## Agenda Item#

## PALM BEACH COUNTY

## **BOARD OF COUNTY COMMISSIONERS**

### BOARD APPOINTMENT SUMMARY

Meeting Date:	June 23, 2015
Department:	Planning, Zoning & Building Department
Submitted By:	Building Division
Advisory Board Name:	Building Code Advisory Board

## I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Appointment of one member to the Building Code Advisory Board.

Appoint one new member:AppointSeatDavid Erik Chase12Registered Architect

Nominated ByTermAmerican Institute of6/23/2015-6/30/2017Architects (AIA) Palm Beach

**Summary:** The Building Code Advisory Board was established by a Special Act of the Florida Legislature in 1974, and amended in 2001. The term of office for Board members is three years with no limit to the number of terms a member may serve. The Palm Beach Chapter of the American Institute of Architects (AIA) has nominated David Erik Chase, who will complete the term through 6/30/2017, of the resigned Howarth Lewis. The Board is comprised of sixteen members: seven Building Officials, one from each commission election district appointed from nominees submitted by the Building Officials Association of Palm Beach County; seven members appointed from nominees submitted by the Construction Industry Management Council of Palm Beach County; one registered architect appointed from nominees submitted by the Palm Beach Chapter of the American Institute of Architects; and one professional engineer appointed from nominees submitted by the Palm Beach Chapter of the Florida Engineering Society. <u>Countywide</u> (SF)

**Background and Justification:** The Building Code Advisory Board is authorized to advise local governments regarding adoption of administrative or technical amendments to the Florida Building Code based on local conditions. Advise local governments how construction code enforcement can be improved and standardized. Advise local governments on evaluation of new and innovative materials, products, systems, or methods of construction for compliance with the Florida Building Code, and any amendments or revisions thereto. Act as the countywide compliance review board pursuant to Section 553.73(4)(b)7, Florida Statutes, notwithstanding the requirements contained therein to establish such review board by interlocal agreement. The Board shall have the authority to evaluate new or existing products or systems in accordance with Section 553.842, Florida Statutes, and the Florida Building Commission's rules adopted thereunder. Recommendations and compliance reports of the Board concerning new and existing products or systems shall be advisory in nature for the municipalities within Palm Beach County, and shall not form the basis of a local or statewide approval pursuant to Section 553.842, Florida Statutes.

This advisory committee membership has 16 seats, 12 currently filled and 4 vacancies, and a diversity count of White: 12 (100.00%). The gender ratio (male: female) is 12:0.

#### Attachments:

- 1. Boards/Committees Application for David Erik Chase
- 2. Resume for David Erik Chase
- 3. Special Act
- Nomination Correspondence from The Palm Beach Chapter of the American Institute of Architects (AIA)
   Current Membership listing from the Boards & Commissions Directory

**Recommended By: Department Director** Legal Sufficiency: **Assistant County Attorney** 

## **II. REVIEW COMMENTS**

## A. Other Department Review:

**Department Director** 

Date

REVISED 06/92 ADM FORM 03 (THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

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## PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS BOARDS/COMMITTEES APPLICATION

The information provided on this form will be used in considering your nomination. Please COMPLETE SECTION II IN FULL. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.

Section	I	(Department):	(F	lease	Print)
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Board Name: Building	Code Advisory Board		Advisory [ X ] Not Advisory [ ]
[X] At Large Appo	intment	or []Dis	strict Appointment /District #:
Term of Appointment:	<u>3 years</u> Years.	From: 62320	15 To: 630/2017
Seat Requirement:		•	Seat #: 12
*Reappointment	or	[] New Appoin	tment
or $[\mathbf{X}]$ to complete the Completion of term to expire	e term of <u>HOWa/Hh</u> e on: <u>430/20</u>	Lewis Due to: []	[] resignation [] other
*When a person is being co term shall be considered by	nsidered for reappointment, the Board of County Comm	the number of previous dis issioners:	closed voting conflicts during the previous
Section II (Applicant): (Plo APPLICANT, UNLESS EX	ease Print) EMPTED, MUST BE A COU	NTY RESIDENT	
Name: CH	ASE J	DAVID	ERIK
Occupation/Affiliation:	ARCHITECT CHASE AERTE	→ Palm Beach, 1	AIA (AFfiliation)
	Owner [	Employee [ ]	Officer [ ]
<b>Business Name:</b>	CHASE A+EP		
<b>Business Address:</b>	403 5. Sapodi	la Ave, Ste. #	604
City & State	West Palmi Bea	ch FL Zip Co	ode: <u>33401</u>
	1	I T	,
<b>Residence</b> Address:	sAme/		
City & State		Zip Co	ode:
Home Phone:	<del>}</del>	Business Phone:	
Cell Phone: (60	9 577-0304	Fax: <b>56</b>	1) - 514 - 3549
Email Address:	chase @ chas		
Mailing Address Preference:	[VBusiness [] Residence	·	
Have you ever been convicted If Yes, state the court, nature	d of a felony: Yes of offense, disposition of case	Noand date:	
Minority Identification Cod [] Native-American		[] Female [] Asian-American [	] African-American [YCaucasian
Page 1 of 2			

## Section II Continued:

**CONTRACTUAL RELATIONSHIPS:** Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

Contract/Transaction No.	Department/Division	<b>Description of Services</b>	Term
Example: (R#XX-XX/PO XX)	Parks & Recreation	General Maintenance	<u>10/01/00-09/30/2100</u>
	•		Weight ARE REFERENCE
	(Attach Additional She	eet(s), if necessary)	
NONE	ф <sup>°</sup>	NOT APPLICABLE/	

ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment. Article XIII, and the training requirement can be found on the web at: <u>http://www.palmbeachcountvethics.com/training.htm</u>. Ethics training is on-going, and pursuant to PPM CW-P-80 is required before appointment, and upon reappointment.

