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Plenary Session

FEBRUARY 11, 2025

8:30 A.M.

Minutes

COMMISSIONERS PRESENT:

Michael Chairman
James Batts
Donald Brown
David Compton
John Garra
Rodney Hershberger
David John
Brian Langille

Grey Marker
Asael Marrero
Brad Schiffer
Fred Schilling
Jim Schock
Brian Swope
Tim Tolbert

STAFF PRESENT:

Mo Madani
Justin Vogel
Melissa Campos
Alan Burke

Jim Hammers
Sabrina Evans
Marlita Peters

MEETING FACILITATION:

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

Time: 8:30 a.m.

Chairman Bourré welcomed the Commissioners, staff, and members of the public to the February 11, 2025, web-based and teleconference virtual plenary session of the Florida Building Commission.

Chairman Bourré stated the primary focus of the February meeting is to consider regular procedural issues, updates, briefings, product and course approval, waivers, petitions, and reports.

Chairman Bourré explained as always, we will provide an opportunity for public comment on each of the Commission's substantive discussion topics. If you want to comment on a specific substantive Commission agenda item, please wait until the facilitator invites members of the public to speak at the appropriate times throughout the meeting. Public comment will be limited to 3 minutes per person. Public input is welcome but should be offered before the Commission begins discussion or there is a formal motion on the floor.

Roll Call:

Mr. Blair performed roll call for the Florida Building Commission. A quorum was determined with 15 members present at roll call.

Agenda Approval:

Commissioner Schilling entered a motion to approve the agenda for today's meeting as posted. Commissioner Marker seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Approval of Previous Meeting Minutes and Facilitator Report for December 10, 2024, and December 20, 2024

Commissioner Brown entered a motion to approve the minutes from December 10, 2024, and December 20, 2024, as posted. Commissioner Schilling seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Chairman's Discussion Issues and Recommendations:

A) Commissioner Grey Marker

Chairman Bourré informed the Commission that Commissioner Marker's term ends today. and he has announced he will not be seeking reappointment, and as a result, today will be his last day serving on the Commission.

Chairman Bourré stated Commissioner Grey Marker served from September 14, 2020 – February 11, 2025, and served on the Code Administration and Fire TACs. On behalf of the

Commission, Chairman Bourré thanked Commissioner Marker and appreciated his service to the citizens of Florida.

B) TAC Appointments

Chairman Bourré appointed David Pruetto to fill an empty seat on the Electrical TAC. Chairman Bourré thanked David for agreeing to serve.

Future Commission Meetings:

Chairman Bourré reminded the Commission that the next meeting will be April 15, 2025, and will be conducted as a web and teleconference-based virtual meeting.

- June 10, 2025 – Web-Based and Teleconference Virtual Meeting
- August 12, 2025 – Onsite Location TBD
- October 14, 2025 – Web-Based and Teleconference Virtual Meeting
- December 9, 2025 – Onsite Location TBD

Milestones:

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

Florida Building Code, 9th Edition, (2026) Update- Workplan Status:

Mr. Madani provided details on the updated Workplan and Schedule for the development of the 2026 Code Update Process – 9th Edition (2026), Florida Building Code.

Discussion:

Commissioner Tolbert asked the staff a question.

Mr. Madani provided an answer to Commissioner Tolbert's question.

Motion:

Commissioner Schilling entered a motion to approve the updated Workplan and Schedule for development of the 9th Edition (2026), Florida Building Code. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Consent Agenda of Entity Approval Application:

Commissioner Hershberger stated there were 20 product approval entities on the consent agenda for approval.

Motion:

Commissioner Hershberger entered a motion to approve 20 product approval entities. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Commissioner Hershberger stated there were 190 products on the consent agenda for approval as amended with the removal of product FL 47212.

Motion:

Commissioner Hershberger entered a motion to approve 190 products as amended with the removal of product FL 47212. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Pulled from the Consent Agenda:

Mr. Blair stated the applicant requested and the DBPR staff recommended that FL 47212 be pulled from the consent agenda to be conditionally approved to allow in the product approval for the curb-mounted fans to function as ridge vents based on new testing results.

