

FLORIDA BUILDING COMMISSION
The Plaza Beach Resort and Spa
600 North Atlantic Boulevard
Daytona Beach, Florida
Plenary Session
October 15, 2015
8:30 AM

COMMISSIONERS PRESENT:

Dick Browdy, Chairman
Hamid Bahadori
Steve Bassett
James Batts
Bob Boyer
Donald Brown
Oscar Calleja
David Compton
Kevin Flanagan
Charles Frank
David Gilson

Richard Goff
Jeff Gross
Robert Hamberger
Brian Langille
Beth Meyer
Bradley W. Schiffer
Frederick Schilling
Jim Schock
Drew Smith
Jeff Stone
Brian Swope

COMMISSIONERS NOT PRESENT:

Nan Dean

Darrell Phillips

Jay Carlson

OTHERS PRESENT:

Jim Richmond
April Hammonds
Chris Burgwald

Norman Bellamy
Jim Hammers
Mo Madani

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: 8:30 am

Chairman Browdy welcomed Commissioners, staff, and members of the public to Daytona Beach and the October 15, 2015 plenary session of the Florida Building Commission. He stated that the primary focus for the October meeting, 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 the Commission's various committees, was for the purpose of discussing and deciding the process for considering the Accessibility TAC's recommendations regarding the Florida Accessibility Code for Building Construction (FACBC); the Code Coordination and Implementation Workgroup's recommendations; and the Swimming Pool Electrical Safety recommendations from the Swimming Pool TAC and Electrical TAC.

Chairman Browdy advised members of the public to sign the attendance sheet on the speaker's table in the center of the room. In addition, we have a sign-up sheet for general public comment. He stated as always, we will provide an opportunity for public comment on each of the Commission's substantive discussion topics (actions that are not procedural or ministerial in content). Chairman Browdy stated if a member of the public would like to comment on a specific substantive Commission agenda item, please come to the speaker's table when the issue is up for consideration so we know you want to speak. He advised that public input is welcome, but should be offered before there is a formal motion on the floor. Chairman Browdy asked that all participants and members of the audience keep all electronic devices turned off or in a silent mode. Thank you for your cooperation.

Chairman Browdy stated that there are also buff colored "*Public Comment Forms*" on the speakers' table that can be used to provide written comments. All written comments will be included in the Facilitator's Summary Report. Please give your completed "*Public Comment Forms*" to Jeff Blair. He advised some of the licensing boards located within the Department of Business and Professional Regulation have adopted rules regarding continuing education credits for attending Florida Building Commission meetings and/or Technical Advisory Committee meetings. If your board participates you may sign-in on the kiosk laptop provided in the meeting room.

Roll Call:

Chairman Browdy asked that Jeff Blair performed roll call, a quorum was met with twenty two members present.

Mr. Richmond advised all of the Commissioners that the Kiosk is also available for their licenses.

Chairman Browdy requested that Jeff Blair cover the agenda items for the meeting today with one amendment moving Swimming Pool Electrical Safety recommendations from the Swimming Pool TAC and Electrical TAC were moved to Chair's Issues from the respective TACs' Reports section of the agenda.

Agenda Review and Approval:

Jeff Blair welcomed participants to the October Plenary Session and introduced the agenda as follows stating there are two amendments that will need to be approved in the motion one being to strike review and approve the annual report as this was done at the last meeting and to defer item fourteen Florida Accessibility Code for Building Construction Review and Recommendations.

- To Consider Regular Procedural Issues: Agenda Approval and Approval of the August 18, 2015
- Facilitator's Summary Report and Meeting Minutes.
- To Consider/Decide on Chair's Discussion Issues/Recommendations: Swimming Pool Safety
- Recommendations from the Swimming Pool TAC and Electrical TAC.
- To Consider/Decide on Accessibility Waiver Applications.
- To Consider/Decide on Approvals and Revocations of Products and Product Approval Entities.
- To Consider Applications for Accreditor and Course Approval.
- To Consider/Decide on Legal Issues: Petitions for Declaratory Statements.
- To Consider and Discuss 6th Edition (2017) Florida Building Code Workplan Update.
- To Review Process for Consideration of Recommendations of Final Report -- "Florida Accessibility Code for Building Construction Review and Recommendation"
- To Receive/Accept the Final Report and Consider Recommendations From the Code Coordination and Implementation Workgroup
- To Consider/Decide on Technical Advisory Committees (TACs): Code Administration, Electrical (recommendations during Chair's Issues), Plumbing, Roofing, Structural, and Swimming Pool (recommendations during Chair's Issues) TACs.
- To Consider/Decide on Program Oversight Committees (POCs): Education and Product Approval POC Reports/Recommendations.

