

**FLORIDA BUILDING COMMISSION
PLENARY TELECONFERENCE MEETING
CALL-IN NUMBER: United States: 1-(866) 899-4679
WEB PARTICIPATION URL: <https://global.gotomeeting.com/join/272658565>
MEETING ID/ACCESS CODE: 272-658-565
May 12, 2017
2:00 PM**

MINUTES

COMMISSIONERS PRESENT:

Hamid Bahadori	Richard Goff
James Batts	Jeff Gross
Bob Boyer	Brian Langille
Donald Brown	Brad W. Schiffer
Kelley Smith Burk	Frederick Schilling
Oscar Calleja	Drew Smith
David Compton	Jeff Stone
Nan Dean	James Schock, Vice Chairman
Shane Gerwig	Diana Worrall
David Gilson	

COMMISSIONERS NOT PRESENT:

Dick Browdy, Chairman	Steve Bassett
Jay Carlson	Kevin Flanagan
Charles Frank	Robert Hamberger
Brian Swope	

OTHERS PRESENT:

Thomas Campbell	Nick DuVal
Mo Madani	Justin Vogel
Chris Howell	Jim Hammers

MEETING FACILITATION:

The meeting was facilitated by Jeff Blair from the FCRC Consensus Center at Florida State University. Information at: <http://consensus.fsu.edu/>

Welcome:

Time: 2:00 pm

Mr. Blair welcomed everyone to the May 12, 2017 Florida Building Commission Teleconference Call. He advised that Commissioner Schock will act as Chairman for the meeting in the absence of Chairman Browdy.

Commissioner Schock welcomed Commissioners, staff, and members of the public to the May 12, 2017 Florida Building Commission teleconference meeting. He advised that the purpose of today's meeting is to receive a legislative update, to certify to the DOE equivalence of the residential energy code to the IECC, to accept an interim report regarding hurricane damage investigations from Hurricane Matthew, to approve correlation and editorial fixes for the Code, and to approve code changes required pursuant to 2017 legislation.

Roll Call:

Commissioner Schock asked that Jeff Blair perform roll call, a quorum was met with 19 members present with 18 at initial roll call.

Agenda Review and Approval:

Mr. Blair provided the agenda topics for the call and asked for a motion to approve the agenda.

A motion was entered by Commissioner Schilling to approve the agenda as amended moving report presentation to the end of the agenda. The motion was seconded by Commissioner Boyer. The motion passed unanimously 18 to 0 in favor with one Commissioner joining after roll call.

Legislative Update:

Mr. Campbell advised he will start with the bills that passed and are waiting signature or veto by the Governor.

Mr. Campbell began the update with **HB 741** he stated this bill is in reference to the reduction of the surcharge from 1.5% to 1%. He stated this bill did pass with an effective date of July 1, 2017.

Mr. Campbell advised **HB 727** relates to remediation plans and Title III of the ADA. He said from a departmental implementation standpoint is that the department is required to maintain a registry of certificates of the competency and remediation plans that are filed by a business owner. Mr. Campbell stated the current plan is to have the registry housed on the BCIS so once the bill passes and is signed we will begin work on that process.

Legislative Update (cont.):

Mr. Campbell said the next bill **HB 241** relates to low voltage electric fences and will require some code changes that relate to low voltage fences and fences in general.

Mr. Campbell continues with **HB 1021** and said a substantial amount of SB 1312; SB 860 and SB 1372 were amended into this bill the last day of session. He provided information within the bill that would directly affect the Commission and provided visual of the line items that will have a direct impact to the Code and Commission voting process.

Commissioner Schock stated that there were other items within this bill that all building officials should pay attention to and encouraged them to review the entire bill.

Commissioner Schiffer asked if the strike through nothing will sunset in the next version.

Mr. Campbell said it will start with the existing code at that start time.

Commissioner Boyer asked if HB1021 has not been signed by the Governor yet would the Commission be allowed to start the update process.

Mr. Campbell stated the plan at this point is to get them into the draft of the code now to be posted next week. He stated if there were a veto we would pull the amendments from the code at the June meeting.

Mr. Madani stated this is an opportunity to allow us to move forward without extension of rulemaking or issue a notice of change. He further said as Mr. Campbell stated we can remove these changes in June if needed.

Commissioner Boyer asked if we would be opening the door for people to challenge.

Mr. Campbell stated no as this code would not go into effect until December 31, 2017 and we would have time to pull them out prior to giving time for anyone to challenge. He also stated this will keep us on track with our work plan and have these new portions of the code in the code and enforceable as required by the statute that may go into effect July 1, 2017.

Review Letter of Certification of Equivalence to DOE - latest draft of the residential energy building code “6th Edition (2017) Florida Building Code, Energy Conservation” to the updated edition of the 2015 International Energy Conservation Code (IECC):

Mr. Blair provided the Commission with the detail of the requirement of the letter to DOE and the analysis provided for this report.

