

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 JANUARY 15, 2019 – 1:30 P.M.

COMMISSION MEMBERS PRESENT:

Amber Armstrong, Ross Barrick, David Hall, Danny Hancock, Chris Henderson, Rick Lueb, Curtis McCarty, Joe McKenzie, Robert Soder, David Timberlake and Cary Williamson

COMMISSION MEMBERS ABSENT:

None

OTHERS PRESENT:

Billy Pope (OUBCC Staff), Kathy Hehnly (OUBCC Staff), Lindsay Heinrichs (OUBCC Staff), Bryan Neal (Attorney General's Office), Mike Ervin (Oklahoma Capitol Strategies), LaTisha Edwards (Office of Management and Enterprise Services "OMES" – Agency Business Services "ABS"), Michael Maenner (IBTS), Larry Horst, Dave Easley (EPCO Mechanical), Victor Self (OK Department of Labor), Kenny Whitson (Plumbers Training Center), and Sean Hutson (Simpson Strong Tie)

CALL TO ORDER:

Mr. David Timberlake called the regular meeting of the Oklahoma Uniform Building Code Commission to order at 1:30 p.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 1:30 p.m. on this 15th day of January, 2019, 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, six hundred seventy-eight (678) people have filed a written request for notice of meetings of this public body."

REPORTS:

CEO Report:

Mr. Pope reviewed his report. He noted OMES was working on some issues before the revamp of the OUBCC website could take place. He added Rose Rock was in the process of working on the FY17 and FY18 audits. He noted staff was still working with OMES Real Estate and Leasing

office to secure new office space. He stated Mr. Timberlake had viewed the proposed space. Mr. Pope and the Commission discussed the next steps to go through for securing the new space; the location of the proposed new space; and that there were other state agencies located in the building for the proposed space.

Financial Report:

Ms. LaTisha Edwards with OMES ABS greeted the Commission. She reviewed each of the reports for the month ending December 31, 2018. She noted the Commission was running under budget for the year in both the administrative and the IT budgets. Ms. Edwards, Mr. Pope and some of the Commissioners discussed the reason for the leasing of a vehicle from State Motor Pool; the fees paid under an account code "Offices of Lawyers" were for any legal related expenditures and the fees paid were for the agency's monthly Attorney General representation; and the reason that one of the outstanding encumbrances looked identical, was because it was one purchase order with two different lines.

Electrical Technical Committee Report:

Mr. Barrick noted the committee met last Wednesday. He stated the committee had acted on every staff, committee, and public comment form submitted. He added the committee was through Chapter 8 and the assignment for next month's meeting was Chapter 9 and the Appendix. He noted they would be looking at any TIA's (Temporary Interim Agreements) which were when something was found that needed to be in the code but hadn't gone through a hearing, but had been reviewed by the code making panel. He added he would be checking to see if there had been any errata that needed to be addressed as well.

Strategic Plan Committee Report:

Mr. David Hall stated the committee had a working draft of a very streamlined strategic plan. He noted they went through what was still relevant from the last plan and had made changes. He added they hoped to have a document for the Commission's review before the next meeting.

ACTION AND DISCUSSION ITEMS:

Discussion and possible approval of the November 13, 2018 regular meeting minutes

Mr. Timberlake noted this was item "D" in the commission books. He asked if there were any additions or corrections and if not, would entertain a motion to approve.

MR. DANNY HANCOCK MADE A MOTION WITH A SECOND BY MR. CURTIS MCCARTY TO APPROVE THE NOVEMBER 13, 2018 MINUTES

VOTING AYE: Ross Barrick
 David Hall
 Danny Hancock
 Chris Henderson
 Rick Lueb
 Curtis McCarty
 Joe McKenzie
 Cary Williamson
 David Timberlake

VOTING NAY: None

ABSTAIN: Amber Armstrong
Robert Soder

ABSENT: None

Discussion and possible action to approve a slate of volunteers for the Building, Existing Building, and Fire Committee (BEBF Committee)

Mr. Curtis McCarty noted the item was behind tab "F." He stated the list of positions was approved at a meeting a few months ago, and this action was to review the volunteer applications for the approved list of positions. He added twenty applications (20) were received, but there were some open spots. He stated the committee was missing contractors. He noted Mr. Hacman was listed on the slate page as a large contractor, but after reviewing his application further, he really wasn't a large contractor. He added Mr. Hacman had been plugged in the position as no other contractors has applied. Mr. McCarty suggested his application be pulled. He added the Commission needed to solicit for more contractors. He noted there were three code official applications and all three had been placed in committee positions. He noted the Commission had received several fire inspector applications and he felt the fire inspector position was as important as a regular code official. He recommended an alternate position should be added for the fire inspector. He suggested Mr. John Taylor from Yukon be placed in that position.

Ms. Armstrong proposed placing Mr. Hacman in as the alternate contractor until a contractor application was received. Mr. McCarty agreed that was a good recommendation. There was further discussion on placing Mr. Hacman in that position and what steps staff had taken to reach out to private statewide associations to fill that position on the committee.