Agenda Review and Approval:

- To Receive Public Comment.
- To Discuss Commissioner Comments and Issues.
- To Review Committee Assignments and Issues for the Next Meeting—December 15, 2015 in Gainesville, Florida.

Chairman Browdy requested a motion to approve the October 15, 2015 agenda as presented and amended. A motion was entered by Commissioner Schilling and seconded by Commissioner Schiffer, the motion passed unanimously as amended with a vote of 22-0.

Approval of the August 18, 2015 Facilitator's Summary Report and Meeting Minutes.

Chairman Browdy requested a motion for the Approval of the August 18, 2015 Facilitator's Summary Report and Meeting Minutes.

Commissioner Schilling entered a motion to approve the August 18, 2015 Facilitator's Summary Report and Meeting Minutes as presented with no amendments offered. The motion was seconded by Commissioner Schock. The motion passed unanimously with a vote of 22-0 in favor.

Chairman's Discussion Issues and Recommendations and Appointments:

Chairman Browdy welcomed Florida Building Commission Executive Director Jim Richmond back after his recovery. He stated how much Jim has been missed.

Mr. Richmond stated he was glad to be back and thanked everyone for their well wishes during his recent absence.

Chairman Browdy stated in reference to appointments he spoke with the Governor's Office two weeks ago and there are a number of individuals Commissioners who are up for re-appointment, if they so choose to request re-appointment. He said if they wish to reapply the Governor's Office has requested that you contact them and they will provide the applications. Chairman Browdy further stated that he is expecting to hear from the Governor's Office soon on the outstanding appointments, and that will probably be in the next thirty days and we should have them to announce at the next meeting.

Chairman Browdy stated he decided to take the swimming pool issue under the Chairman's issues because of the gravity of the issue and the sensitive and technical issue.

Chairman Browdy explained that the 2015 Florida Legislature identified the need to evaluate the electrical aspects of swimming pool safety focusing on minimizing electrocution risks linked to swimming pools. In response, the Florida Building Commission approved a research project (technical enrichment) for a Swimming Pool Electrocution Prevention Study. He stated in order to implement the project the Commission convened a process to develop recommendations for pool safety focused on the prevention of electrocution in swimming pools. Chairman Browdy said the Commission determined that the project would be evaluated and recommendations developed by convening concurrent meetings of the Commission's Swimming Pool Technical Advisory Committee and Electrical Technical Advisory Committee (TAC). He said the objective of the project was to evaluate key topical issues, and as appropriate develop code amendment proposals designed to minimize electrocution risks linked to swimming pools.

Chairman Browdy stated in response to the Commission's direction the Swimming Pool TAC and Electrical TAC agreed that the initial Phase I scope of the project was to determine whether to recommend a proposed code amendment that would require low voltage lighting in residential swimming pools for new construction. He further stated that once the Swimming Pool TAC and the Electrical TAC concluded their evaluation of low voltage lighting they would then evaluate additional project relevant topics in Phase II of the project: specifically bonding, grounding, retrofitting of existing pools, and education. Chairman Browdy said the TACs met for the second time on October 14, 2015 and developed a consensus package of recommendations for both phases of the project (Phase I and Phase II).

Chairman Browdy provided the following recommendations from the TACs.

Grounding. The Electrical TAC and the Swimming Pool TAC voted unanimously to recommend that the Commission charge staff to work with the TAC chairs and in consultation with stakeholders to formulate a code amendment requiring that all electrical circuits feeding equipment that could potentially energize a pool have GFCI protection for new residential and commercial swimming pools (the goal is to fill in any gaps in the current Code).

Education. The Electrical TAC and the Swimming Pool TAC voted unanimously to recommend that the Commission support a comprehensive educational effort to ensure there is a consistent message to enhance pool electrical safety issues for existing and new pools by working with existing resources including educational providers and associations. The effort should include defining the problems, identifying solutions and communicating a consistent message to stakeholders (contractors, consumers, home inspectors, pool maintenance providers, etc.) through training courses, flyers, brochures, websites, etc. Key issues for education messaging include lighting, bonding, grounding, GFCI, maintenance of existing pools, and monitoring devices to detect stray currents in the pool water, etc.