By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

By watching the training program on the By attending a live presentation given on	Web, DVD or VHS on 5/19 20 15 (updated)	ų)
AND		1
By signing below I acknowledge that I have read, un Amendment & State of Florida Code of Ethics:	derstand and agree to abide by the Guide to the Sunshin	e
*Applicant's Signature:	Name: DAVIO ERIK CHAB Bate: 5/19 /2015	•
Any questions and/or concerns regarding Article XIII, the Palm Bea website <u>www.palmbeachcountyethics.com</u> or contact us via email at	ach County Code of Ethics, please visit the Commission on Ethics t <u>ethics@palmbeachcountyethics.com</u> or (561) 233-0724.	
Return this Amanda Myer, Palm Beach Co 2300 North Jog Road, West	ounty PZB, Building Division	
Section III (Commissioner, if applicable): Appointment to be made at BCC Meeting on:		
Commissioner's Signature:	Date:	
Pursuant to Florida's Public Records Law, this document may be reviewed and photo	peopied by members of the public. Revised 01/14/2014	

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## **CURRICULUM VITAE**



David E. Chase, AIA, NCARB, LEED<sup>®</sup>GA West Palm Beach, Florida 33401

Mr. Chase is an Architect and an experienced construction forensic expert witness, mediator, and arbitrator. With over 50 past and present case assignments on the East Coast, he was the former long-term President and CEO of one of the largest architectural firms in the USA. He received his Masters at Columbia University. During the course of his 50 year career, Mr. Chase has personally been responsible for approximately \$1 billion of constructed projects, as designer, interior designer, specifier, project manager, architect-of-record and/or principal-in-charge.

Currently practicing architecture in Florida, Mr. Chase is licensed in 20 states. He has extensive experience in educational, stadium, criminal justice, housing (senior, assisted living, public, multi-family and single detached), health care, commercial, hospitality and retail projects. He has negotiated, authored and administrated design-bid-build, design-build, construction manager-at-risk, fast-track, fixed price, bridging, sole source and private/government contracts.

Based on this foundation of design, technical and practical building experience, Mr. Chase has served as an expert witness in forensic construction assignments for plaintiffs and defendants in a variety of matters including ADA Accessibility Guidelines, insurance issues, standard of care, schedule delay, construction defects, contract disputes, water leakage & water intrusion, mold, betterment, errors and omissions together with a specialty in Florida 718 Statutes for condominiums, regarding Converter and Statutory Reserves. In addition, he has mediated assignments in foreclosure matters and arbitrated warranty and construction claims.

## PROFESSIONAL LICENSURE

Connecticut (#AR-09188) 1998 – Present District of Columbia (#6333) 1998 – Present Florida (#AR-0006383) 1974 – Present Georgia (#2476) 1997 – Present Kansas (#4365) 1998 – Present Louisiana (#5488) 2000 – Present Maryland (#11060) 1998 – Present Massachusetts (#10116) 1998 – Present Missouri (#5113) 1985 – Present Nebraska (#A-1989) 1999 – Present New Hampshire (#02695) 1999 – Present New Jersey (#AI-09126) 1997 – Present New York (#011032-1) 1971 – Present North Carolina (#8024) 1998 – Present Oklahoma (#A-4487) 2002 – Present Pennsylvania (#RA-008482-B) 1997-Present Rhode Island (#2449) 1998 – Present South Carolina (#5626) 1998 – Present Texas (#16173) 1998 – Present Virginia (#401011178) 1998 – Present

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#### **D.Chase**

#### **CURRENT PROFESSIONAL CERTIFICATIONS**

National Council of Architectural Registration Boards (#10970) 1972 ADR, Neutral, American Arbitration Association, Construction Division 2006 East Coast Mediation Panel, American Arbitration Association 2011 Foreclosure Mediator, American Arbitration Association 2011 Arbitrator, CDRS, Construction Dispute Resolution Services 2011 Dispute Review Board, CDRS,Construction Dispute Resolution Services 2011 Florida Supreme Court Certified Circuit Civil Mediator- (#24971CR) 2010 Florida Supreme Court Qualified Arbitrator- (#24971CR) 2011 Residential Mortgage Foreclosure Mediator, Florida Supreme Court 2010 LEED® Green Associate, USGBC, Green Building Certification Institute Accreditation 2010 CPM Scheduling, Oracle Primavera SureTrak 3.0 2010

### **CURRENT PROFESSIONAL ORGANIZATIONS**

American Institute of Architects, National Organization American Institute of Architects, Florida State Director-2015 - Advocacy Committee Member American Institute of Architects, Palm Beach Chapter, 2014-John L. Stetson Honor Award Recipient ASTM-EO6-Committee-Performance of Buildings-Voting Member {E06.55-sub -Performance of Building Enclosures} AAMA-American Architectural Manufacturers Association US Green Building Council, National Organization US Green Building Council, Treasure Coast Florida Chapter Collins Center for Public Policy, Florida, Foreclosure Mediator Palm Beach Bar Association, Foreclosure Mediator Hillsborough Bar Association, Foreclosure Mediator International Code Council, National Organization Construction Dispute Resolution Services, National Panel of Construction Specialists (CDRS) Construction Dispute Resolution Services, National Green Panel (CDRS) Preservation Foundation of Palm Beach

