

**IDAHO BUILDING CODE BOARD
VIDEOCONFERENCE MEETING**

Tuesday – April 17, 2018 – 9:30 a.m. (MDT)

**Division of Building Safety
1090 East Watertower Street, Suite 150, Meridian
1250 Ironwood Drive, Suite 220, Coeur d'Alene
2055 Garrett Way, Building 1, Suite 4, Pocatello**

MINUTES OF THE APRIL 17, 2018 MEETING

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

Chairman Andrew Bick called the meeting to order at 9:32 a.m. (MDT)

Board Members Present:

Andrew Bick, Chairman
Mike Tracy
Dennis Schaffner
Kent Soelberg
Mel Leviton
Jason Blais
Allen Jensen
Scott Buck
Chuck Bleth, Teleconference
Michael Arrington, Teleconference

DBS Staff Members Present:

Ron Whitney, Deputy Administrator
Spencer Holm, Deputy Attorney General
Arlan Smith, Building Program Manager
Larry Jeffres, Regional Manager, Region 1
Patrick Grace, Regional Manager, Region 2
Jeff Egan, Regional Manager, Region 3
Adam Bowcutt, Regional Supervisor, Region 3
Renee Bryant, Administrative Assistant 2

◆ **Open Forum**

Idaho Building Code Collaborative – Johanna Bell, Association of Idaho Cities Policy Analyst, asked for direction on what should be the scope of the Collaborative, and whether it is meeting the needs of the Board as it pertains to informal voluntary vetting of codes.

Chairman Bick has contemplated adding an action item to the agenda for regularly scheduled meetings to discuss what the Collaborative needs to concentrate on between meetings. In addition, the Board needs to determine a quality way to conduct the collaboration so no one feels bias opinions are pulled into the situation without due course.

A suggestion by Board Member Allen Jensen is to create three subgroups (commercial, residential, and energy) to address to the Collaborative proposed code changes.

The Chairman expressed concern the information in statute is vague, and the Board should consider recommending longer code cycles; i.e., four, five or six years, to the legislature. This would provide a timeline on when to begin evaluating codes for possible amendments. In addition, Chairman Bick would like to see the Collaborative have a code cycle conversation to determine how everyone feels as far as a comfortable cycle.

As a reminder, the Collaborative is not a subcommittee of the Board; therefore, the Board does not have any statutory authority to tell the Collaborative what to do. However, the Collaborative can voluntarily comply with any guidance provided by the Board.

HVAC Board--2018 Codes – HVAC Program Manager John Nielsen asked if the Board would be open to the HVAC Board adopting sections of the 2018 energy, residential, and commercial codes related to the mechanical trade.

For consistency among the trades, Board Member Allen stated if specific issues need corrected, it would be best for the Building Code Board to make the amendments. The HVAC Program Manager will relay the information to the HVAC Board.

Building Program Manager Arlan Smith expanded further by stating there are certain code sections that occur in the mechanical, energy and/or building codes that are duplicates. For example, equipment sizing and calculations are in the energy and mechanical codes, and fire and smoke damper requirements are in the building and mechanical codes.

◆ **Approval of the April 17, 2018 Agenda**

Chairman Bick requested there be a motion to add an action item to the agenda to discuss the creation of subcommittees to review the codes and provide possible changes to the Collaborative. As explained, an action item can be added; however, to comply with the Open Meeting Law, once a meeting begins there has to be a good faith reason. Board Member Jensen stated the Collaborative has specifically asked for direction on the assessment of the codes, and it would be advantageous to have each subcommittee focus on its assigned code only.

MOTION: Mike Tracy made a motion to add action agenda item five to discuss the possibility of separate subcommittees to review the IBC, IRC, and energy codes. Allen Jensen seconded. All in favor, motion carried.

MOTION: Mike Tracy made a motion to accept the April 17, 2018 agenda with the change. Scott Buck seconded. All in favor, motion carried.

◆ **Approval of the February 20, 2018 Board Meeting Minutes**

For clarification, and as an amendment to the February 20, 2018 Board meeting minutes, the votes to the motion by Board Member Michael Arrington, action item three, *Cover Page Date Referencing*, was incorrectly calculated. The correct vote was four nays and four ayes. Chairman Bick stated his vote would have been the tiebreaker, voting nay. Therefore, Board Member Arrington's motion would not have passed, and the outcome would have been the same.

MOTION: Allen Jensen made a motion to approve the minutes with the correction. Kent Soelberg seconded. All in favor, motion carried.

◆ **Negotiated Rulemaking**

Adopt the 2018 IRC, IBC and IECC with Current Residential Amendments Remaining in Place – This topic was included on the agenda in the event interested parties wanted to present draft proposals to adopt the 2018 codes.

When questioned, Deputy Administrator Ron Whitney confirmed the Division received documentation on the analysis between the 2012, 2015, and 2018 codes from Patrick Sullivan, city of Nampa; however, never received any amendments.