Chairman's Discussion Issues and Recommendations and Appointments (cont.):

Existing Swimming Pools. The Electrical TAC voted 6-2 in favor (75%), to recommend the Commission charge staff to work with the TAC chair and in consultation with stakeholders to formulate a code amendment requiring existing commercial and residential swimming pools to have GFCI protection for replacement pool pump motors, if not already in place; to provide GFCI protection for the replacement of 120 volt pool lights when they are replaced; and, as part of the close out inspection ensuring that the existing bonding system is complete and terminated properly.

Mr. Madani provided the information on the staff responsibilities and involvement with this process.

Commissioner Flanagan provided additional information on the discussions from the meeting the day before from the Electrical TAC.

Commissioner Batts also provided additional information on the discussions from the meeting the day before from the Swimming Pool TAC.

After discussion among the Commission, Commissioner Flanagan entered a motion to adopt the Swimming Pool TAC and Electrical TAC swimming pool safety consensus package of recommendations focused on the prevention of electrocution in swimming pools. Commissioner Batts seconded the motion. The motion passed unanimously with a vote of 22-0 in favor.

Consideration of Accessibility Waiver Applications:

Chairman Browdy stated the Commission will now consider this month's requests for accessibility waivers. He advised April Hammonds will serve as legal counsel and present the Accessibility Advisory Council's recommendations. Chairman Browdy then asked Ms. Hammonds to present the Council's recommendations regarding waiver requests in turn.

[North Trail RV Sales Center, 5270 Orland River Blvd., Fort Meyers](#) - Council recommended denial.

Commissioner Schock entered a motion to accept the recommendation of denial. Commissioner Schilling seconded the motion. The motion passed with a vote of 21 in favor and 1 opposed.

Consideration of Accessibility Waiver Applications (cont.):

Sobe Village Condominium, 440 14 St. & 1355 Drexel Ave. Miami Beach – Council recommended granting based on unreasonable economic hardship.

Commissioner Flanagan entered a motion to accept the recommendation of granting based on unreasonable economic hardship. Commissioner Boyer seconded the motion. The motion passed with a vote of 22-0.

FloorMasters, Hwy 301, Wildwood – Council recommended deferral for a construction cost breakdown to explain the low costs.

Jody Lomel, applicant and Bob Wilsek, owner were both present and asked if they could present the needed information.

Chairman Browdy asked if staff had been provided this information for review.

Staff advised no.

Commissioner Gross entered a motion to accept the recommendation of deferral to allow the Council and staff to review. Commissioner Meyer seconded the motion. The motion passed with a vote of 22-0.

CAUBERY LLC, 8118 Harding Ave, Miami Beach - Council recommended granting based on historic nature.

Commissioner Meyer entered a motion to accept the recommendation of granting based on historic nature. Commissioner Boyer seconded the motion. The motion passed with a vote of 22-0.

Alton Suite Hotel, 801, 807, 815 Alton Road, Miami Beach – Council recommended granting based on unreasonable economic hardship.

Commissioner Meyer entered a motion to accept the recommendation of granting based on unreasonable economic hardship. Commissioner Schilling seconded the motion. The motion passed with a vote of 22-0.

Tavern on Tennessee, 1717 West Tennessee Street, Tallahassee (Withdrawn) - -No action required.

Consideration of Accessibility Waiver Applications (cont.):

[Sola Miami Collins Ave, 7403 Collins Avenue, Miami Beach](#) - Council recommended granting based on unreasonable economic hardship and historical nature.

Commissioner Schiffer entered a motion to accept the recommendation of granting based on unreasonable economic hardship and historical nature. Commissioner Schilling seconded the motion. The motion passed with a vote of 22-0.

[Encore Music Academy: Musical Training and Skill Development, 4651 SW 72nd Avenue, Miami](#) - Council recommended granting based on unreasonable economic hardship.

Robert Fine, Attorney for applicant was present and thanked the Commission for their support.

Commissioner Gross entered a motion to accept the recommendation of granting based on unreasonable economic hardship. Commissioner Schilling seconded the motion. The motion passed with a vote of 22-0.

[The Ballpark of the Palm Beaches, 5300 Haverhill Road, West Palm Beach \(Withdrawn\)](#) - No action required.

Product and Entity Approval:

Chairman Browdy advised Commissioner Stone will present the POC's recommendations for entity approvals and the consent agenda for products recommended for approval, and Jeff Blair will present the POC's recommendations for product approvals with discussion and/or comments.

