

OKLAHOMA UNIFORM BUILDING CODE COMMISSION

REGULAR MEETING MINUTES CONSTRUCTION INDUSTRIES BOARD/UNIFORM BUILDING CODE COMMISSION CONFERENCE ROOM 2401 NW 23RD STREET, SUITE 2F OKLAHOMA CITY, OK 73107 AUGUST 17, 2021 – 9:30 A.M.

COMMISSION MEMBERS PRESENT:

Stephanie Cliff, Daniel Favata, Danny Hancock, Mitchell Hort, Kyle Lombardo, Lonnie Shackelford, Scott Tucker, Cary Williamson, and Donny Williamson

COMMISSION MEMBERS ABSENT

Wayne Allen, Paul Gunderson, and Dee Hays

OTHERS PRESENT:

Billy Pope (OUBCC Staff), Lindsay Heinrichs (OUBCC Staff), Kathy Hehnly (OUBCC Staff), Bryan Neal (Oklahoma Attorney General's Office), LaTisha Edwards (Office of Management and Enterprise Services (OMES), Agency Business Services Division (ABS)), Rick Bruder (Tulsa Fire Department), Cody Banks (Tulsa Fire Department), Rhonda Harding-Hill (Oklahoma Department of Commerce), and Frederick Blalock (City of Yukon)

CALL TO ORDER:

Mr. Cary Williamson, Chairman of the Commission called the regular meeting of the Oklahoma Uniform Building Code Commission to order at 9:30 a.m. in the Construction Industries Board/Uniform Building Code Commission Board Room at Shepherd Center, 2401 NW 23rd St., Suite 2F, Oklahoma City, OK 73107.

STATEMENT OF COMPLIANCE:

The following statement was read into the record:

"This regular meeting of the Oklahoma Uniform Building Code Commission scheduled to begin at 9:30 a.m. on this 17th day of August 2021, has been convened in accordance with the Oklahoma Open Meeting Act, Title 25 O.S. Sections 301 through 314.

Further, this meeting was preceded by an advance public notice that was sent to the Secretary of State electronically specifying the date, time, and place of the meeting here convened.

Notice of this meeting was given at least twenty-four (24) hours prior hereto. To date, 4336 (four thousand three hundred thirty-six) people have filed a written request for notice of meetings of this public body."

REPORTS:

CEO Report:

Mr. Pope noted the Governor's office had located and ordered the appointment of the two new positions on the Commission. He added Ms. Dee Hays was representing the Licensed Electrical

Engineer and Mr. Wayne Allen was representing the Licensed Mechanical Engineers. He stated they will have full authority on the Commission but would have to go through the Legislative confirmation process during the next session in 2022. Mr. Hancock asked if they would be able to attend meetings before confirmation. Mr. Pope replied they would. He stated Ms. Hays had other commitments she had agreed to prior to her appointment and wasn't there for that reason. He added she would miss the next meeting as well. He stated he wasn't sure about Mr. Allen as he had not heard from him yet.

Financial Report:

Ms. Edwards greeted the Commission. She noted they had the reports for the month ending of July 2021. She noted the FY22 budget had been approved for the admin division in the amount of \$654,246, the agency had expended and encumbered \$187,591 of the budget and had \$466,654 remaining. She stated the IT budget for FY22 was \$41,800, there were encumbrances and expenditures in the amount of \$36,076 and there was remaining budget of \$5,723. She noted FY22 was roughly \$10,000 less than FY21 and that was primarily due to furniture expenses purchased last fiscal year. Mr. Williamson asked Ms. Hehnlly if she saw any issues with moving into the new space and items to be acquired for there and if that was in the budget for FY22. Ms. Hehnlly replied they had planned for a lot of it. She added they were moving some money from the Admin account to the IT budget, and she was advised yesterday that the transfer was finalized. She noted a quote came in for the recording equipment which was more then what was budgeted for that item. She added they did not increase the agency budget but moved money over to cover those costs. Mr. Williamson stated they had talked about bids for additional IT. Ms. Hehnlly replied that had not been handled. She added she and Mr. Pope had spoken with Chairman Williamson and Mr. Hancock about it. She added they were starting with the recording equipment and included projector and screen and would reassess and move forward from there.