Motion:

Commissioner Hershberger entered a motion to approve FL 47212 conditional approval. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Product Approval Application with Comments:

With Comments:

Mr. Blair stated there were 7 product approval applications with comments and 2 are recommended for approval. The 2 that are recommended for approval are FL 47233 and FL 47234.

Motion:

Commissioner Hershberger entered a motion to approve applications with comments: FL 47233 and FL 47234. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Mr. Blair stated there were 5 conditional approval applications with comments: FL47081, FL47000, FL47203, FL47124, and FL47208.

Motion:

Commissioner Hershberger entered a motion to approve 5 conditional approval applications with comments: FL47081, FL47000, FL47203, FL47124, and FL47208. Commissioner Compton seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Applications for Accreditor and Course Approval:

Commissioner Langille stated the Education POC reviewed 1 advanced accredited course 1315.0 and stated advanced accredited course 1308.0 was previously approved.

Motion:

Commissioner Langille entered a motion to approve 1 advanced accredited course 1315.0. Commissioner John seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Administratively Approved Self-Affirmed (One-Change) Updated Courses:

Commissioner Langille stated the Education POC reviewed 1 administratively approved self-affirmed (one-change) updated course 1055.1

Motion:

Commissioner Langille entered a motion to conditionally approve administratively self-affirmed with one change updated course number 1055.1, to subject to the course being corrected for compliance with Rule 61G20-6.002. Commissioner John seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Accessibility Waiver Application:

5 Points Theater **Waiver 690** -1028 Park Street, Jacksonville 32204 **ISSUE:** Vertical accessibility to add levels above and below the occupiable grade level.

Mr. Vogel presented the waiver and advised that the council recommend granting the request the waiver for vertical accessibility to all levels above and below the occupiable grade level on the grounds of technical infeasibility.

Motion:

Commissioner Schiffer entered a motion to grant the waiver for vertical accessibility to all levels above and below the occupiable grade level on the grounds of technical infeasibility. Commissioner Schilling seconded the motion.

Discussion:

Commissioner Schock provided a comment.

Motion Continued:

The motion passed unanimously with a vote of 15 to 0.

Legal Report:

Mr. Vogel stated there were no legal matters to report.

Declaratory Statements:

DS 2024-044 by Michael Wilson of Pipelining Technologies, Inc.

Staff:

Mr. Vogel provided a brief description of the petition for declaratory statement.

Mr. Madani provided staff analysis and answers.

Discussion:

Chairman Bourré asked Commissioner Schilling a question.

Commissioner Schilling provided an answer to Chairman Bourré's question.

Motion:

Commissioner Schilling entered a motion to adopt the Plumbing TAC's recommendation that the Commission adopt staff's analysis regarding the question presented in the Petition.

Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Committee Report:

Education Program Oversight Committee:

Commissioner Langille provided a brief summary of the Education POC's January 31, 2025, meeting.

Motion:

Commissioner Langille entered a motion to accept the report of the January 31, 2025, meeting. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Hurricane Research Advisory Committee:

Mr. Blair provided a brief summary of the HRAC's January 7, 2025, meeting.

Motion:

Commissioner Compton entered a motion to accept the report of the January 7, 2025, meeting. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 12 to 0.

Plumbing Technical Advisory Committee:

Commissioner Schilling provided a summary of the Plumbing TAC's January 31, 2025, meeting

Motion:

Commissioner Schilling entered a motion to accept the report from the January 31, 2025, meeting. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 15 to 0.

Product Approval Program Oversight Committee:

Commissioner Hershberger provided a summary of the Product Approval POC's January 30, 2025, meeting.

Motion:

Commissioner Hershberger entered a motion to accept the report from January 30, 2025, meeting. Commissioner Compton seconded the motion. The motion was passed unanimously with a vote of 15 to 0.

Commissioner's Comment:

None.

Public Comment:

None.

Adjourn Commission Plenary Session:

Chairman Bourré stated the April 15, 2025, meeting will focus on the Commission's regular procedural and substantive issues, and any needed rule development initiatives. Chairman Bourré stated April meeting will be conducted as a web and teleconference-based virtual meeting. The meeting was adjourned at 9:18 a.m.