

**STATE OF CALIFORNIA
BUILDING STANDARDS COMMISSION
MEETING MINUTES**

March 18, 2009

1. CALL TO ORDER

Chair Lopez called the meeting to order at approximately 1:00 p.m. at the Sacramento Convention Center, 1400 J Street, Rooms 104 and 105, Sacramento, California.

ROLL CALL

Commissioners Present:

Leslie R. Lopez, Interim Chairperson
Isam Hasenin, Vice Chairperson
James Barthman
Craig Daley
Christina Jamison
Stephen Jensen
Michael Paravagna
Steve Winkel
Richard Sawhill
Tony Hoffman
Susan Dowty

Commissioners Absent:

None

Also Present:

David Walls, Executive Director
Tom Morrison, Deputy Director
Teresa Boron-Irwin, Legal Counsel
Michael Nearman, Architectural Associate
Stephanie Davis, Executive Assistant
Erika Keeler, Staff Services Analyst

SPECIAL ANNOUNCEMENT

Mr. Walls announced that Rosario Marin had requested that he express her gratitude, appreciation, and love to all Commissioners and stakeholders. She enjoyed her time as chairperson and is proud of all the accomplishments of the Commission.

2. APPROVAL OF THE MINUTES OF THE JANUARY 2009 MEETING

Chair Lopez requested a motion to approve the Minutes of the January 22, 2009 meeting. Moved by Commissioner Sawhill and seconded by Commissioner Jensen that the Minutes be adopted. **Motion Carried.**

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3. REPORT FROM THE CODE CHANGE COMMITTEE

a) Code Advisory Committee Selections

Commissioner Barthman reported that the Code Change Committee met this morning and established a list of nominations to be made to the Commission.

Mr. Walls announced the following nominations:

Accessibility Committee

Jay Whisenant, AIA, CSI, CCS (Chair) - Architect
Jay M. Salazar, MPA, PE (Vice Chair) - Building Official
Sharon Toji - Disability Access Advocate-Cognitively Impaired
Michael Gibbens - Construction Industry
Gregory D. Lake - Fire Official
Sudhir Agrawal - Disability Access Advocate-Hearing Impaired
Francie Moeller - Disability Access Advocate-Mobility Impaired
Eugene Lozano, Jr. - Disability Access Advocate-Visually Impaired
Tara Lamont - University of California
Daniel F. Kaiser - Public Member
Doug Hensel - Ex-Officio - HCD
Vernalyn Tankiamco - Ex-Officio – CDR

Building, Fire and Other Committee

Robert E. Raymer, PE (Vice Chair) - Construction Industry
Andrew A. Adelman, PE (Chair) - Building Official
Kerwin Lee, AIA - Architect
Frank E. Nunes - Commercial Building Industry
Carol Loeffler - Disability Access Advocate
Laura S. Blaul - Fire Official
Armin Wolski, PE - Fire Protection Engineer
Gini Krippner - University of California
Doug Hensel - Ex-Officio – HCD

Green Building Committee

Robert Raymer, PE (Chair) - Construction Industry
Peter Bruck (Vice Chair) - Building Official
Robert Ball - Fire Official
Judi G. Schweitzer - Commercial Building Industry
David Kaneda, PE - Electrical Engineer
Bill Mattinson - Energy & Building Performance
Walker Wells - Environmental Organization
W. Russell King, PE - Mechanical Engineer
David Younger, AIA - Architect
Dan Burgoyne - Ex Officio - DGS
Gregory Dick - Ex Officio - CIWMB
Martha Brook, PE - Ex Officio - CIWMB

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John Blue - Ex Officio - CalEPA
Anthony Eggert - Ex Officio – ARB

Plumbing, Electrical, Mechanical and Energy Committee

Thomas P. Weekes (Chair) - Environmental/Energy Organization
Anthony Cuschieri, AIA (Vice Chair) - Architect
Ronald Takiguchi, PE - Building Official
Harry D. Moos - Construction Industry
Rebecca Boulter, PE - Electrical Engineer
Marshall Hilton - Energy Consultant
Douglas Myers - Fire Official
Mark Kamrath, PE - Mechanical Engineer
Marvin Root - Public Member
John MacDougall - University of California
Syed Alam - Ex-Officio - DMH
Doug Hensel - Ex-Officio – HCD