Ms. Edwards reviewed the remaining reports. She noted the agency's available cash balance was \$1,296,910. She stated in the month of July the revenue received was \$71,039 and the total expenditures for July was \$26,468. She noted a rough net gain to cash for the month was \$38,000. She added for the month of July the total vendor payments was \$5,723 and the remainder of the expended funds in July were related to payroll. She noted the last report was a list of all the encumbered purchase orders on file, and the total amount encumbered was \$262,014. She asked for any questions on the reports. There were no questions for Ms. Edwards.

Office Move Update:

Mr. Pope noted according to the project manager for the new space, they agency was currently on target to occupy the space, barring any unforeseen things, Tuesday, September 7, 2021. Mr. Hancock asked for the suite number. Mr. Pope replied it was Suite 82.

Technical Committee Review Updates:

1. Electrical Technical Committee

Mr. Pope noted the ETC finished their review of the 2018 IRC electrical sections on August 10th. He noted they would present to the Commission on August 26, 2021. He noted they will begin their review of the 2020 NEC on August 24, 2021.

2. Energy Conservation Technical Committee

Mr. Williamson noted the committee met yesterday. He stated the committee still lacked a few things and were going back and forth on some of the insulation factors. He added it was somewhat

contentious but was a good productive meeting. He noted they were hoping to get through a little bit more than they did yesterday. He noted the next meeting is scheduled for August 30, 2021 and they anticipated getting through the IRC Chapter 11 at that time. He added they did kick the can down the road as far as the presentation and it would now be in September.

3. Ice and Water Barrier Technical Committee

Mr. Shackelford noted the committee met last on August 5, 2021 and reviewed the slides for the presentation and it was ready to go.

ACTION AND DISCUSSION ITEMS:

Discussion and possible action on employment, evaluation, and compensation of the Chief Executive Officer

MR. DONNY WILLIAMSON MADE A MOTION WITH A SECOND BY MR. DANIEL FAVATA TO CONVENE IN EXECUTIVE SESSION

VOTING AYE: Stephanie Cliff
 Daniel Favata
 Danny Hancock
 Mitchell Hort
 Kyle Lombardo
 Lonnie Shackelford
 Scott Tucker
 Cary Williamson
 Donny Williamson

VOTING NAY: None

ABSTAIN: None

ABSENT: Wayne Allen
 Paul Gunderson
 Dee Hays

Chairman Williamson noted the plan was for the Commission to stay in the room and everyone else would need to leave. He added if someone was here for the presentation, they had that scheduled to begin at 1:00 this afternoon. Chairman Williamson asked if Mr. Neal would take the minutes. Mr. Neal replied he would do so.

MR. SCOTT TUCKER MADE A MOTION WITH A SECOND BY MR. KYLE LOMBARDO TO RETURN TO AN OPEN SESSION

Mr. Hancock stated he wanted to add for the record that Mr. Bryan Neal, Assistant Attorney General, was asked to be in the executive session.

VOTING AYE: Stephanie Cliff
Danny Hancock
Mitchell Hort
Kyle Lombardo
Lonnie Shackelford
Scott Tucker
Cary Williamson
Donny Williamson

VOTING NAY: None

ABSTAIN: None

ABSENT: Wayne Allen
Daniel Favata
Paul Gunderson
Dee Hays

Discussion and possible approval of the July 20, 2021 regular meeting minutes

MR. DANNY HANCOCK MADE A MOTION WITH A SECOND BY MR. MITCHELL HORT TO APPROVE THE JULY 20, 2021 REGULAR MEETING MINTUES

VOTING AYE: Stephanie Cliff
Danny Hancock
Mitchell Hort
Kyle Lombardo
Lonnie Shackelford
Scott Tucker
Cary Williamson
Donny Williamson

VOTING NAY: None

ABSTAIN: None

ABSENT: Wayne Allen
Daniel Favata
Paul Gunderson
Dee Hays

The commission recessed at 11:26 a.m. for lunch

The commission reconvened at 1:00 p.m.