#### PUBLIC SERVICE

Member / Chair, Facilities Committee, Beaufort County School Board, Beaufort, South Carolina, Past Member / Chair, Design Committee, Commission on Restoration of New York State Capitol, Past Member / Chair, Onondaga County Stadium Commission, Syracuse, New York, Past Member, Onondaga County Solid Waste Authority, Syracuse, New York, Past Member, Palm Beach Community College Career Consultant Network, Ft. Lauderdale Florida, Present

## EDUCATION AND TRAINING

Syracuse University, Syracuse, New York (Bachelor of Science, Architecture 1964) Ecole'des Beaux Arts, France (Diploma, Architecture Design 1966) Columbia University, New York, New York (Master of Science, Architecture 1969) Florida Supreme Court Certified Circuit Civil Mediator, 2010 Florida Supreme Court Qualified Arbitrator, 2010 Florida Supreme Court Advanced Arbitration Training, 2010 Florida Supreme Court Residential Mortgage Foreclosure Mediator, 2010 Green Building Certification Institute LEED Green Associate, USGBC, 2010 Oracle PRIMAVERA SureTrak 3.0c Training Certificate, Critical Path Method Scheduling Program, 2010 Construction Dispute Resolution Services, CDRS ,ADR Specialist Training, 2011 Continuing Education programs monthly, specialized focus on construction, codes and practice matters.

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### **EMPLOYMENT**

### 2004 - Present

## Chase A+EP, pc. Florida (AA26002271) Architect, (Expert Witness, Arbitrator & Mediator), President

Since forming Chase A+EP in 2004, Mr. Chase has served as an expert witness and consultant on over 50 case assignments, actively growing this firm in 2008, with a specialized professional expert witness and Alternative Dispute Resolution service for the construction field as an arbitrator and mediator.

## 2006 - 2009

## Song and Associates, Inc., Architects, West Palm Beach, Florida, Chief Financial Officer

Coming out of semi-retirement in 2006, Mr. Chase accepted a three year contract position with Song and Associates in West Palm Beach, Florida to become the firms' Chief Financial Officer. His role and responsibilities included managing the day-to-day operations of the Song firm and also acting as principalin-charge, interior design manager or architect-of-record on selected projects, including a new elementary school in Martin County and two elementary schools in Broward County. Expanding his expertise in sustainable design, these Broward schools (Heron Heights Elementary and Discovery Elementary) were designed with LEED Certification objectives. The Heron Heights school project utilized energy efficient transformers, where energy contributions to the facility could be monitored by the students and faculty, a photovoltaic roof system over the cafeteria and also on the roof of walkway canopies. The Discovery school project included a solar lighting design for the 127 car parking areas along with other building and environmentally friendly elements. Mr. Chase also served as architect-of-record during this period for the new \$100 million dollar West Palm Beach City Center (City Hall and Library) completed in 2009.

## 1997 - 2003

## Hillier International, Inc., Architects, Princeton, New Jersey, President & Chief Executive Officer

After acting for one year as President of the Scranton Regional office, Mr. Chase was promoted as the Chief Operating Officer in the Princeton, New Jersey corporate offices, responsible for the operational management of Hillier International through 1998. He was then elevated to President and Chief Executive Officer in 1999. During this seven year period, under his responsibility, the firm had 13 business units in seven geographic locations, a staff of 450 and annual revenues of ranging from \$70 to \$100 million dollars. Also, he acted as principal-in-charge of major educational projects in East Orange New Jersey, Niagara Falls, New York and Buffalo, New York as well as maintaining professional oversight and principal-in-charge of numerous Hillier architectural and interior design projects in New Jersey, Pennsylvania, Virginia, DC and Maryland.

## 1997

## The Hillier Group, Architects & Engineers, Regional Office, Scranton, PA, President

Mr. Chase joined The Hillier Group in Scranton, as its President to reorganize and manage the 1996 purchase of this regional architectural/engineering firm of approximately 60 persons by Hillier. He was responsible for merging the best practices, technical experience and clients of Hillier with the new Scranton regional office and his responsibilities included policy administration, project management, business development, marketing, human resources, training, recruitment, contracts, design oversight and long term business planning.

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#### **EMPLOYMENT**

#### 1992 - 1996

## L. Robert Kimball, Architects & Engineers, Syracuse , New York, Division Manager

As a business strategy of the merger of Chase Architectural Associates with L. Robert Kimball Architects and Engineers, headquartered in Ebensburg, Pennsylvania, this new Kimball Division in central New York was to become a service sector for health care, residential, educational and commercial projects in New Jersey, New York and Pennsylvania. Mr. Chase was designated as the Division Manager and responsible for the performance of the staff, negotiating all administering contracts, oversight as principal-in-charge of all division projects, project management, marketing, division administration and client maintenance. During this period, Mr. Chase designed and was responsible for technical development, assisted living facilities, K-12, public and multi-family housing projects.

#### 1972 - 1992

#### Chase Architectural Associates, P.C., Architects & Engineers, Syracuse, New York, President & Founder

After working as an architectural designer in various firms from 1964 to 1972, Mr. Chase opened his general architectural and engineering practice in Syracuse, New York. The Chase projects were located in the northeastern United States, representing approximately 500 clients in planning, interior design, transportation, corporate, health care, housing, education, and commercial projects. During this twenty year period the firm grew to about 50/60 people and operated branch offices in Suffern, New York and Cairo, Egypt. With significant expertise in particular market sectors, Chase's 450+ projects included the Wesley HealthCare Center, Saratoga Springs, New York; Groton Health Care Center, Groton New York; Van Duyn Home and Hospital, Syracuse, New York; Oneida Senior Citizen and Family Housing Project, Oneida, New York; Calocerinos & Spina Corporate Headquarters, Salina, New York; and the Central New York Transit Authority Headquarters and Garage Maintenance Facility, Syracuse, New York. The client list included numerous Public Housing Authorities, Public School Districts, Municipalities, Federal Agencies, and private organizations and developers.