Health Facilities Committee

Thomas L. Trimberger, PE, CBO (Chair) - Building Official
Michael Navarro, AIA (Vice Chair) - Architect
Carl Scheuerman, MBA - Primary Care/Specialty Clinic
Octavian Dragos, PE - Electrical Engineer
Briton Rockafellow, PE – City of San Diego
Scott Henrikson - General Contractor
Anthony S. Moddesette - Acute Care Hospital Rep
Michael Favalora, PE - Mechanical Engineer
Walter Stahl - Skilled Nursing Rep.
Weston Arvin - University of California
Deborah Nishimoto - Ex-Officio – DMH

Structural Design/Lateral Forces Committee

David R. Bonneville, SE (Chair) - Structural Engineer
Perry Haviland, FAIA (Vice Chair) - Architect
George Thomas III, PE, MPA, CBO - Building Official
John C. Oglesby - General Contractor
Edmond T. Gharibans - Structural Engineer
Douglas S. Krug, SE - Structural Engineer
Anthony Calderone, PE - Public Member
Glenn Mah - University of California
Fred Turner - Ex-Officio - CSSC

Commissioner Barthman motioned that the nominees be appointed to their respective committee positions, seconded by Commissioner Winkel. **Motion carried.**

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b) Update on the International Residential Code

Commissioner Barthman reported that there was a discussion during the January meeting, as well as subsequent meetings, regarding the final determination of HCD's position.

Doug Hensel, HCD, reported that there have been productive discussions resulting in the decision to go forward with an IRC adoption without the plumbing, mechanical and electrical provisions.

Public Comments:

Phillip Ribbs, PHR Consultants, facilitator of the plumbing and mechanical study task group dealing with the IRC adoption process, provided a handout of the task group's April 2008 meeting minutes and indicated that HCD's decision is consistent with unanimous recommendations of stakeholders who participated in HCD's IRC plumbing and mechanical study group.

4. APPOINTMENT OF VICE-CHAIR OF THE COMMISSION FOR 2009

Chair Lopez requested that this item be tabled to the next Commission meeting as Fred Aguiar's appointment as Commission chair was just announced today.

5. UPDATE ON 2009 CODE ADOPTION CYCLE

Mr. Walls reported that the timeline is posted on the CBSC website indicating the expected submittal of all items by June, the 45-day comment period in September, packages to the Commission for adoption in November and January for a July 2010 publication date and an effective date of January 1, 2011 in keeping with a two-year schedule.

6. UPDATE ON STANDARDS RELATING TO MECHANICAL REFRIGERANT PORTS THAT ALLOW ACCESS TO CHLOROFLUOROCARBONS

Doug Hensel, HCD, reported that IAPMO is in the process of doing a tentative interim amendment to be heard by their committee in May. HCD intends to move forward with an amendment using the same language as provided by IAPMO in the regular 2009 code process.

7. COMMENTS FROM THE PUBLIC ON ISSUES NOT ON THIS AGENDA

None at this time.

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8. CLOSED SESSION: PENDING LITIGATION: To confer with or receive advice from legal counsel regarding *Center for Environmental Health, et al v. California Building Standards Commission, et al.* (Alameda Superior Court Case No. RG09437040).

9. FUTURE AGENDA ITEMS

Commissioner Jamison requested to put on the next meeting agenda a discussion with HCD regarding the possibility of moving forward the amendment as an emergency rulemaking for the mechanical refrigerant ports that allow access to chlorofluorocarbons.

Doug Hensel, HCD, indicated that HCD has the authority to determine what they will move forward with and how they will proceed.

Chair Lopez stated that she and Mr. Walls will discuss this issue.

10. ADJOURN

Chair Lopez adjourned the meeting at approximately 1:30 p.m.

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