Review Letter of Certification of Equivalence to DOE - latest draft of the residential energy building code “6th Edition (2017) Florida Building Code, Energy Conservation” to the updated edition of the 2015 International Energy Conservation Code (IECC) (cont.):

Mr. Madani provided a brief overview of the letter and the background of same. He stated that Jeff Sonne from FSEC was on the line for any questions on the report.

Commissioner Calleja entered a motion to certify to the DOE that the residential building provisions of the proposed 6th Edition Florida Building Code (2017), Energy Conservation (FEC), will meet or exceed the 2015 International Energy Conservation Code, for low-rise residential buildings; and, to approve the draft certification letter linked to the FBC Agenda with authorization for staff to make editorial revisions as needed. Commissioner Schilling seconded the motion. The motion passed unanimously with a vote of 19 to 0.

6th Edition (2017) Florida Building Code - Review and accept list of correlation items which consist of proposed editorial changes and proposed code fixes as per the 2017 legislative directive:

Mr. Blair advised that in order to incorporate Errata and Code Fixes pursuant to Legislative direction from SB 1634, HB 1021, and HB 241 the Commission will need to amend the adopted version of the 6th Edition Florida Building Code (2017).

Mr. Madani provided the Commissioner with an overview of the Errata and supplement code fixes pursuant to the Legislative directive.

Errata:

No Comments.

Commissioner Schiffer entered a motion to approve the Errata. Commissioner Goff seconded the motion. The motion passed unanimously with a vote of 19 to 0.

SB 1634:

No Comments.

Commissioner Schilling entered a motion to approve the changes. Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 19 to 0.

6th Edition (2017) Florida Building Code - Review and accept list of correlation items which consist of proposed editorial changes and proposed code fixes as per the 2017 legislative directive (cont.):

HB241:

No Comments.

Commissioner Schiffer entered a motion to approve the changes. Commissioner Bahadori seconded the motion. The motion passed unanimously with a vote of 19 to 0.

HB 1021:

No Comments.

Commissioner Schilling entered a motion to approve the changes. Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 19 to 0.

Final Motion:

Mr. Blair address the Commissioners advising of the need for an addition motion to adopt the legislative provisions specified in the supplement that become effective on July 1, 2017, to incorporate staff's correlations specified in the supplement into the Draft 6th Edition Florida Building Code (2017), to authorize the Department of Business & Professional Regulation to publish a Notice of Proposed Rule for Rule 61G20-1.001, to proceed with the adoption of Rule 61G20-1.001, and to delegate authority to Thomas Campbell to sign rulemaking documents on behalf of the Chairman of the Florida Building Commission.

Commissioner Schilling entered a motion to adopt the legislative provisions specified in the supplement that become effective on July 1, 2017, to incorporate staff's correlations specified in the supplement into the Draft 6th Edition Florida Building Code (2017), to authorize the Department of Business & Professional Regulation to publish a Notice of Proposed Rule for Rule 61G20-1.001, to proceed with the adoption of Rule 61G20-1.001, and to delegate authority to Thomas Campbell to sign rulemaking documents on behalf of the Chairman of the Florida Building Commission.

Review and accept interim draft report for the research project titled “Survey and Investigation of Building Damaged by Category II Hurricane in FY 2016-17 – Hurricane Mathew 2016”:

Commissioner Schock stated that the Department has an annual contract with UF to investigate storm damage in the event of a Category III hurricane impacts Florida (Titled: “Survey and Investigation of Buildings Damaged by Category III Hurricanes”). As reported at the October 2016 meeting, UF deployed their Building Codes Triage Team to investigate and collect buildings damage data from the impacts of Hurricane Mathew. The focus of the investigations was primarily for residential construction. At the October 2016 meeting the Commission expressed support for UF conducting follow-up research from the impacts of Hurricane Mathew, and DBPR staff contracted with UF to follow-up as requested. UF’s Interim Report is titled: “Survey and Investigation of Buildings Damaged by Category III Hurricanes in FY 2016-17—Hurricane Mathew.” Commissioner Schock then turned the call over to Dr. Prevatt.

Dr. Prevatt from UF, Dr. Roueche, UF and Dr. Gabrielle Wong-Parodi from Carnegie-Mellon University provided detail on this report with a power point presentation.

Commissioner Schock stated he felt we had failed the citizens with this report and provided reasoning for this comment. He did advise he does not blame UF as they reported specifically on what they were requested to report on.

Mr. Madani responded to Commissioner Schock regarding the focus on wind damage assessment for this reporting. He did state that flooding is something that could be looked at with a different research project.

Commissioner Boyer entered a motion to accept the Interim Report titled: “Survey and Investigation of Buildings Damaged by Category III Hurricanes in FY 2016-17—Hurricane Mathew.” Commissioner Schiffer seconded the motion. The motion passed unanimously with a vote of 19 to 0.

Commissioner Schiffer asked Commissioner Schock for the comparison of this report verses the report he provided from Volano Beach, St. Augustine and St. Johns County.

Commissioner Schock provided the detail of the location and additional information on these properties verses the location of the properties listed in the UF report.

Final Roll Call:

Mr. Blair performed a final roll call, all 19 members were remaining on the line.

Commissioner Schock adjourned the meeting at 3:10 p.m.