Commissioner Stone stated there were seven entities approved by consent agenda.

Commissioner Stone entered a motion to approve the consent agenda for seven entities. Commissioner Compton seconded the motion, the motion passed unanimously with a vote of 22 to 0.

Commissioner Stone stated there 233 products approved by consent agenda removing products FL 10083R-3 and FL 13157 R-2 from the consent agenda for individual consideration..

Commissioner Stone entered a motion to approve the consent agenda for 233 products removing products FL 10083R-3 and FL 13157 R-2 from the consent agenda for individual consideration. Commissioner Compton seconded the motion, the motion passed unanimously with a vote of 22 to 0.

Product and Entity Approval (cont.):

Commissioner Stone stated there were 14 products with comments. He advised Mr. Blair will present these products.

Mr. Blair presented the following products for discussion:

10083-R-3 – Commissioner Stone entered a motion to approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

13157-R-2 - Commissioner Stone entered a motion to approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

3896-R-4 - Commissioner Stone entered a motion to conditionally approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

9329-R-3 - Commissioner Stone entered a motion to approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

13468-R-3 - Commissioner Stone entered a motion to approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

15260-R-3- Commissioner Stone entered a motion to conditionally approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

16928-R-1- Commissioner Stone entered a motion to approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

17849 - Commissioner Stone entered a motion to conditionally approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

17875 - Commissioner Stone entered a motion to conditionally approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

18362- Commissioner Stone entered a motion to approve as recommended by the POC; Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

18394 - Commissioner Stone entered a motion to conditionally approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

18514- Commissioner Stone entered a motion to conditionally approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

Product and Entity Approval (cont.):

18525- Commissioner Stone entered a motion to approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

17800 - Commissioner Stone entered a motion to conditionally approve as recommended by the POC, Commissioner Compton seconded the motion passed unanimously with a vote of 22-0.

There was no Commission action required regarding the October 2015 DBPR Applications.

Applications for Accreditor and Course Approval:

Chairman Browdy advised that Commissioner Flanagan will now present the Education POC's recommendations regarding applications for accreditor and course approval.

Commissioner Flanagan advised there were no Accreditor applications for approval.

Commissioner Flanagan presented 9 advanced accredited courses for approval on the consent agenda: **726.0, 734.0, 736.0, 741.0, 748.0, 752.0, 750.0, 749.0, and 751.0**

Commissioner Flanagan entered a motion to approve the POCs recommendation on the 9 advanced accredited course. Commissioner Stone seconded the motion. The motion passed with a vote of 21-1 with Commissioner Schiffer abstaining due to a potential conflict of interest.

Commissioner Flanagan presented 2 administratively approved updated courses for approval on the consent agenda: **566.1 and 608.1.**

Commissioner Flanagan entered a motion to approve the POCs recommendation on the 2 administratively approved updated courses. Commissioner Stone seconded the motion. The motion passed unanimously with a vote of 22-0.

Commissioner Flanagan presented 1 administratively self-affirmed course for approval on the consent agenda: **646.0.**

Commissioner Flanagan entered a motion to approve the POCs recommendation on the 1 administratively self-affirmed course for approval. Commissioner Stone seconded the motion. The motion passed unanimously with a vote of 22-0.

Product and Entity Approval (cont.):

Commissioner Flanagan presented 3 administratively approved self-affirmed courses with one change **629.1, 220.3, and 607.1** for approval.

Commissioner Flanagan entered a motion to approve the POCs recommendation on the 3 administratively approved self-affirmed courses with one change for approval. Commissioner Stone seconded the motion. The motion passed unanimously with a vote of 22-0.

Legal Report:

Chairman Browdy stated that prior to the declaratory statements; April Hammonds, Esq. will be providing information on one legal matter to report.

April Hammonds, Esq. reported that there the Commission had prevailed in the case regarding the appeal of the declaratory statement by Keddo Enterprise d.b.a., Storm Stoppers.

Chairman Browdy requested Ms. Hammonds to now present the declaratory statements.

Petitions for Declaratory Statement - [Legal Report](#)

[DS 2015-086](#) by Frank LaPete & Responsible Energy Codes Alliance (incl. Motion to Intervene) ([Withdrawn](#)) No Commission action required.

[DS 2015-092](#) by Andrew Lovenstein of Bracken Engineering, Inc.

