Minutes of the September 9, 2011 Meeting

President Paul Klein called the meeting to order at 10:02 AM at the Placer County Community Center.

The general membership was welcomed by Tim Wegner.

The pledge of allegiance and self introductions followed.

The August meeting minutes had not been posted.

It was announced that Joe Cuffe resigned from his position on the Executive Board.

BOARD REPORTS

Vice President's report:
Winfred DeLeon was not present.

Treasurer's report:
Treasurer Greg Mahoney reported that a balance of $49,140.54 will be filed for audit.

President's report:
Greg Mahoney will represent SVABO at the ICC ABM in Phoenix during the week of October 30, 2011 through November 4, 2011. Neither Paul Klein nor Winfred DeLeon was able to attend the conference and hearings.

The Board conducted a conference call to discuss CALBO and CBOAC ABM Sponsorships. It was agreed that provide a $1000 sponsorship to CALBO and $450 sponsorship to CBOAC. SVABO will be recognized as a sponsor.

Nancy Springer and Butte County will host the October meeting. The meeting is tentatively scheduled to be held at the CIC facility.

Rick Renfro is still working on getting a facility in Elk Grove for the November meeting. Todd offered up the facility in Lincoln if necessary.

The Installation Dinner will be held in Downtown Sacramento at the Holiday Inn- Capitol Plaza 300 J Street, Sacramento, CA 95814. There is a block of rooms for $99 and the cost to attend is $45 per person.

Past President's report:
The nomination committee met to discuss strategies for the committee recommendations in November.

Joe Cuffe will not be moved up and he chose to resign.

The Nomination Committee has reviewed the bylaws and other chapters in regard to allowing industry members to serve on the executive board. Bylaw changes have been recommended by the committee and will be discussed later in the meeting.
COMMITTEE REPORTS

Education Committee (presented by Todd Cunningham)
Chair: Gary Eide
Vice-Chair: Mike McGee
The Plumbing and Mechanical Code update classes were successful. The committee thanked Roger Fuller for his contribution.
Upcoming classes:
- Photovoltaic class in Rocklin presented by SMA, September 22nd
- Simpson Strong-Ties deck workshop September 29th
- Classes on Commercial Kitchens and Electrical Code updates will be offered in November and will be taught by John LaTorr and John Tacker

Sub-Committee - Inspector Networking Meeting
Sub-committee Chair: Greg Soliz
No Report

Code Development Committee
Chair: George Kellogg
Co-chair: Greg Mahoney
The following items were dealt with during the code development committee meeting in August:
- Important dates in code development schedule in the coming year:
  - DEADLINE FOR RECEIPT OF CODE CHANGE PROPOSALS January 3, 2012
  - WEB POSTING OF “PROPOSED CHANGES TO THE ICODES” March 12, 2012
  - CODE DEVELOPMENT HEARING (CDH) April 29 – May 6, 2012 Sheraton Dallas Hotel, Dallas, TX
  - WEB POSTING OF “REPORT OF THE PUBLIC HEARING” June 8, 2012
  - DEADLINE FOR RECEIPT OF PUBLIC COMMENTS August 1, 2012
  - WEB POSTING OF PUBLIC COMMENTS “FINAL ACTION AGENDA” September 10, 2012
  - FINAL ACTION HEARING (FAH) October 24 – 28, 2012 Oregon Convention Center, Portland, OR
- One of the topics we covered was Rick Essenwanger’s issue regarding Guards in CRC Sections R312 & R612.2. The consensus was that Section R612.2 should be referenced in Section R312.1 (the where required section) and that the similar sections in the CBC (CBC 1013.1 & 1405.13.2) should be treated in a similar manner.
- Jay Hyde Issue: Distinction between U and S2 for determination of private garages. What are the limitations of the U occupancy when dealing with association with R-2 occupancies where parking is not associated with individual units but part of the same structure/building?
- George to formalize the following on ICC Public Code Change Proposal Forms for submittal by January 3, 2012 deadline for receipt of code change proposals:
  - Changes to IRC - R311.7.5, R311.7.6, Renumber old R311.7.6 through R311.7.9.2 to R311.7.7 through R311.7.10.2 keeping wording the same.
  - Clarifying footnote for IRC Table R302.1 about Fire separation distance is to be measured to the face of the projection
- The committee expressed interest in helping Greg Mahoney review the International Green Construction Code and International Pool and Spa Code prior to his trip to the Final Action Hearings on these codes in November. The hearing schedule will be posted in September.
- The committee considered methods for web casting meetings to facilitate attendance by eliminating the need to travel to a specific location. George to follow up by contacting the Chapter Management Firm, Smith- Moore, to check on the viability of the system they have used in the past.