MR. CURTIS MCCARTY MADE A MOTION WITH A SECOND BY MR. CHRIS HENDERSON TO ACCEPT THE SLATE OF VOLUNTEERS FOR THE BEBF COMMITTEE WITH THE EXCEPTION THE LARGE AND SMALL OPEN CONTRACTORS POSITIONS; MOVING MR. RUBENS HACMAN TO THE ALTERNATE CONTRACTOR POSITION; ADDING A NEW ALTERNATE FIRE INSPECTOR POSTION; AND ADDING MR. JOHN TAYLOR TO THE NEW ALTERNATE POSITION

VOTING AYE: Amber Armstrong
Ross Barrick
David Hall
Danny Hancock
Chris Henderson
Rick Lueb
Curtis McCarty
Joe McKenzie
Robert Soder
Cary Williamson
David Timberlake

VOTING NAY: None

ABSTAIN: None

ABSENT: None

Discussion and possible action to approve a slate of volunteers for the Fuel Gas, Mechanical and Plumbing Committee (FGMP Committee)

Mr. McCarty noted these applications were under tab "G" would fill the slate of positions on the FGMP committee. He noted eleven applications were received. He pointed out the code official for the Oklahoma Department of Labor was the same as for the previous committee and would be on both committees. He noted the Committee was in need of an alternate architect or engineer. He recommended reaching out to the architects that applied to the BEBF committee to serve on this committee. Ms. Hehly stated she had already reached out to them and the architect listed on the slate had agreed to serve on the committee. Mr. McCarty noted the applications were behind the cover page. Mr. Chris Henderson stepped out of the meeting at 1:56 p.m.

MR. CURTIS MCCARTY MADE A MOTION WITH A SECOND BY MR. DAVID HALL TO ACCEPT THE SLATE OF VOLUNTEERS FOR THE FGMP COMMITTEE WITH THE ABSENCE OF AN ARCHITECT OR ENGINEER

VOTING AYE: Amber Armstrong
 Ross Barrick
 David Hall
 Danny Hancock
 Rick Lueb
 Curtis McCarty
 Joe McKenzie
 Robert Soder
 Cary Williamson
 David Timberlake

VOTING NAY: None

ABSTAIN: None

ABSENT: Chris Henderson

Mr. Henderson returned to the room at 1:59 p.m.

Discussion and possible action on employment, appointment, evaluation, promotion, demotion, disciplining, and compensation of the Chief Executive Officer

Mr. Timberlake proposed the Commission enter into an executive session and stated it would require a motion and vote. He asked if there was a motion and second.

MR. CARY WILLIAMSON MADE A MOTION WITH A SECOND BY MR DANNY HANCOCK TO CONVENE IN AN EXECUTIVE SESSION

Ms. Armstrong noted there were a number of people in the audience that were not normally there and asked if they should invite public comment before adjourning to the executive session so they wouldn't have to wait through the executive session to address the Commission. Mr. Pope added he would like to give Mr. Ervin a chance as well to address the Commission regarding any Legislative actions.

MR. CARY WILLIAMSON WITHDREW HIS MOTION TO CONVENE INTO AN EXECUTIVE SESSION WITH A SECOND BY MR. DANNY HANCOCK

NEW BUSINESS:

There was no new business.

PUBLIC COMMENTS:

Mr. Timberlake asked if anyone had any public comments. None of the attendees in the audience addressed the Commission. Mr. Pope invited Mr. Mike Ervin, the Commission's Legislative Liaison to speak to the Commission. Mr. Ervin with Oklahoma Capitol Strategies addressed the Commission. He noted the new Governor and the new statewide Legislators were sworn into office the previous day. He added the bill filing deadline was Thursday, January 17, 2019 at 4:00 p.m. and expected there to be about 2,500 to 3,000 bills filed. He reviewed some of the issues he thought would be addressed during the session, including occupational licensing reform, the Governor appointing all agency heads, and consolidation. He noted HB 1032 entitled "Building Codes Reform Act" had been filed, but was a shell bill with no language in it. He added he would be meeting with the author, Representative Ryan Martinez, soon to discuss where the author wanted to go with the bill and what the impetus of the bill was. He stated he would get a report out to the Commission once the bill filing deadline was passed and the bills had all been reviewed.

MR. CARY WILLIAMSON MADE A MOTION WITH A SECOND BY MR. DANNY HANCOCK TO CONVENE INTO AN EXECUTIVE SESSION AT 2:06 P.M.

VOTING AYE: Amber Armstrong
Ross Barrick
David Hall
Danny Hancock
Chris Henderson
Rick Lueb
Curtis McCarty
Joe McKenzie
Robert Soder
Cary Williamson
David Timberlake

VOTING NAY: None

ABSTAIN: None

ABSENT: None

MR. ROSS BARRICK MADE A MOTION WITH A SECOND BY MR. DANNY HANCOCK TO RETURN TO AN OPEN SESSION AT 3:17 P.M.

VOTING AYE: Amber Armstrong
Ross Barrick
David Hall
Danny Hancock
Chris Henderson

Rick Lueb
Curtis McCarty
Joe McKenzie
Robert Soder
Cary Williamson
David Timberlake

VOTING NAY: None

ABSTAIN: None

ABSENT: None

ADJOURNMENT: (3:17 P.M.)

MR. DAVID HALL MADE A MOTION WITH A SECOND BY MR. JOE MCKENZIE TO ADJOURN

VOTING AYE: Amber Armstrong
Ross Barrick
David Hall
Danny Hancock
Chris Henderson
Rick Lueb
Curtis McCarty
Joe McKenzie
Robert Soder
Cary Williamson
David Timberlake

VOTING NAY: None

ABSTAIN: None

ABSENT: None

Minutes approved in the regular meeting on the 19th day of March, 2019

DAVID TIMBERLAKE
David Timberlake, 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.