Due to misunderstandings, reviewed was the timeline of the negotiated rulemaking process for submittal of proposed amendments to the 2019 legislative session. A suggestion was to hold the two public hearings, the June Board meeting and tentatively scheduled meeting in August. With no opposition, the Chairman agreed to the August 19, 2018 meeting.

ACTION: The topic *Adopt the 2018 IRC, IBC and IECC with Current Residential Amendments Remaining in Place* will be placed on the June 2018 board meeting agenda as an informational item.

Delete IDAPA 07.03.01.004.02.p (Chapter 11 Energy Efficiency) from the Adopted Version of the IRC – The proposal, to remove the energy chapter from the IRC, would bring the rule in compliance with the current statute of House Bill 547.

ACTION: The topic *Delete IDAPA 07.03.01.004.02.p (Chapter 11 Energy Efficiency) from the Adopted Version of the IRC* will be placed on the June 2018 board meeting agenda as an informational item.

Extended Plate Wall – Rob Brooks, DowDuPont Building Solutions Representative, presented a proposal to add new definitions and abbreviations to IRC Section 202, as well as add a new section to IRC Chapter 6 on the Extended Plate and Beam Wall System. Mr. Brooks stated the system is for residential homes and considered a life safety provision that belongs in code and not as a separate technical note. The system is not yet recognized; however, the developers hope to place it as a group B code change proposal of the IRC for the next code cycle.

The Chairman requested, and Mr. Brooks agreed, to bring to the June meeting the fasteners used to attach the OSB through the ridged roam onto the 2x4 studs.

This topic to be addressed at the June meeting as a second hearing, and a third hearing/vote at the August meeting.

ACTION: The topic *Extended Plate Wall* will be placed on the June 2018 board meeting agenda as an informational item.

◆ **Election of Officers**

Idaho Code 39-4106(2) requires the Board elect, by majority vote, a chairman every two years. Although not required, the Board elects a vice-chairman as well.

Chairman

MOTION: Kent Soelberg nominated Andrew Bick as chairman. Allen Jensen seconded. All in favor, motion carried.

Vice-Chairman

MOTION: Scott Buck nominated Jason Blais as vice-chairman. Allen Jensen seconded. All in favor, motion carried.

◆ **Create Subcommittees – Residential, Commercial and Energy**

Briefly addressed was this topic during Open Forum. Following were suggestions to form subcommittees: 1) Each subcommittee be comprised of two to four individuals from various groups, 2) Board members be chairmen, 3) Two board members co-chair, and 4) A board member as a liaison for each subcommittee.

Via statute, Deputy Administrator Whitney clarified the number of meetings required annually, and the compensation requirements for board members.

At the recommendation of Board Member Michael Arrington, the Chairman agreed with the possibility of additional board meetings during the winter months, October through February, to vet amendments, code cycles, and/or updated codes at the Board level.

MOTION: Andrew Bick made a motion to add as an action item to the June 19, 2018 board meeting agenda the topic *Additional Meetings* to discuss holding meetings from October to February for proper vetting of code cycles, amendments and/or updated codes. Kent Soelberg seconded. All in favor, motion carried.

ACTION: The topic *Additional Meetings* will be placed on the June 2018 board meeting agenda as an action item.

Even though the Board has decided on another decision-making process on codes, it does not preclude any group from getting together and bringing a collaborative presentation to meetings.

◆ **Program Manager Report**

Building Services--Counties/Cities – Many have questioned why DBS has taken on contracts with counties and/or cities for building services. The Building Program Manager explained by quoting several sections of the Building Code Act.

Retirement – On June 30, 2018, Building Program Manager Arlan Smith will retire after 19 years of service with DBS.

Construction – The University of Idaho, Moscow, is in the early stages of developing another arena. The Division has completed plan reviews on two buildings, valuation \$35,000,000 and \$40,000,000, in Idaho Falls. Built in Blackfoot, and shipped to the Idaho National Laboratory in Idaho Falls, is small modular reactors. McCain Foods is doing a multi-million dollar upgrade to its facility in Burley. DBS received a permit for a hamburger processing plant addition to the meat processing plant in Kuna. In northern Idaho is a hospital expansion and new hotel.

◆ **Administrator Report**

Legislature – Approved at the 2018 legislature was rule changes to the IRC's tiny homes and IBC on lap slicing.

Financial Report – Addressed was the Idaho Building Code Fund FY 2018 financial statement, as of March 31, 2018.

Licensing Freedom Executive Order – In May 2017, Lt. Governor Brad Little signed Executive Order 2017-06. The Order requires all state agencies that issue professional licenses to review their license requirements and administrative procedures, providing a report to the Governor’s office by July 1, 2018.

◆ **Adjournment**

MOTION: Allen Jensen made a motion to adjourn the meeting. Jason Blais seconded. All in favor, motion carried.

The meeting adjourned at 12:25 p.m. (MDT)

ANDREW BICK, CHAIRMAN
IDAHO BUILDING CODE BOARD

CHRIS L. JENSEN, ADMINISTRATOR
DIVISION OF BUILDING SAFETY

DATE

06/11/2018rb

DATE