Uniform Code - Uniform Enforcement
The next committee meeting is to be determined.

**Scholarship Committee**  
Chair: Tim Wegner  
The applications for the Bob Stoddard scholarship opened September 1, 2011 and will close on September 30, 2011.

**Outreach Committee**  
Chair: Craig Sarmento  
Co-Chair: TBD  
The Project a Chicago Park School was completed last month. The expressed a desire to have the committee develop an application process for future project.  
Craig asked the membership to submit projects if they have one.  
The board has budgeted $500 for a future project this year, however we still need donations. Craig stressed that manpower is the most important and necessary component.  
The ideal project is one that can be completed in a day. Craig felt that we should be able to do one project per quarter if we have more people participating. We need at least ten people to take part in the projects.

**STATE AGENCY REPORTS**

**CALBO**  
Bob Latz  
CALBO Education week will be held September 26- through September 29. Some new classes that focus on real life scenarios have been added to the program. The mailers are out that describe the classes being offered.  
CTI has developed a new program called the Building Official Leadership Academy. The Academy was described as a collegiate type program with cohort groups. Some of the courses offered will cover budgets, revenues, leadership and team building, public speaking and writing. The courses will be taught by professionals in their fields. The first graduating class will be in 2013. The approximate cost of the program will be $2000. The outline and scope of the program will be posted on CALBO’s website.

**League of Cities**  
Rick Renfro  
Rick Renfro informed the membership that CALBO will have an exhibit booth at the leagues of Cities meetings and will be supporting Building Officials.

**CAL-Fire**  
No Report

**California Energy Commission**  
No Report

**Contractor’s State License Board**  
No Report

**Housing and Community Development**  
No Report

**ICC**  
No Report

**Building Standards Commission**  
No Report
OLD BUSINESS
None

NEW BUSINESS
Todd Cunningham has developed a presentation and document that explains the origin and purpose of the Building Department. The presentation and document was developed to educate the City Council. Todd is willing to share the document.

Yvonne Christopher presented proposed bylaw changes to the membership. The proposed changes concerned the limitations regarding who can serve on the executive board and specifically addressed the exclusion of industry members. The proposed by law changes would allow industry members to serve on the board as long as they were employed by a jurisdiction. Serving on the board represents a 5 year commitment; the proposed changes would reduce the commitment to 4 years. This will be accomplished by combining the Secretary and Treasurer positions into one position. The changes are consistent with what other ICC chapters have done to address the need to enlist experienced members to serve on the board.

Yvonne was here today to introduce the proposed changes and to seek signatures supporting the changes. There will be a 60 day comment period and the membership will vote on the changes in November. Attendance at the November meeting will be important, the membership needs 10% of the members present to vote on the proposed changes.

The proposed bylaw changes are attached below. The changes are highlighted.

NEXT MEETING
October 14 2011 in Butte County

The meeting was adjourned at 11:48 AM.

PROGRAM
Tim Wegner passed out some info regarding CO monitors; the cracker barrel discussion was cancelled because many of the meeting attendees left after lunch.

Respectfully submitted
Greg Mahoney
SVABO Treasurer
ARTICLE I – NAME AND NATIONAL AFFILIATION

1.1 Name. The name of this organization shall be the Sacramento Valley Association of Building Officials (SVABO), a California nonprofit mutual benefit corporation (association).

