IDAHO BUILDING CODE BOARD MEETING

Tuesday – February 9, 2010 – 9:30 a.m.

Division of Building Safety
Board Conference Room
1090 East Watertower Street, Meridian, ID 83642

NOTE: The following report is not intended to be a verbatim transcript of the discussions at the meeting, but is intended to record the significant features of those discussions.

The meeting was called to order by Vice Chairman Ron Whitney at 9:30 a.m. on Tuesday, February 9, 2010.

Board Members Present:
Ron Whitney, Vice Chairman
Carol Alexander
Michael Arrington
Scott Buck
Jan Welch
Chuck Bleth
Bobby Ball
Andrew Bick
Ken Sommer

DBS Staff Members:
C. Kelly Pearce, Administrator
Steve Keys, Deputy Administrator, Operations
Janice Foster, Deputy Administrator, Administration
Patrick Grace, Deputy Attorney General
Kirk Weiskircher, Financial Specialist, Principal
Jack Rayne, Building Bureau Chief
Bill Hatch, Public Information Officer
Arlan Smith, Plan Review Program Manager
Renee Bryant, Administrative Assistant 2/Board Secretary
Sharon Chisom, Office Specialist 2

Board Members Absent:
Mike Tracy

Carol Alexander, representing city building officials, Michael Arrington, representing commercial contractors, and Scott Buck, representing fire officials, were welcomed to the Board.

Congratulations to Bobby Ball, Disability Representative, and Jan Welch, Registered Engineer, on their reappointments to the Board.

Departing board members, Ed Wagner and Doug Brown were recognized with plaques for their many years of service on the Board.

♦ Open Forum
No items were addressed.

♦ Approval of the February 9, 2010 Agenda
Vice Chairman Ron Whitney requested an item 5a be added to the agenda to address the status of the Administrative Rules on the 2009 code adoption and an item eight to review the 2010 calendar on upcoming Building Code Board meetings and explained why these needed to be added.

MOTION: Ken Sommer made a motion to approve the February 9, 2010 Agenda with the additions. Andrew Bick seconded. All in favor, motion carried.
♦ **Approval of the October 20, 2009 Board Meeting Minutes**

*MOTION:* Chuck Bleth made a motion to approve the October 20, 2009 meeting minutes. Scott Buck seconded. All in favor, motion carried.

♦ **Election of Officers**

Chairman Ed Wagner is no longer on the Board, necessitating an election for a new chairman.

Chairman

*MOTION:* Ken Sommer made a motion to nominate Ron Whitney as Chairman. Andrew Bick seconded. All in favor, motion carried.

The statute does not require a vice chairman for this Board, however; it was recommended appointing one to fill-in for the chairman should the need arise.

Vice Chairman

*MOTION:* Ken Sommer made a motion to nominate Carol Alexander as Vice Chairman. Jan Welch seconded. All in favor, motion carried.

♦ **Proposed Changes to the 2009 IECC for Log Homes**

Patrick Grace explained the process the Board went through in 2009 to adopt the 2009 Energy Codes. In October 2009, the log home industry brought forth concerns about the adoption of the codes and how it might adversely affect their industry. The Board was receptive; however, was unable to amend the codes as it was beyond the legislative time period.

An amendment to the 2009 Energy Codes has been drafted to the satisfactory of the log home industry. Upon the approval of the codes, and after the closure of the 2010 legislative session, the Division, through the negotiated rulemaking process, will proceed with a temporary draft rule.

It is expected that the 2009 Energy Codes and temporary amendment for log homes will become effective January 1, 2011.

♦ **2009 Administrative Rules Status**

The rules have been submitted to the Senate Committee and House Subcommittee, with no objections, and should be reviewed by the House Committee within the next week.

♦ **Potential Code Amendments**

Anyone interested in recommending proposed amendments to the codes is encouraged to go to the DBS website at [http://dbs.idaho.gov](http://dbs.idaho.gov), click on the link at the bottom of the page titled, “Guidelines for Submitting Proposed Changes to the 2009 Building or Energy Codes”, and fill-out the form. The deadline to submit proposed amendments is two weeks prior to the April 6, 2010 meeting.

A notice of the negotiated rulemaking and hearing dates will be published in the March Administrative Bulletin. The dates are regular board meeting dates as well.
♦ **Bureau Chief’s Report**  
**School Plan Reviews** – The Division has seen a reduction of approximately 46 percent in school plan reviews since the school plan legislation went into effect July 1, 2009, with no accounting as to who may have actually performed the required code reviews.

**State Projects** – The renovation of the Capitol Building is complete. BSU has sizeable projects coming up and the Division may inspect one or more of them.

**Modular and Manufactured Industries** – Since the downturn in the economy, the modular and manufactured industries are struggling.

**Contract Inspection Services** – The Bureau is under contract with eight cities in northern Idaho to provide building code inspections which is accomplished by using a part-time inspector.

♦ **Administrator’s Report**  
**CAS** – Janice Foster provided a brief history on the Division’s Customer Access System (CAS). The DBS purchased the software and will allow other jurisdictions to use it as well.

**Electronic Plan Review** – An architectural licensing law requires plans to be “wet” stamped and signed when submitted to a government entity for approval and review. The law does not charge the DBS with enforcing the law; however, the Division does require plans be prepared by an architect licensed within the state of Idaho.

**Project DOX** – The city of Boise is buying this program. There is a law that allows school districts to save money if they go through fundamental commissioning and integrated design process on new schools. The Division is making Project DOX available to architects wanting to use it to communicate and go through the integrated design process.

Oregon is currently using Adobe Pro for their electronic plan reviews; however, they are considering the DOX program.


**Energy Code/Energy Efficiency** – Kelly Pearce reiterated the qualifications and procedures school districts must meet in order to apply for assistance through the Idaho Public School Facilities Cooperative Funding Program. The Plummer/Worley school district is the first to utilize this program.

It was suggested a structural evaluation be required prior to the re-roofing of any school building. Currently school district’s hire a contractor to put a new roof on without knowing the impact, if any, especially if changing the roof from an R3 to an R20.

**ACTION:** Patrick Grace to further explore the structural evaluation suggestion with Jan Welch.

**Economy/Work Force Reduction** – The economy continues to decline. The Division is in the process of re-evaluating the agency for the potential of additional layoffs. Kelly Pearce explained the cost the state incurs by placing employees on furloughs rather than layoffs.
Proposed County Option Legislation – The Idaho Counties Association’s proposed legislation allowing counties to ‘opt out’ of the Division of Building Safety (DBS) permitting/inspection program in favor of their own will go before the House Business Committee this afternoon. The purpose of the hearing is to move the bill from ‘R.S.’ status to ‘print’ status.

F-35 Project – The State is making a concentrated effort to bring the F-35 Air Force fighter bombers to Mountain Home Air Force Base and Gowen Field. The Air Force is holding hearings throughout the valley to measure the sentiment in the state of Idaho to having this project. If awarded this project, it would bring approximately 3,000 employees to the Idaho air base facilities.

For more information go to IdahoF35.com.

♦ Review 2010 Meeting Dates
The first public hearing to address rule changes will be April 6, 2010, the second public hearing will be June 8, 2010, and the 4th regular board meeting will be October 19, 2010.

♦ Executive Session
No Executive Session was required.

**MOTION:** Ron Whitney motioned to adjourn the meeting. Andrew Bick seconded. All in favor, motion carried. The meeting adjourned at 11:03 p.m.

RON WHITNEY, CHAIRMAN
c. KELLY PEARCE, ADMINISTRATOR
IDAHO BUILDING CODE BOARD
DIVISION OF BUILDING SAFETY

DATE
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