COMMISSION MEMBERS PRESENT:

Stephanie Cliff, Daniel Favata, Danny Hancock, Mitchell Hort, Kyle Lombardo, Lonnie Shackelford, Scott Tucker, Cary Williamson, and Donny Williamson

COMMISSION MEMBERS ABSENT

Wayne Allen, Paul Gunderson, and Dee Hays

Presentation by the Residential Fuel Gas, Mechanical and Plumbing Technical Committee (RFGMP) on proposed changes to the 2018 International Residential Code® (IRC®, 2018)
Mr. Eric Blalock, Chairman of the Residential Fuel Gas, Mechanical and Plumbing Technical Committee addressed the committee. He stated he worked for City of Yukon. He noted the committee reviewed Chapters 1, 2, 12 through 33 and 44 of the 2018 International Residential Code® at the request of the OUBCC. He noted they commenced on March 25, 2021 through virtual meetings. He noted they received 26 public comment forms. He added 21 forms were approved as submitted, 1 was approved as amended, none were withdrawn, and 4 comment forms were denied. He stated 20 of the comment forms were created by OUBCC staff and addressed the 2015 rule modifications related to the fuel gas, mechanical and plumbing areas of the IRC®. He noted the changes in the presentation reflected the 2018 rule language with markup and the 2015 language was available to review in the agency rules.

Mr. Blalock reviewed the Chapter 2 modification which changed the definition of a "building drain" and the reasoning behind the change.

Mr. Blalock noted the changes in Chapter 14. He explained the change was to modify a standard listed in Sections M1402.1, M1403.1, M1412.1, and M1413.1. He added the ANCE standard was from Mexico and they withdrew as one of the sponsors to the standard. He noted the next change was to Section M1411.8 related to locking access port caps. He noted the change only requiring them for new and retrofit outdoor condensers as otherwise the section couldn't be enforced in jurisdictions as permits were not pulled for repairs.

Mr. Blalock reviewed the changes in Chapter 15. He noted the first change was to Section M1502.3 Duct terminations. He reviewed the change and the reasoning behind the proposed modification. He noted the next change was to Section M1502.4.2. Duct installation. He reviewed the change and the reasons behind it.

Mr. Blalock reviewed the changes in Chapter 16. He noted the first change was to Table 1601.1.1 Duct Construction Minimum Sheet Metal Thickness for single Dwelling Units. He explained it was a chart from the 2009 code that the committee felt should be in the current code as it helped contractors to know how to order from supply houses. He noted the next change was to Section M1601.4.1 Joints, seams and connections which added a 4th exception to the section and explained the reasoning behind the modification.

Mr. Blalock noted the next change was in Chapter 24. He reviewed the change to Section G2415.12 Minimum burial depth, which was set at 18 inches for frost depth.

Mr. Blalock reviewed the changes in Chapter 25. He noted the first change was in Section P2503.4 Building sewer test. He reviewed the change and reasoning behind it. There was some discussion to clarify the change was in relation to connections on the outside of the building. He stated the next change was to Section P2503.7 Water-supply system testing and explained the change and reasons behind it.

Mr. Blalock reviewed the changes to Chapter 26. He noted the first change was to Section P2603.2.1 Protection against physical damage. He explained the change and the reasoning behind it. He noted the next change was to Section P2603.4 Pipes through foundations walls. He

explained the change and the reasoning behind it. There was some discussion to clarify the change dealt with any pipes through walls and what was used to provide the arch so there was a specific standard to be utilized. He noted the final change to Section P2603.5.1 Sewer depth. He explained change and the reasoning behind the change.