1.2 National Affiliation. The Board of Directors of SVABO may affiliate with any national organization as deemed appropriate.

ARTICLE II – PRINCIPAL OFFICE, PURPOSE AND RESTRICTIONS

2.1 Principal Office. The Board of Directors (Board) shall determine the location of the principal office of the Association.

2.2 Purposes. The mission of the organization is to promote effective building codes, enforced uniformly, to create a safer built environment. The objectives of SVABO are:

a. To investigate and promote the principles underlying safety in the construction, occupancy, and location of buildings and structures.

b. To research, recommend, and promote uniform regulations and enforcement pertaining to all phases of building construction.

c. To promote the adoption of the Model Code and other codes and related documents which are designed to advance the cause of uniformity in regulations for the construction, alteration, conservation, maintenance, preservation or repair of buildings, structures, equipment and fixtures, to the extent regulation of any of said matters is considered desirable.

d. To advise and assist in the administration of building laws and ordinances, the development of management and enforcement programs and related activities.

e. To support and participate in educational seminars and training programs relating to building construction procedures and practices and the administration and enforcement of building regulations.

f. To advance the professional skills of those engaged in the administration and enforcement of building laws.

g. To place the public welfare above all other interests and to apply the special knowledge and skill of the Building Official to the benefit of all people.

h. To advance the effective operation of a building department through adequate staff, compensation and appropriate placement of the Building Official in the organizational structure.

i. To promote those things that are incidental to or desirable for the attainment of the above objectives.

2.3 Restrictions. All policies and activities of the Association shall be consistent with:
a. Applicable federal, state and local antitrust and trade regulation laws;

b. Applicable tax-exemption requirements including the requirements that the Association not be organized for profit and that no part of its net earnings inure to the benefit of any private individual; and

c. All other legal requirements, including the California Nonprofit Corporation Law, under which this Association is incorporated and to which its operations are subject.

ARTICLE III – MEMBERSHIP CATEGORIES AND VOTING

3.1 Membership categories are:

a. Professional Members. Designated Representatives of a governmental unit, agency or firm exclusively engaged in the administration or formulation of laws and ordinances relating to building construction on behalf of a City, County or State Agency; including but not limited to: Building Officials, Building, Plumbing, Electrical, Mechanical and Fire Inspectors of all City, County and State Agencies represented in this organization.

All personnel of member cities, counties and state agencies responsible for the enforcement or administration of laws and ordinance relating to building construction.

b. Industry Members. An individual or firm, incorporated or unincorporated, engaged in the building and construction industry.

c. Honorary Members. Individuals who have rendered outstanding and meritorious services in the furtherance of the objectives of the Sacramento Valley Association of Building Officials (SVABO) of the International Code Council as proposed by the members of said Chapter or Association and confirmed by a majority vote at any regular meeting.

d. Retired members. Former designated professional or industry members who are retired.

e. Student Members. An individual who is enrolled in a recognized educational program pertaining to the building and construction industry during the year of membership and not otherwise eligible for other membership categories.

A “recognized educational program” shall be, but not limited to, a program offered through the Community College system or certified through the Bureau for Private Postsecondary and Vocational Education; or other educational programs approved by the Board.

3.2 Voting. Only professional and honorary members are eligible to vote on code development or code ratification items. Each member shall have one vote and one vote only. For the purpose of bringing up matters for discussion, all members, regardless of classification, may make and second motions. All members shall be entitled to participate in meetings and discussions.

ARTICLE IV - OFFICERS AND BOARD OF DIRECTORS

4.1 Board of Directors. The Board of Directors is the governing body of the Association and has authority and is responsible for the supervision, control, and direction of the Association. The Board consists of the Officers and Directors who shall be members in good standing. The board shall adopt policy and procedures for the administration of the organization.

4.2 Officers. The officers shall be the President, Vice-President, Secretary/Treasurer and Immediate Past President, all of whom shall be either active professional members at the time of their election or an Industry member serving a position within a governmental agency. An Industry member serving an officer position shall be exclusively engaged in the administration or formulation of laws and ordinances relating to building construction on behalf of a City, County or State Agency; including but not limited to: Building Officials, Building, Plumbing,
Electrical, Mechanical and Fire Inspectors of all City, County and State Agencies represented in this organization as determined by the Board of Directors.