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# HB 917, Second Engrossed

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	amending to Paim Beach County; amending
	chapter 90-445, Laws of Florida, as amended;
	providing for the uniform implementation,
-	source requirements pursuant to the Florida
8	Durining code, providing and amending
ç	definitions, providing for enforcement;
10	providing for repeat of conflicting laws;
11	providing for interpretation of codes and
12	for some defecting provisions relating to
13	appointments; providing for authority for
14	surfaining code amendments; providing for
15	amending provisions for product and system
16	evaluation, including application fees and
17	revocation and renewal of product and system
18	compliance; providing severability; providing
10	an effective date.
20	
20	Be It Enacted by the Legislature of the State of Florida:
21	
22	Section 1. Notwithstanding section 136 of chapter
23 24	2000-141, Laws of Florida, chapter 90-445, Laws of Florida, is
24 25	reenacted and amended to read:
25	Section 1. Purpose As provided in section 553.80(1),
20	Florida Statutes, each local government and each legally
27	constituted enforcement district with statutory authority
	shall regulate building construction and, where authorized in
29	the state agency's enabling legislation, each state agency
30	shall enforce the Florida Building Code, as revised or amended
31	by the state or applicable local government, required on all

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## HB 917, Second Engrossed

public or private buildings, structures, and facilities unless 1 such responsibility has been delegated to another unit of 2 government pursuant to section 553.79(9), Florida Statutes. 3 The purpose of this act is to provide for a system to advise 4 the Palm Beach County Board of County Commissioners and local 5 6 governments regarding the uniform implementation, interpretation, and enforcement of the Florida Building Code. 7 Authority. The board of county commissioners shall have the 8 power to adopt, for all municipalities and unincorporated 9 areas of Palm Beach County, more recent editions and revisions 10 of the Standard Building, Gas, Mechanical, and Plumbing Codes, 11 as promulgated by the Southern Building Code Congress 12 International, in addition to the National Electrical Code, as 13 promulgated by the National Fire Protection Association. 14 These codes shall be adopted by ordinance, based on the advice 15 of the Building-Code Advisory Board of Palm Beach County. 16 17 Section 2. Definitions .-- As used in this act: 18 "Amendment" means modified requirements to the (1) Florida Building Code model building codes which are adopted 19 by ordinance by any unit of local government pursuant to 20 21 section 553.73, Florida Statutes. 22 "Board" means the Building Code Advisory Board of (2)23 Palm Beach County, unless otherwise specified. 24 "Building official" means an individual charged (3) with the administration and enforcement of the Florida 25 Building Code several codes adopted pursuant to section 1, who 26 is a full-time employee of a municipality or the county, in 27 the respective election district in which the jurisdiction is 28 29 situated. 30 "Design professional" means an architect or (4) engineer so registered in the State of Florida. 31 2

# ENROLLED

# 2001 Legislature

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1 (5) "Florida Building Code" means the code adopted by
2 the Florida Building Commission pursuant to section
3 553.73(1)(a), Florida Statutes"Model codes" means the
4 Standard Building, Gas, Mechanical, and Plumbing Codes
5 published by the Southern Building Code Congress International
6 and the National Electrical Code published by the National
7 Fire Protection Association.
8 (6) "Revisions" means any modifications to the <u>Florida</u>
9 <u>Building Code model codes</u> as published by the <u>Florida Building</u>
10 <u>Commission</u> applicable code-promulgating organization.
11 (7) "Service system" means an electrical, gas,
12 mechanical, plumbing, or other system which provides service
13 to a building, structure, or facility and is regulated by the
14 model codes and any amendments or revisions thereto.
15 $(7)$ (8) "Unit of local government" means any one of the
16 municipal governing bodies in Palm Beach County or the Board
17 of County Commissioners of Palm Beach County.
18 Section 3. EnforcementEnforcement of the <u>Florida</u>
19 <u>Building Code model codes adopted pursuant to section 1</u> , and
20 any amendments or revisions thereto, shall be the
21 responsibility of each unit of local government. A unit of
22 local government may provide these services through an
23 interlocal agreement with the county or local government, as
24 provided by section 553.79(9), Florida Statutes law.
25 Section 4. Code enforcement personnel
26 qualificationsFor the purposes of permit review and
27 inspection, qualified plans examiners and inspectors, whose
28 competency shall be determined by each unit of local
29 government, shall be employed and charged with the
30 responsibility of enforcing this act.
31
3 CODING:Words stricken are deletions: words underlined