Mr. Blalock reviewed the changes to Chapter 27. He noted the first change was to Section P2703.1 General. He noted the change was from the 2015 code modifications and initially the committee approved it to be carried forward. He noted the committee reviewed it a second time with the 2018 language and felt the 2018 language was better, so they voted to deny the form. He noted the next change was to Section P2705.1 General and noted the change added an item 9 for vanity countertops. He explained the reasoning behind the change. He noted the next change was to P2709.2 Lining required. He reviewed the changes to the section and the reason behind it. He noted the next change was to Section P2715.1 Laundry tray waste outlet. He explained the change was from 2009 adoption and the reason behind it.

Mr. Blalock reviewed the changes to Chapter 29. He noted the first change was to Section P2902.5.3 Lawn irrigation systems and explained they added a spill resistant vacuum breaker. He reviewed the reason behind the change. There was some discussion on the word "resistance" in the presentation, but that Mr. Blalock had used the term "resistant." Consensus at the end of the discussion was the word to be used should be "resistant." He noted the next change was to P2903.10 Hose bibb. He stated the change was made in 2009 adoption and the change deleted an exception. He stated initially the committee voted to carry the change forward, however, after further review at the August 12, 2009 meeting and the committee determined the change should be denied. He noted the next change was to Section P2904.1.1 Required sprinkler locations. He explained the change and the reason behind it. He noted the next change addressed Section P2906.4 Water service pipe. He reviewed the change and the reasons behind it. He noted final change was to Section P2906.9.1.4 PVC plastic pipe. He reviewed the change and the reasoning behind it.

Mr. Blalock reviewed the changes to Chapter 30. He noted the first change was to Section P3003.2 Prohibited joints. He explained the change was an exception for saddle-type fittings and the reasoning behind it. He noted the next change was to Section P3003.9.2 Solvent cementing. He reviewed the change and the reasoning behind it. He noted the next section modified was P3008.1 Sewage backflow. He noted the committee reviewed the change and approved it but reviewed it again at another meeting and determined the 2018 code language was fine and voted to deny the change.

Mr. Blalock reviewed the changes to standards in Chapter 44. He noted these changes went back to the items in Chapter 14. He added ANCE was a Mexico group and they had backed off as one of the sponsors of the standard. He noted the changes modified and removed the reference to ANCE. He noted the changes reflected what was in the 2021 code. He added the submitter was someone from the ASHRAE organization. There were no questions for Mr. Blalock at the end of the presentation. Chairman Williamson noted the committee did a great job.

Discussion and possible action to approve the RFGMP presentation to begin writing draft rules

Mr. Williamson asked Mr. Pope if he saw any problems with any of the presented items. Mr. Pope replied he didn't.

MR. DONNY WILLIAMSON MADE A MOTION WITH A SECOND BY MR. LONNIE SHACKELFORD TO ACCEPT THE RESIDENTIAL FUEL GAS, MECHANICAL AND PLUMBING COMMITTEE PRESENTATION TO WRITE DRAFT RULES

VOTING AYE: Stephanie Cliff
Daniel Favata
Danny Hancock
Mitchell Hort
Kyle Lombardo
Lonnie Shackelford
Scott Tucker
Cary Williamson
Donny Williamson

VOTING NAY: None

ABSTAIN: None

ABSENT: Wayne Allen
Paul Gunderson
Dee Hays

NEW BUSINESS

There was no new business.

PUBLIC COMMENT

There were no public comments.

ADJOURNMENT: (1:39 P.M.)

MR. DANNY HANCOCK MADE A MOTION WITH A SECOND BY MR. DONNY WILLIAMSON TO ADJOURN

VOTING AYE: Stephanie Cliff
Daniel Favata
Danny Hancock
Mitchell Hort
Kyle Lombardo
Lonnie Shackelford
Scott Tucker
Cary Williamson
Donny Williamson

VOTING NAY: None

ABSTAIN: None

ABSENT: Wayne Allan
Paul Gunderson
Dee Hays

Minutes approved in the regular meeting on the 21 day of September 2021

CARY WILLIAMSON
Cary Williamson, Chairman
Oklahoma Uniform Building Code Commission

PREPARED BY: KATHY HEHNLY
Kathy Hehnly, Executive Assistant
Oklahoma Uniform Building Code Commission

Official Copy: Original with signatures in office file