th Edition (2020) Florida Building Code, Energy Conservation for the following code compliance methods: FEC Total Building Performance Method, FEC Prescriptive Method, FEC Component Performance Alternative Method, ASHRAE Prescriptive Method, and ASHRAE Energy Cost Budget Method. Commissioner Boyer seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Committee Reports:

Education Program Oversight Committee:

Commissioner Dean provided a brief summary of the Education POC's December 7, 2020 teleconference meeting.

Commissioner Dean entered a motion to accept the report from the December 7, 2020, teleconference meeting. Commissioner Smith seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Energy Technical Advisory Committee:

Commissioner Smith provided a brief summary of the Energy TAC's December 10, 2020 teleconference meeting.

Commissioner Smith entered a motion to accept the report from the December 10, 2020, teleconference meeting. Commissioner Boyer seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Plumbing Technical Advisory Committee:

Commissioner Boyer provided a brief summary of the Plumbing TAC's December 8, 2020 teleconference meeting.

Commissioner Boyer entered a motion to accept the report from the December 8, 2020, teleconference meeting. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Committee Reports (cont.):

Product Approval Program Oversight Committee:

Commissioner Compton provided a brief summary of the Product Approval POC's December 7, 2020 teleconference meeting.

Commissioner Compton entered a motion to approve the report of the Product Approval POC's December 7, 2020 teleconference meeting. Commissioner Dean seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Structural Technical Advisory Committee:

Commissioner Schock provided a brief summary of the Structural TAC's December 8, 2020 teleconference meeting.

Commissioner Schock entered a motion to approve the report of the Structural TAC's December 8, 2020 teleconference meeting. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 24 to 0.

Nominations for Commission Chairman:

Acting Chairman Schock requested that Mr. Blair explain the nominations and voting process and to then facilitate the process.

Mr. Blair stated that today the Commission will accept nominations for the Commission chair position. He stated first public comment will be taken, and subsequently any commissioner that would like to serve as the chair and has been on the Commission for at least one year should nominate his or her self. Mr. Blair then stated that after self-nominations are complete if any Commissioner who wishes to nominate anyone else may do so. He said that at the January meeting each nominee will have an opportunity to address the Commission on their reasons for wanting to serve as the Commission's chair. Mr. Blair said subsequently, they will conduct a voting exercise and each commissioner will be asked to vote for their number one choice. He further stated if any commissioner receives greater than 50% on the first vote they will be elected the chair. Mr. Blair explained that if no Commissioner receives greater than 50% then the lowest ranking nominee will drop off, and a second vote will be taken with the remaining nominees. He said that this process will be repeated until either a nominee achieves greater than 50% or if by process of attrition there is only one nominee remaining

Public Comment: None

Self Nomination:

Acting Chairman Schock stated he would like to be considered for the Chair position.

Nominations for Commission Chairman (cont.):

Commissioner Nomination(s):

Commissioner Compton nominated Commissioner Schock for the Chair position.
Commissioner Gilson nominated Commissioner Schock for the Chair position.
Commissioner Smith nominated Commissioner Schock for the Chair position.

Mr. Blair stated that it appears to be a clear nomination for Commissioner Schock and asked if staff would like to take the vote today or hold the vote for the January 12, 2021 meeting.

Mr. Campbell stated the vote should be held at the January meeting as the structure of the Commission will be changing due to the reduction in Commissioners as of the end of this month.

Mr. Blair advised that the vote will take place at the January 12, 2021 Commission Teleconference meeting.

Request to Delay 7th Edition (2020), FBC Energy Conservation:

Acting Chairman Schock stated the Florida Homebuilders Association (FHBA) contacted the Department yesterday and requested that Dane Bennett be provided an opportunity to address the Commission before we discuss the agenda item about the request from the Florida Homebuilders Association and the Gold Coast Builders Association for a delay in the implementation date for the 7th Edition (2020), Florida Building Code, Energy Conservation.

Dane Bennett, FHBA advised that they had submitted their request about the 7th Edition (2020), Florida Building Code, Energy Conservation, on November 17, 2020, which was almost two weeks prior to the software being submitted to the TAC. He stated they had received positive feedback and this is an issue that has been reoccurring through past code cycles. Mr. Bennett further stated that moving forward, for the sake of ease of compliance, they would request that 60 days prior to the effective date of the updated code that the vendor make the software available. He said that for this cycle they would agree to go forth with the current schedule.

Commission Comments:

Commissioner Schock stated he appreciated all of the Commissioners who will be rolling off of the Commission, and their service.

Public Comments:

Arlene Stewart thanked all of the Commissioners and wanted to express special thanks to Commissioner Smith, Commissioner Calleja and Kelley Smith-Burk for their service and assistance on the Energy TAC and the Commission. She stated she has enjoyed working with them.

Linda Patrick, City of Gainesville expressed her thanks to all of the Commissioners rolling off and looks forward to working with the remaining group.

Final Roll Call:

Mr. Blair performed a final roll call and 23 members were remaining on the call.

Adjournment:

Acting Chairman Schock stated the next meeting will be January 12, 2021 via teleconference/webinar. He said there being no further business before the Commission at this time the meeting was adjourned at 9:48 a.m.