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## HB 917, Second Engrossed

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1 Section 5. Violations. No building, structure, or service system shall be erected or installed within Palm Beach 2 County in violation of the requirements of the model codes 3 4 adopted pursuant to section 1 or any amendments or revisions thereto, except that state buildings are exempt from 5 6 compliance with such model codes. 7 Section 4.6. Repeal of laws in conflict. -- Any laws, ordinances, or resolutions now in existence in the 8 unincorporated areas of Palm Beach County or in any 9 municipality in Palm Beach County in conflict with this act 10 are hereby repealed. 11 Section 7. Enactment of lower standards. -- No unit of 12 local government shall enact any law lowering the standards of 13 the model codes adopted pursuant to section 1. However, each 14 unit of local government may adopt ordinances providing 15 amendments to modify or improve the model codes, provided such 16 17 amendments are in compliance with s. 553.73, Florida Statutes. 18 Section 8: Code available .-- Each unit of local 19 government shall have available for public inspection in its principal office three copies of the model codes, together 20 with any amendments or revisions thereto. Amendments must be 21 22 printed or otherwise suitably duplicated, and copies shall be available for sale at reasonable cost to the public. 23 24 Section 5.9. Interpretations.--In the event of a dispute in the interpretation of the provisions of the Florida 25 Building Code model codes, or any amendments or revisions 26 27 thereto, a building official, plans examiner, inspector, builder, contractor, owner, architect, or engineer may ask for 28 an opinion from the board's Code Interpretation Committee. The 29 Code Interpretation Committee shall be comprised of each of 30 the building official members of the board. The request for 31

## HB 917, Second Engrossed

1 interpretation must come by agreement of Both parties to the dispute must agree to seeking the advisory interpretation from 2 the board. Said procedure opinion may be conducted by 3 4 telephone or other electronic means. A simple majority of the 5 committee shall sustain an interpretation. Each building official member of the committee shall maintain a written 6 record of the date and parties to the dispute. The 7 8 interpretation shall not be binding upon the parties to the 9 dispute.

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Section 6.10. Appointments .--

11 The Board of County Commissioners of Palm Beach (1) 12 County shall appoint the Building Code Advisory Board of Palm Beach County and supply it with a meeting place, office 13 supplies including stationery, legal counsel, technical staff, 14 mechanical recording of its meetings, written transcripts of 15 the minutes of its meetings, secretarial service, and storage 16 space for its records. The board shall have 16 members, 17 composed of 7 building officials, 1 from each commission 18 election district, appointed from nominees submitted by the 19 Building Official's Association of Palm Beach County; 7 20 21 members appointed from nominees submitted by the Construction Industry Management Council of Palm Beach County; 1 member who 22 shall be a registered architect appointed from nominees 23 submitted by the Palm Beach Chapter of the American Institute 24 25 of Architects; and 1 member who shall be a professional engineer appointed from nominees submitted by the Palm Beach 26 Chapter of the Florida Engineering Society. By January 1, 27 28 1991, the Board of County Commissioners of Palm Beach County shall appoint the four new members, two for 1-year terms and 29 two for 3-year terms. Thereafter, All appointments shall be 30 for a term of 3 years, and each member shall serve until his 31

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#### HB 917, Second Engrossed

or her successor is appointed. If a vacancy should occur 1 before a term has expired, the Board of County Commissioners 2 shall appoint a new member within 60 days to complete the 3 4 unexpired term. 5 (2) Members shall be required to attend all regular 6 and special meetings of the board. The chair chairman of the board shall notify the Board of County Commissioners when a 7 member accumulates three consecutive absences from the regular 8 9 meetings or when a member fails to attend 50 percent of all meetings of the board during any 12-month-period. On such 10 notification, the member shall be removed by the Board of 11 12 County Commissioners, and the Board of County Commissioners shall appoint a new member within 60 days to complete the 13 unexpired term. The board shall hold meetings open to the 14 public at least once in every calendar quarter, adopt rules 15 and procedures procedure, and elect a chair chairman and vice 16 chair chairman. A quorum of the board shall be 10 members, 17 with a concurring vote of <u>9</u> members required to approve any 18 19 action. 20 Section 7. Authority .--- The purpose of the advisory board is <u>authorized</u> to: 21 22 (1) Advise units of local governments regarding: 23 (a) Future editions of the model codes and subsequent recommendation to the board of county commissioners concerning 24 25 countywide adoption. 26 (b) Recommendations on the adoption of administrative 27 or technical amendments to the Florida Building Code model codes based on local conditions. 28 29 (2) (c) Advise local governments how construction code 30 enforcement can be improved and standardized. 31 6

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HB 917, Second Engrossed

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1	is the second governments now to prevent the
2	recurrence of disputes.
3	(4) (e) Advise local governments on evaluation of new
4	and innovative materials, products, systems, or methods of
5	construction for compliance with the Florida Building Code
6	model codes adopted pursuant to section 1, and any amendments
7	or revisions thereto.
8	(5) Act as the countywide compliance review board,
9	pursuant to section 553.73(4)(b)7., Florida Statutes,
10	notwithstanding the requirements contained therein to
11	establish such review board by interlocal agreement.
12	Section 8.11. Product and system evaluation
13	(1) The board shall have the authority to evaluate
14	ADMINISTRATION Palm Beach County and each unit of local
15	government within Palm Beach County shall have the option to
16	direct inquiries concerning new or existing products or
17	systems in accordance with section 553.842, Florida Statutes,
18	and the Florida Building Commission's rules adopted thereunder
19	to the board. The board shall act as a clearing house for new
20	or different products or systems, by evaluating them based on
21	the current model codes and any amendments or revisions, being
22	recommended for adoption by the board. The board is
23	authorized to may issue evaluation and compliance reports for
24	products and systems found to be in compliance, as provided by
25	policies established by the board. Recommendations and
26	compliance reports of the board concerning new and existing
27	products or systems shall be advisory in nature for the
28	municipalities within Palm Beach County and shall not form the
29	basis of a local or statewide approval pursuant to section
30	553.842, Florida Statutes.
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#### HB 917, Second Engrossed