Ms. Hammonds read the petition from Andrew Lovenstein of Bracken Engineer, Inc. with response.

Commissioner Schiffer entered a motion accept the staff and the Code Administration and Structural TACs recommendation for question number 1. Commissioner Schock seconded the motion, the motion passed with a vote of 21-1 with Commissioner Compton abstained from voting due to a potential conflict of interest.

Commissioner Schiffer entered a motion accept the staff and the Structural TACs recommendation for question number 2. Commissioner Schock seconded the motion, the motion passed with a vote of 21-1 with Commissioner Compton abstained from voting due to a potential conflict of interest.

Petitions for Declaratory Statement (cont.):

[DS 2015-106](#) by Michael Wilson of Pipelining Technologies, Inc.

Ms. Hammonds read the petition from Michael Wilson of Pipelining Technologies, Inc. with response.

Commissioner Schilling entered a motion accept the staff and the Code Administration TACs recommendation on the petition and to approve Petitioner's analysis/recommendation on the Petition as amended by the TAC. Commissioner Smith seconded the motion, the motion passed unanimously with a vote of 22-0.

[DS 2015-109](#) by Robin Davies of Bracken Engineering, Inc.

Ms. Hammonds read the petition from Robin Davis of Bracken Engineer, Inc. with response to defer.

Commissioner Schock entered a motion to defer action on the Petition at the request of the Petitioner, who will amend the Petition to provide a more specific set of circumstances regarding the project. Commissioner Swope seconded the motion; the motion passed with a vote of 21-1 with Commissioner Compton abstained from voting due to a potential conflict of interest.

Update to the 6th Edition (2017)[FBC Work Plan](#)- Approved

[FBC Work Plan Option 1](#) ([FBC Work Plan Option 2](#))

Chairman Browdy explained that at the August 18, 2015 meeting the Commission approved a revised Workplan for the 2017 Code Update Process, Florida Building Code, 6th Edition (2017) voting to conduct a Glitch amendment process after the Code's effective date (rulemaking via an Integrated Code) for the 2017 Code Update Process development of the Florida Building Code, 6th Edition, charging staff to adjust the dates as needed in the Workplan. He said in addition, the Commission charged staff with providing an analysis and reporting back to the Commission on the implications of an option that would involve conducting Glitch amendment processes both prior to and after the Code's effective date. Staff revised the Workplan as directed to conform to the Commission's decision to conduct rulemaking via an Integrated Code, the Commission's Adopted Code Development Process: yielding a 12/31/17 effective date.

Chairman Browdy stated that in addition, staff prepared the requested analysis regarding conducting two Glitch amendment processes, one prior to and one after the Code's effective date.

Update to the 6th Edition (2017) (cont):

Chairman Browdy advised that there were two options presented:

- Option 1 involves conducting the first Glitch amendment process prior to the Code's effective date using an integrated draft and yielding an effective date of 9/12/18.
- Option 2 involves conducting the first Glitch amendment process prior to the Code's effective date using a supplement draft and yielding an effective date of 6/16/18.

Mr. Madani reviewed the updated Workplan approved by the Commission as well as Option 1 and Option 2 for conducting two Glitch amendment processes.

Discussion followed among the Commissioners as well as public comment.

Commissioner Smith entered a motion to resend original plan and select the new Option 1. The motion failed due to the lack of a second.

Discussion continued.

Commissioner Schock entered a motion to approve the updated Workplan for the 2017 Code Update Process pursuant to the process adopted by the Commission for the development of the Florida Building Code, 6th Edition 2017, specifically conducting the Glitch amendment process after the Code's effective date. Rulemaking will be via Integrated Code. Commissioner Stone seconded the motion. The motion passed unanimously with a vote of 22-0.

To Review Process for Consideration of Recommendations of Final Report -- "Florida Accessibility Code for Building Construction Review and Recommendation":

Chairman Browdy noted that at the June 2015 meeting the Commission voted to proceed with the next steps for consideration of the recommendations and incorporated TAC comments from the report titled: Florida Accessibility Code for Building Construction Review and Recommendations. Chairman Browdy provided an overview of the issue as follows:

Chairman Browdy stated during fiscal year 2014-2015 the Commission funded a project conducted by the University of Florida (UF) to evaluate the Florida-specific provisions of the Florida Accessibility Code for Building Construction (FACBC). He said the ADA Standards for Accessible Design establishes design requirements for the construction and alteration of facilities so as to not discriminate against individuals with disabilities. Chairman Browdy stated in 2011, the Florida Building Commission (FBC) updated the Florida Accessibility Code for Building Construction to incorporate the 2010 ADA Standards and Florida law, Part II, Chapter 553,

To Review Process for Consideration of Recommendations of Final Report -- “Florida Accessibility Code for Building Construction Review and Recommendation.” (cont):

Florida Statutes. He said the FBC has maintained provisions of the Florida law that were thought to be more stringent than the ADA guidelines.

