

Louisiana State Uniform Construction Code Council (LSUCCC)
October 12, 2010
10:00AM
8181 Independence Boulevard
Baton Rouge, Louisiana 70806
Meeting Minutes

The Chair welcomed all present and **called the meeting to order at 10:00 a.m.**

The Pledge of Allegiance was recited.

The Chair requested a roll call of the members which reflected the following:

Members Present: Mr. Barry; Mr. Boudreaux; Mr. Bourgeois; Mr. Brown; Mr. Byrd; Mr. Gadberry; Mr. J. Henderson; Mr. M. Henderson; Mr. Kothe; Ms. McKinney; Mr. Metcalf; Ms. Mire; Mr. Thibodeaux;

Members Absent: Mr. Courouveau; Mr. Gil; Mr. Holden; Mr. Lucky; Mr. Noel; Mr. Trosclair.

Excused absence: Mr. Courouveau; Mr. Gil; Mr. Holden; Mr. Lucky; Mr. Noel; Mr. Trosclair.

13 members present and 6 members absent constitute a Quorum.

A **motion** was made by Mr. Bourgeois to adopt the minutes from the September 14, 2010 LSUCCC meeting and received a second from Ms. McKinney. The chair requested a vote of the members present which reflected a vote of 13 yes and 0 no, and the **motion was adopted**.

A **motion** was made by Ms McKinney to conduct the next LSUCCC meeting in Baton Rouge on November 9, 2010, at 10:00AM and received a second from Mr. Metcalf. The Chair requested a vote of the members present which reflected a vote of 13 yes and 0 no, and the **motion was adopted**.

The Chair opened the floor for a Technical Codes Study and Advisory committee report from Ms. McKinney. The technical committee had not met since the previous month's meeting, but does have a meeting scheduled for 9 a.m., before the November 9, Regular Council meeting. They will be considering the review sub-committees for the 2011 NEC. Ms. McKinney requested an update from Michaels Wich, Building Official, South Central Planning and Development Commission, on the Wood Frame Construction Manual as it pertains to wall greater than 10 feet. A **motion** was made by Ms. McKinney to distribute through the Code Council contacts a clarification of the WFCM Sections 3.4.1.1.2 Stud Continuity as it pertains to wall heights exceeding 10 feet, and received a second from Mr. Bourgeois. The Chair requested a vote of the members present which reflected a vote of 13 yes and 0 no, and the **motion was adopted**. That concludes Ms. McKinney's report.

The Chair opened the floor for an Aid to Local Government and Grant Review committee report. Mr. Kothe stated that neither the chair or vice chair of the committee was present, however the committee has not met since the previous meeting. They do have a meeting scheduled for Wednesday, November 3, 2010, to further review the applications received for the second round of funding. **No action required**.

The Chair opened the floor for the review and discussion of the GOHSEP grant award revisions for Calcasieu Parish, Plaquemines Parish and South Central Planning and Development Commission. A **motion** was made by Mr. Barry to accept the GOHSEP grant award revision for Calcasieu Parish and received a second from Ms. McKinney. The Chair requested a vote of the members present which reflected a vote of 12 yes and 0 no, and a recusal from Mr. Thibodeaux, and the **motion was adopted**.

A **motion** was made by Mr. Byrd to accept the GOHSEP grant award revision as amended for Plaquemines Parish and received a second from Mr. Gadberry. The Chair requested a vote of the members present which reflected a vote of 12 yes and 0 no, and a recusal from Mr. Metcalf, and the **motion was adopted**.

A **motion** was made by Mr. Mike Henderson to accept the GOHSEP grant award revision for South Central Planning and Development Commission Parish and received a second from Mr. Metcalf. The Chair requested a vote of the members present which reflected a vote of 13 yes and 0 no, and a recusal Mr. Thibodeaux, and the **motion was adopted**.

The Chair opened the floor for a status report of the 2009 I Codes adoption process. Mr. Quidd stated that the original set of rules is still waiting for oversight in the House and Senate committees; it is likely there will be no oversight from the committees which means the permanent rule may be published November 20, 2010, with an effective date of January 1, 2011. Furthermore, the amendments proposed after the original rule were delivered to the Capitol yesterday and will be published in the October 20, Register, and will go through the normal promulgation process, there is a plan to publish an emergency rule to ensure that there is no gap with the promulgation process, beginning January 1, 2010. There was some discussion on the floor about what determines what code should be followed based on when permits are issued. In accordance with RS 40: 1730.33 Buildings must be inspected in accordance with the codes in effect for the locality on the date of the issuance of the original permit, with some exceptions. The Council requested that this information be dispensed to those affected as soon as the permanent rule is published so that those affected will have an opportunity to plan accordingly. **No action required.** A **motion** was made by Ms. McKinney to send out to the 2009 I code adoption and the proposed amendments to the notification list, Police Jury Association, BOAL and LMA as well as publish on the Council website, and received a second from Mr. Bourgeois. The Chair requested a vote of the members present which reflected a vote of 13 yes and 0 no, and the **motion was adopted**.

The Chair opened the floor for an update on the status of the formal proceeding against Karen Dillard, and Delvin Portier. The attorneys on the original cases had a telephone status conference the on October 6, 2010. The Administrative Law Judge in the Dillard case did not set a hearing date. The Administrative Law Judge in the Portier case set a hearing for February 11, 2011, at 9 a.m.. It is Mr. Quidd understands that the counsel for Dillard and Portier will request a stay on the newest proceeding and is seeking a temporary restraining order. The hearings for the newest complaints are still scheduled for November 10, 2010. The Office of Legal Affairs will be sending a second attorney to advise the Council as Mr. Quidd will act as the prosecutor in these proceedings. **No action needed.**

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With no other items on the agenda, and no motion to accept other business. A **motion** was made by Ms. McKinney to adjourn and with no objection the meeting was adjourned at 10:53 a.m..

END OF MINUTES