1 (2) STANDARDS .--- The evaluation of new and innovative 2 materials, products, systems, or methods of construction shall 3 be based on the Florida Building Code model codes adopted 4 pursuant to section 1, and any amendments or revisions thereto. The types of construction, materials, systems, or 5 methods of design referred to in the Florida Building Code 6 7 model codes, and any amendments or revisions thereto, shall be considered standards of performance, quality, and strength. 8 New or different types of construction, materials, or methods 9 10 of design shall be at least equal to these standards for the 11 corresponding use intended. For the purposes of determining 12 compliance, the product's quality, strength, effectiveness, 13 fire resistance, durability, safety, and control of 14 installation shall be guides for consideration. 15 (3) The board is authorized to establish policies and 16 procedures necessary to conduct evaluation efforts, such as, but not limited to, applications, fees, renewals, and 17 18 revocations. APPLICATION PROCEDURE. -19 (a) Applications for evaluation and compliance 20 determination shall be made in accordance with the policy and procedures established by the board. If the application is 21 for a type of structure or system, the application shall be 22 23 accompanied by plans prepared by a design professional, 24 together with supporting engineering calculations supporting the design. Applications for components, materials, or 25 26 devices shall be accompanied by drawings, tests, and 27 calculations; prepared by an engineer registered in the State of Florida, or other proof supporting the design. 28 (b) The board may employ the use of consultants to 29 30 examine applications. A The consultant shall be a design 31 professional with specific qualifications in the particular 8

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HB 917, Second Engrossed

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1	that area of product or system analysis for which he or she is
2	employed.
3	(c) The board may establish policies and procedures
4	for the processing and review of requests for evaluation and
5	compliance, including programs designed to monitor
6	manufacturing, fabrication, or performance. The board or its
7	designee may require calculations, tests, or opinions from
8	design professionals, nationally recognized testing
9	laboratories, or approved quality and assurance programs.
10	(d) The data shall be analyzed and evaluated for
11	meeting the applicable performance standards. After receiving
12	an evaluation report, the board shall issue a written
13	recommendation on the appropriateness of the product or system
14	for use in Palm Beach County. All decisions or reports shall
15	be forwarded to:
16	1. The product control file.
17	2. The applicant.
18	3. The local building departments.
19	
20	The written recommendations of the board shall be advisory
21	only. It is the responsibility of each applicant, contractor,
22	or owner to submit individual permit applications for
23	construction or installation to the appropriate unit of local
24	government for specific approval or rejection.
25	(4) FEESA \$500 minimum initial application fee
26	shall be paid by the applicant at the time of filing. In
27	addition, the applicant shall be responsible for any cost the
28	board may incur. Resubmissions after unfavorable
29	recommendations shall not require an additional initial filing
30	fee unless final action had been taken by the board. However,
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ENROLLED

2001 Legislature HB 917, Second Engrossed 1 the applicant shall be required to pay any additional cost incurred by the board prior to final action. 2 (5) DISPOSITION OF FEES AND EXPENSES. -- All moneys 3 4 collected by the board shall be received, deposited, expended, 5 and accounted for pursuant to law. The expenses of the advisory board, consulting fees, testing fees, and all other 6 necessary and appropriate fees shall be paid by the board from 7 8 the moneys collected. 9 (6) DISAPPROVAL. -- Applications recommended for 10 disapproval, during any phase of the review process; shall be returned to the applicant in writing, stating the reasons for 11 12 the recommendation of disapproval. 13 (7) REVOCATION .---14 (a) At any time during the valid term of a compliance 15 report, the recommendation may be revoked and become null and void for any of the following reasons: 16 17 1. Nonconformance with the model codes adopted pursuant to section 1, and any amendments or revisions 18 thereto, or any subsequent updates to such standards which 19 20 occur after the date of acceptance. 21 2. Deviation from the design on which the 22 recommendation of acceptance was based, due to change, 23 omission, or substitution. 3. Use of the product, components, system, or method 24 25 not within the scope of the recommendation of acceptance. 26 4. Unsatisfactory performance when subjected to actual 27 conditions. 28 5. Appearance of intolerable effects such as, but not 29 limited to, toxicity when associated with other materials. (b) Notification of revocation shall be provided to 30 31 all persons having received the recommendation of acceptance. 10

HB 917, Second Engrossed 1 Revocations based on subparagraph (a)1. or subparagraph (a)2. 2 may be considered for reinstatement if the original applicant 3 submits: 4 1. Revised drawings, calculations, test reports, or 5 other information to the satisfaction of the board. 6 2. Payment of a \$50 review fee. 7 3. Payment of additional costs incurred by the board. 8 9 Submittals for revisions shall bear the revised date and shall 10 be processed as a new application. Revised reports recommended for approval shall be identified to indicate the 11 12 revised date; however, the submittal shall maintain the same 13 expiration date. 14 (8) RENEWAL. One year from the date of acceptance and 15 every year thereafter, or upon the adoption of new codes; 16 amendments, revisions, or standards, the board shall ask the 17 original applicant whether he desires the evaluation and 18 compliance report to be renewed. Failure of the applicant to 19 respond within 30 days shall cause the report or approval to be automatically canceled. An applicant desiring the report 20 21 or approval to be renewed shall submit a \$200 fee. The 22 applicant shall also be responsible for any additional cost 23 incurred by the board-prior to final-action. Section 2. If any provision of this act or the 24 25 application thereof to any person or circumstance is held 26 invalid, the invalidity shall not affect other provisions or 27 applications of the act which can be given effect without the invalid provision or application, and to this end the 28 29 provisions of this act are declared severable. 30 Section 3. This act shall take effect upon becoming a 31 law.

