**REGULAR MEETING**

**Thursday, December 17, 2020**

**Video Conference Call**

**10:30 am-12:30 pm**

**MEETING MINUTES**

|  |  |  |  |
| --- | --- | --- | --- |
| **Members Present** | **Board Members Not Present** | **DCRA Staff Present** | **Other Persons Present** |
| Danielle Gurkin, Chair |  | Mamei Willie-Bonglo | Martin Koch, DOEE |
| Marc Fetterman, Vice Chair |  |  |  |
| Chris Bailey |  |  |  |
| Matthew Borger |  |  |  |
| Michael Brown |  |  |  |
| Joel Causey |  |  |  |
| Kellie Farster |  |  |  |
| Casey Studhalter |  |  |  |
| Garret Whitescarver |  |  |  |
| Jason Wright |  |  |  |

**1. Preliminary Matters**

**i. Call to Order and Roll Call**

The meeting was called to order by Danielle Gurkin, Board Chair, at 10:33am. Roll call of board members and other persons present was initiated by Board Chair Danielle Gurkin. All members and other persons present participated via WebEx videoconference due to the ongoing public health emergency and the related Mayor’s Orders and legislation (e.g., “COVID-19 Response Emergency Amendment Act of 2020”).

**ii. Adoption of Meeting Agenda**

Danielle Gurkin presented the meeting agenda for the Board’s approval. A motion to adopt the meeting agenda was made by Jason Wright and seconded by Garret Whitescarver. Without any objections, the agenda was adopted.

**iii. Review and Adoption of Minutes of November 19, 2020 Regular Meeting**

Danielle Gurkin presented the meeting minutes from the November 19, 2020 Board Meeting for the Board’s approval. The meeting minutes were approved unanimously upon motion made by Joel Causey and seconded by Garret Whitescarver.

**2. Legislative/ Rulemaking Status Report**

Danielle Gurkin provided the following updates:

Approval Resolution for Portable Fire Extinguishers- This is currently with the DC Council for the 45-day review period. The 45-day review period only counts while Council is in session and will expire on January 5, 2021. After the 45-day period expires, Danielle Gurkin will publish a Notice of Final Rulemaking.  In the meantime, the second emergency rulemaking is in effect until January 23, 2021.

Approval Resolution for Flood Hazard Rules- This is currently with the DC Council for the 45-day review period, which expires on January 5, 2021. After the 45-day period expires, Danielle Gurkin will publish a Notice of Final Rulemaking.  In the meantime, the second emergency rulemaking became effective on December 10, 2020, and will expire on April 9, 2021. This rulemaking will become final well before the second emergency rulemaking is set to expire.

Notice of Proposed Rulemaking Amending the 2017 Construction Codes- This was published in the *DC Register* on October 23, 2020; the 30-day comment period expired on November 22, 2020.  On November 20, 2020, a comment was received from Bradford White Corporation, which was circulated to all members of the Board. It relates to the Energy Conservation Code Supplement of 2017 – Residential Provisions, Chapter 4, Residential Energy Efficiency, Table R405.5. The Residential & Energy-Residential TAG Chair, Michael Brown, is currently reviewing it. Michael Brown mentioned the complexities involved with this comment, which arose following the adoption of model codes for that chart. Michael Brown indicated that the Residential & Energy TAG would need at least 60 days to conduct a thorough review. No formal action was taken on this matter during the meeting. Danielle Gurkin suggested separating and extracting this specific part out of the rulemaking, the rest of which did not receive any comments, and moving forward with the rest of rulemaking. The next step will be to obtain legal sufficiency and a fiscal impact statement on the Approval Resolution, then send to the DC Council for the 45-day review period.

No Status Change to the Following: CCCB Meeting Notice Requirement in 1 DCMR 6; Harmonization of DC Code with 2017 DC Construction Codes; Conforming 14 DCMR to Property Maintenance Code.

**3. Next Code Development Cycle (2023 DC Construction Codes)**

**i. Discuss Materials Needed by CCCB and TAG Members for Next Code Cycle**

DCRA has purchased 15 all-access digital licenses from the ICC. Danielle Gurkin sent an email to all board members on December 10, 2020, with login instructions. Each license includes all of ICC’s digital products in one place, including code commentaries, links to various standards, significant change documents, revision history and code interpretations.  All functions are included such as cut, paste, copy, annotate, print, etc.  As new content is added, the library will be automatically updated.