Chairman Browdy stated that the purpose of the research project was to determine whether these Florida-specific provisions are necessary and to develop a technical basis for these items. He advised that the most recent version of the design standards was adopted in 2010 and this was the version used for comparison to the Florida design standards during the research project.

Chairman Browdy stated that in order to determine a technical basis for the Florida-specific items it was deemed important to understand what technical basis was used to develop the 2010 ADA Standards, as well as Chapter 11 of the International Building Code and the ANSI Standards. He said through research conducted by the University of Florida and the experience and knowledge of the ADA specialist hired by UF, an explanation and recommendation was made for each of the Florida specific items. Chairman Browdy advised that in the Report UF concluded that a majority of these items did not need to be changed, however a few provisions either should be expanded or reduced. He further stated it was recommended that the provisions for the removal of architectural barriers and parking space widths be reduced. Chairman Browdy said the provisions for curbs adjacent to on street parking spaces and the removal of parking barriers should be expanded. He advised it was also recommended that the language be changed for clarification of requirements in the following provisions: door opening force, additional hotel and motel features, and vertical accessibility.

Chairman Browdy advised that the University of Florida research team clarified that they provided recommendations based on data available online and from the knowledge and resources of the ADA contractor. He said they noted that they conducted a technical study of a politically driven issue so the views of specific contractors and disability organizations were not taken into consideration. Chairman Browdy said it was recommended, “The Florida Building Commission meet with contractors and disability organizations in the state of Florida to get their perspectives on the recommendations.” He said in addition, the Accessibility TAC reviewed the recommendations and provided their comments and recommendations regarding possible changes to the FACBC and these were incorporated into the Final Report.

There was discussion among the Commission with public comment.

Commissioner Gross entered a motion to conduct a public hearing in conjunction with the December 2015 Commission meeting for the purpose of receiving public input regarding the recommendations from the report titled: Florida Accessibility Code for Building Construction Review and Recommendations. Commissioner Schilling seconded the motion. The motion passed unanimously with a vote of 22-0.

Code Coordination and Implementation Workgroup Recommendations:

Chairman Browdy reported that at the October 2014 meeting the Commission voted unanimously to convene a Code Coordination and Implementation Workgroup to review and evaluate all of the regulatory requirements currently impacting the code development process (code update process), and to propose a legislative path to a more efficacious timetable for the implementation of the Florida Building Code update process. He said that the goal of the project was to ensure that any recommendations for statutory changes, once approved by the full Commission, would be delivered to the 2016 Florida Legislature.

Chairman Browdy noted that the Workgroup met four times starting in January of 2015 and concluding in August of 2015. He said the Workgroup identified, evaluated and consensus ranked a full range of options for each of the topical issues under consideration, and enjoyed extensive public participation throughout the process. Chairman Browdy said the seven overarching key topics evaluated by the Workgroup were as follows: code printing and publication, errata, the Code amendment process, Florida specific amendments, statutory timeline requirements, adoption of standards and codes by reference, and Commission participation with the ICC code development process. He said the Workgroup concluded their work at the August 18 – 19, 2015 meeting and developed a package of consensus recommendations for submittal to the Commission that were adopted unanimously.

Committee Reports and Recommendations [Recommendations From the Code Coordination and Implementation Workgroup](#) :

Chairman Browdy asked the Committee Chairs to please confine your TAC/POC reports to a brief summary of key issues and recommendations, emphasizing any issues requiring an action from the Commission. He also asked that they please frame any needed Commission action in the form of a motion. Chairman Browdy stated that there is no need to read the TAC/POC minutes since the complete minutes will be linked to the committees' subsequent meeting agendas for approval by the respective committees.

There was discussion among the Commission members and there was public comment.

Commissioner Schiffer entered a motion to adopt the Code Coordination and Implementation Workgroup's consensus package of recommendations, and to charge DBPR staff with developing an implementation plan for the same. Commissioner Swope seconded the motion. The motion passed unanimously with a vote of 22-0.