11

We can forward them to you to send to Mr. Chase, or if you are able to provide us with his email, we will send them to Mr. Chase directly.

Sincerely,



### Doug Wise

Building Division Director / Building Official Building Administration Planning, Zoning & Building 2300 N. Jog Road West Palm Beach, Florida 33411 p 561-233-5192 f 561-233-5020 <u>DWise@pbcqov.org</u>

From: AIA Palm Beach [mailto:director@aiapalmbeach.org]
Sent: Friday, May 15, 2015 9:53 AM
To: Vickie Day
Cc: Amanda Myer B.; Doug Wise B.; Richard Gathright
Subject: RE: AIA PBC Board Nomination

Amanda,

AIA Palm Beach would like to propose David E. Chase to be appointed to the board. Please find his resume included. Please let me know if there is anything further we need to do. Thank you so much for working with us.

Thank you, Becky

Becky Wilson Magdaleno, CAE 561-832-8223 AIA Palm Beach

From: Vickie Day [mailto:VDay@pbcgov.org]
Sent: Thursday, April 30, 2015 9:08 AM
To: AIA Palm Beach
Cc: Amanda Myer B.; Doug Wise B.; Richard Gathright
Subject: RE: AIA PBC Board Nomination

That is fine, we appreciate all your help.

I have copied Amanda Myer, as I am leaving my position and for the time being, Amanda will be assisting with the Board Appointments. She can be reached directly at 561-233-5306 or <u>amyer@pbcgov.org</u>

Thank you,

Vickie

3

From: AIA Palm Beach [mailto:director@aiapalmbeach.org]
Sent: Thursday, April 30, 2015 8:54 AM
To: Vickie Day
Cc: Amanda Myer B.; Doug Wise B.; Richard Gathright
Subject: RE: AIA PBC Board Nomination

Hi Vickie,

I apologize for the delay. We are working as quickly as possible to identify a nominee.

Thank you, Becky

From: Vickie Day [mailto:VDay@pbcgov.org]
Sent: Tuesday, April 28, 2015 3:08 PM
To: AIA Palm Beach
Cc: Amanda Myer B.; Doug Wise B.; Richard Gathright
Subject: RE: AIA PBC Board Nomination

Ms. Wilson,

Would you please send your nomination information to Amanda at AMyer@pbcgov.org

Thank you, Vickie

From: Vickie Day Sent: Thursday, April 02, 2015 9:08 AM To: AIA Palm Beach Subject: RE: AIA PBC Board Nomination

Good morning,

No certain date, I'd like to receive the nomination within a month if at all possible.

Have a great day, Vickie

From: AIA Palm Beach [mailto:director@aiapalmbeach.org] Sent: Thursday, April 02, 2015 9:03 AM To: Vickie Day Subject: RE: AIA PBC Board Nomination

Thank you, Vickie. Our board is meeting next week and we will discuss this. Is there a certain date that you need this information?

4

Thanks, Becky

### From: Vickie Day [mailto:VDay@pbcgov.org] Sent: Wednesday, April 01, 2015 4:54 PM To: director@aiapalmbeach.org Subject: AIA PBC Board Nomination

Hello Ms. Wilson,

As the Secretary to the Palm Beach County Building Code Advisory Board (BCAB), I am writing on behalf of the County Staff. We are requesting a nomination from your organization to replace Howarth Lewis who has unfortunately resigned from his seat on the Board. (Please see attached)

Pursuant to Palm Beach County Amendments, Section 108.1, the Construction Board of Adjustments & Appeals requires one <u>Architect</u> be nominated. Please send your nomination, confirm in writing, and kindly submit their name, address and phone number (both business and residence), and a brief resume detailing the individuals' background at your earliest convenience as the seat is vacant.

If you have any questions, please feel free to contact me.

Thank you, Vickie



Vickie Day Senior Secretary Building Administration Planning, Zoning & Building Department 2300 N. Jog Road West Palm Beach, Florida 33411 p 561-233-5103 f 561-233-5020

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

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#### PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS BUILDING CODE ADVISORY BOARD

I. AUTHORITY :

House Bill 3890, Chapter 74-565, Special Acts, Laws of Florida; amended by Chapter 75-467, 77-623 and Chapter 2001-323, Laws of Florida (adopted June 5, 2001).

#### II. APPOINTING BODY :

Board of County Commissioners

#### III. COMPOSITION, QUALIFICATIONS, TERMS & REMOVAL :

The Advisory Board shall have sixteen (16) members composed of seven (7) building officials: one (1) from each Commission District, appointed from nominees submitted by the Building Officials Association of Palm Beach County; seven (7) members appointed from nominees submitted by the Construction Industry Management Council of Palm Beach County; one (1) member who shall be a registered architect appointed from nominees submitted by the Palm Beach Chapter of the American Institute of Architects; and one (1) member who shall be a professional engineer appointed from nominees submitted by the Palm Beach Chapter of the Florida Engineering Society. All appointments shall be for a term of three (3) years. Each member shall serve until his or her successor is appointed. If a vacancy should occur before a term has expired, the Board of County Commissioners shall appoint a new member within 60 days to complete the unexpired term. \*NOTE: The Special Act of the Florida Legislature requires that appointments are from nominees submitted by the specific organizations.