Additional materials will be purchased according to requests made by individual TAGs and when codes become available for purchase. At this time, it is understood that the 2021 International Existing Building Code will be added by the end of 2020, while the International Energy Conservation Code and the International Residential Code will be out by the end of January 2021. Garret Whitescarver commended Danielle Gurkin for securing these materials, which also include an abundance of useful historic content. Joel Causey also expressed gratitude for access to the trove of materials.

**ii. Publication of Notice of CCCB Meetings for 2021**

Danielle Gurkin presented onscreen the schedule Notice of 2021 Public Meetings, which will be published in the *DC Register*. For the foreseeable future, board meetings will continue virtually, until safe to return to in-person format.

**4. Introduction of New Code Change Proposal(s)**

A new code change proposal, BC-S-16-1-17, was introduced by Kellie Farster, which involves Minimum Uniformly Distributed Live Loads. In the District, the snow load is raised arbitrarily to 30psf above what the IBC calls for. During the last code development cycle, the Structural and Special Inspections TAG decided to increase roof load to match the snow load psf, since both are used in the same live load combinations. However, there is a provision in the code which specifies that if a roof live load is above 20psf, it must be treated like a floor live load, and are then added together. This new proposal would reverse the previous modification to the model code. Marc Fetterman asked whether the amendment would simply be deleted. Marc Fetterman indicated that in the past, the Board would delete the amendment when reverting to the model code, thereby eliminating it from the *DC Register*. This matter will be voted on at the next Board meeting.

**5. Administrative & Other Matters**

1. **Board Approval of TAG Members**

Joel Causey announced that he has been elected to an ANC and because of the time commitment anticipated, will be stepping down as chair of the Elevator TAG. However, he indicated that he would like to remain as a voting member of the TAG and the Board. Danielle Gurkin congratulated Joel Causey on his ANC victory, and will speak to Marc Fetterman separately to assess his willingness to chair the Elevator TAG. Marc Fetterman indicated that he would accept the responsibility and welcomed assistance from other board members. Garret Whitescarver offered to assist with the Elevator TAG. Garret Whitescarver and Marc Fetterman agreed to discuss after the meeting who would be responsible for chairing this TAG.

TAG Chairs presented additional voting member-candidates as listed below. Motions to approve were made, duly seconded and approved unanimously. Other information on several TAGs is also included.

**Electrical**- Garret Whitescarver, Chair

Additional members: Michel Mba, Yebila “David” Njafuh

Marc Fetterman suggested the inclusion of private sector members, since the entire Electrical TAG is currently comprised of all government (agency) employees. Joel Causey asked whether TAG members have to reside in the District, and Marc Fetterman and Garret Whitescarver advised that they do not.

**Existing Buildings**- Chris Bailey, Chair

Additional members: Luke Lanciano, Michael Brown

Danielle Gurkin reminded the Board that TAG meetings must also be posted at least 3 business prior to occurrence, in order to remain compliant with OpenDC requirements.

1. **Next CCCB Meeting- January 21, 2021**

**6. Comments by Board Members and Members of the Public**

Jason Wright commented that Ray Grill brought to his attention that an amendment to the building code previously voted on by the Fire and Life Safety TAG seems to have never been brought to the Board’s attention. It concerns remoteness with exits, in high-rise buildings, under section 4 of the IBC. Jason Wright would like to revisit this matter at the next board meeting in January. Danielle Gurkin agreed and stated that the proposal will be introduced at the next meeting.

Martin Koch (DOEE) asked whether DCRA could provide representation on the Flood Hazard TAG. Chris Bailey offered to serve.

Kellie Farster asked about the intimation during the November board meeting that a staff member from DCRA would be applying for membership on the Structural and Special Inspections TAG. Chris Bailey confirmed that the individual in question will be submitting an application.

Danielle Gurkin concluded the meeting by thanking the board for their collaboration and efforts over the last six months (when her tenure began) and wished everyone a happy holiday and New Year.

**7. Adjournment**

The meeting adjourned at 11:02am.

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at [opengovoffice@dc.gov](mailto:opengovoffice@dc.gov).