Committee Reports and Recommendations:

Code Administration Technical Advisory Committee;

Mr. Madani provided a brief summary of the TAC meeting held via teleconference on October 5, 2015.

A motion was entered by Commissioner Boyer to accept the Code Administration TAC report. The motion was seconded by Commissioner Batts. The motion passed unanimously with a vote of 22 to 0.

Education Program Oversight Committee;

Commissioner Flanagan provided a brief summary of the Education POC meeting held via teleconference on October 5, 2015.

A motion was entered by Commissioner Flanagan to accept the Education POC report. The motion was seconded by Commissioner Boyer. The motion passed unanimously with a vote of 22 to 0.

Electrical Technical Advisory Committee;

Commissioner Flanagan provided a brief summary of the Electrical TAC teleconference meeting on September 28, 2015 and the meeting on October 14, 2015 in Daytona Beach.

A motion was entered by Commissioner Flanagan to accept the Code Administration TAC report. The motion was seconded by Commissioner Brown. The motion passed unanimously with a vote of 22 to 0.

Plumbing Technical Advisory Committee;

Commissioner Boyer reported that there was not a quorum for the October 5, 2015 Plumbing TAC meeting; therefore there was no meeting report.

Product Approval Program Oversight Committee;

Commissioner Stone provided a brief summary of the Product Approval POC meeting held via teleconference on October 5, 2015.

A motion was entered by Commissioner Stone to accept the Product Approval POC report. The motion was seconded by Commissioner Compton. The motion passed unanimously with a vote of 22 to 0.

Committee Reports and Recommendations:

Roofing Technical Advisory Committee:

Commissioner Swope provided a brief summary of the Roofing TAC meeting held via teleconference on October 6, 2015.

A motion was entered by Commissioner Swope to accept the Roofing TAC report. The motion was seconded by Commissioner Boyer. The motion passed unanimously with a vote of 22 to 0.

Structural Technical Advisory Committee:

Commissioner Schock provided a brief summary of the Structural TAC meeting held via teleconference on October 6, 2015.

A motion was entered by Commissioner Schock to accept the Structural TAC report. The motion was seconded by Commissioner Compton. The motion passed unanimously with a vote of 22 to 0.

Swimming Pools Technical Advisory Committee.

Commissioner Batts provided a brief summary of the Swimming Pool TAC the meeting on October 14, 2015 in Daytona Beach.

A motion was entered by Commissioner Batts to accept the Swimming Pool TAC report. The motion was seconded by Commissioner Swope. The motion passed unanimously with a vote of 22 to 0.

Public Comment:

Chairman Browdy advised if anyone wished to address the Commission and had not yet signed the speaker's list please do so now. He said that the Commission welcomes their comments on its actions or any other topic under the Commission's purview and authority.

Doug Buck, FHBA, spoke on Florida specific amendments and recommended that the staff prepare a list of Florida Specific amendments that are sunseting from the Code for the updates so that stakeholders are fully aware of them. Mr. Buck said that he does not want amendments disappearing and with the list the stakeholders would know what is being removed.

Ms. Hammonds responded advising that DBPR staff should not be responsible to provide a list of amendments that sunset with the Code updates. She advised this would open the Commission to potential liability if an amendment(s) was inadvertently left off of the list.

Public Comment (cont.):

Mark Zehnal, FRSA, stated he would prefer to keep the Florida Specific amendments in place with the Code update cycle so that if someone does not like a specific amendment they can propose to have it removed from the Code.

Robert Fine, Legal Consultant, said listing of the Florida Specific Amendments no carried forward with Code updates could have language drafted to protect the Commission with disclaimers.

Mr. Richmond, DBPR said that a list of all amendments and what is not being carried forward is available for review on-line. He said the Code supplements outline all amendments and changes.

Commission Member Comments and Issues:

Chairman Browdy opened the floor for comments from the Commission.

Commissioner Schiffer stated DBPR staff does a good job identifying the amendments and changes with each Code update.

Commissioners Bassett thanked members of the public who supported his idea.

Adjournment:

Chairman Browdy thanked Commission members, staff and the public for their attendance and participation,

Commissioner Schiffer entered a motion to adjourn. Commissioner Schilling seconded the motion. The motion passed unanimously with a vote of 22 -0. The meeting adjourned at 10:57 A.M. on Thursday, October 15, 2015.