EXTENDED COMPOSITION :

IV. MEETINGS :

Third Wednesday of the month, 2300 N. Jog Road, West Palm Beach

#### V. FUNCTIONS :

To review and make recommendations to the BCC and local governments on building related codes and standards. To advise local governments on evaluation of new and innovative materials, products, systems, and methods of construction for compliance with the Florida Building Code. The mission of the Board is to promote uniformity in the area of building regulations and inspection techniques that authorizes the BCC to adopt the recommendations of the Advisory Board for all of Palm Beach County.

indicates a member having an action pending

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3/13/2014

VI. LIAISON INFORMATION :

### LIAISON DEPARTMENT

Planning Zoning and Building

#### CONTACT PERSON

Vickie Day

2300 N Jog Rd Building Division West Palm Beach FL 33411 Phone # 561-233-5103

ADDRESS

\* indicates a member having an action pending

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3/13/2014

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	)				BUILDING COD	E ADVISORY BOARD			
SEAT ID	CURRENT MEMBER	ROLE TYPE	RACE CODE	GENDER	BUSINESS / HOME PHONE	SEAT REQUIREMENT	APPOINT DATE	REAPPOINT DATE	EXPIRE DATE
ppointed B	y : At-Large/Palm Beach Coun	ty Board of C	ounty Cor	nmissioners	;				
1	Roger C. Held Town of Jupiter	Member	CA	Μ	561-741-2669	Building Official	03/12/2013	01/14/2014	01/13/2013
	210 Military Trl Jupiter FL 33458								
	NOMINATED BY	:							
2	Douglas B. Wise Palm Beach County/Building Division 2300 N Jog Rd West Palm Beach FL 33411	Member	CA	М	561-233-5192	Building Official	05/19/2009	03/12/2013	12/03/201
	NOMINATED BY	:							
3 -	Michael Grimm City of Greenacres	Member	CA	М	561-642-2061	Building Official	04/16/2013	01/14/2014	01/13/201
	5800 Melaleuca Ln Greenacres FL 33463								
	NOMINATED BY	: Building C	fficial Asso	ociation of Pl	3C				
4	Michaet C. Fichera City of Boca Raton	Member	CA	М	561-393-7930	Building Official	02/24/2009	01/14/2014	01/13/201
	201 W Palmetto Park Rd Boca Raton FL 33432								
	NOMINATED BY	:							
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Appointed	Appointed By : At-Large/Palm Beach County Board of County Commissioners									
5	Steven B. Tobias City of Delray Beach	Member	CA	М	561-243-7200	Building Official	01/02/2013	01/01/2016		
	100 NW 1st Ave Deiray Beach FL 33444									
	NOMINATED BY	:								
6	Jacek R. Tomasik Village of Wellington	Member	CA	М	561-753-2505	Building Official	10/17/2006 12/04/2012	12/03/2015		
	12300 Forest Hill Blvd Wellington FL 33414									
	NOMINATED BY	: Building O	officials As	sociation of	Palm Beach County	(				
7	Andrew P Mack City of Boynton Beach	Member	CA	М	561-742-6366	Building Official	03/21/2012 04/16/2013	04/15/2016		
	100 E Boynton Beach Blvd Boynton Beach FL 33435									
	NOMINATED BY	:								
8	Gary W. Kozan Ridgeway Plumbing	Member	CA	м	561-732-3176 X204	Plumber	01/01/2004 06/22/2011	06/21/2014		
	640 E Industrial Ave Boynton Beach FL 33426									
	NOMINATED BY	:								

\* indicates a member having an action pending

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Appointed	By : At-Large/Palm Beach County	Board of Co	ounty Comm	issioners					
9	Joseph R. Byrne Byrne Roofing, Inc.	Member	CA	М	5 <b>61-689-91</b> 66	Roofing Contractor	01/11/2011	02/04/2014	02/03/2017
	1351 Ranchette Rd West Palm Beach FL 33415								
	NOMINATED BY :								
10	Scott D. Worley Cynosura Consulting, LLC	Member	CA	М	561-967-3139	General Contractor	06/22/2004	10/19/2011	10/18/2014
	364 S Country Club Dr Atlantis FL 33462								
	NOMINATED BY :								
11	A. Thomas Hogarth School District of Palm Beach County-Building 3661 Interstate Park Rd N Riviera Beach FL 33404	Member	CA	М	561-383-2028	Engineer	08/13/2013		08/12/2016
	NOMINATED BY :	Florida Eng	ineering Soc	iety					
12	Howarth Lewis, Jr. Lewis & Associates	Member	CA	Μ	561-833-2268	Architect	06/08/2004	06/22/2010	06/21/2014
	225 Southern Bivd Ste 100 West Palm Beach FL 33405								
	NOMINATED BY :	Palm Beac	h Chapter of	the Amer	ican Institute of Arch	nitects			

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<sup>\*</sup> indicates a member having an action pending

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	By : At-Large/Palm Beach Cour	nty Board of C			Irs				
13	William R. Higgins Higgins Electric	Member	CA	М	561-684-0410	Electrical Contractor	04/01/2008	12/04/2012	12/03/201
	3037 Haverhill Rd N West Palm Beach FL 33417 2	849							
	NOMINATED BY	: Constructi	on Industry	Managen	nent Council				
14	Vacant	<b>Me</b> mber	UN			Building Contractor			
	NOMINATED BY	: Constructi	on Industry	Managen	nent Council of Palm	Beach County			
15	Vacant	<b>Mem</b> ber				HVAC Contractor			03/06/20
10	valan								0
	NOMINATED BY	:							
16	Gregory Miller	Member	CA	M	561-753-7123	Aluminum Contractor	12/06/2005	06/22/2011	06/21/20
	14827 73rd St N								
	Loxahatchee FL 33470								
	NOMINATED BY								

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<sup>\*</sup> indicates a member having an action pending