4.3 Term of Officers. The President, Vice-President, Secretary/Treasurer shall be elected for a term of one year starting on January 1st of each year. The Sergeant at Arms will be an appointed officer, appointed by the President.

There shall be three directors appointed by the officers. These directors will serve for a one-year term. Directors may be either professional or industry members. The directors need not be employed by a governmental agency as is required for the Officers.

4.4 Meetings. Meetings of the Board of Directors shall be held at least quarterly or as determined by the officers of the Association.

4.5 Resignation and Disqualification or Removal. Any board member may resign at any time by giving notice to the President or to the Secretary of the Association. Any such resignation shall take effect on the date of receipt of such notice or at any later time specified therein; and, unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective. Removal shall be by a two-thirds vote of members present.

4.6 Default. When any officer ceases to be employed as a representative serving a governmental agency as required by section 4.2 or if they move from the area and are unable to function as an officer, they shall be removed from office by default at the end of their term if still in the area or immediately if they have moved from the area and can no longer serve the organization.

4.7 Vacancies in Office. A vacancy in the office of President shall be filled by the Vice-President. A vacancy in the office of Vice-President shall be filled by the Treasurer/Secretary. A vacancy in the office of Treasurer/Secretary shall be filled by a majority Vote of the membership present at any regular meeting. Any other vacancy on the board will be filled by a majority vote of the Board of Directors.

4.8 Duties of President and Vice-President. The President shall be the chief executive officer of the Association and preside at all business meetings. The President shall be responsible for appointment of the Committee Chairs. The President shall be an ex officio non-voting member of all committees. He or She shall have such other duties as are prescribed by these Bylaws. In the absence of the President, the Vice-President shall assume his or her duties including any duties on any committee; and, in the absence of both, the Treasurer/Secretary shall do so. The Vice-President shall be a regular member of all Committees and shall have such additional duties as are prescribed by these Bylaws. Officers shall not act in their official capacities by proxy.

4.9 Duties of Treasurer/Secretary. The Treasurer/Secretary shall:

a. Keep, or cause to be kept, a book of minutes at the principal office of the Association or other place as the President may order, of all meetings called by the President.

b. Keep, or cause to be kept, at the principal office of the Association, a member register showing their names and addresses.

c. Give, or cause to be given, notice of all meetings of members, committees, as required by or pursuant to the Bylaws.
d. Have other powers and perform other duties as may be prescribed by the President or the Bylaws.

e. Determine monthly the status of the major expense accounts and their relation to the amounts budgeted by the Association, and to report major discrepancies promptly to the President and to the Association.

f. Report each year to the Association on the complete financial status of the Association.

g. Have other powers and perform other duties as may be prescribed by the President or the Bylaws.

4.10 Duties of the Past President

a. The Past President shall serve in an advisory capacity to the President and the board and take on assignments as requested by the President.

4.11 Duties of the Directors-At-Large:

a. It may be the responsibility of the directors-at-large to chair a committee of the Association.

4.12 Duties of Sergeant at Arms.

a. It shall be the duty of the Sergeant at Arms to maintain order under the direction of the President or the Presiding Officer.

b. To collect all fines as levied by the President or Presiding Officer.

c. To provide such other duties as may be prescribed by President, Presiding Officer or the Bylaws.

4.13 Quorum. A majority of the existing Board membership shall constitute a quorum for the transaction of business.

4.14 Board Action. Every act or decision done or made by a majority of the directors present at a meeting duly held at which a quorum is present is the act of the Board.

ARTICLE V – MEMBERSHIP MEETINGS

5.1 Regular meetings of the Association will be monthly at a time and place selected by the board to transact such business as the organization may select.

5.2 Other Meetings. Special meetings of members may be called as provided by law, including by the President by written or electronic notice to the members, specifying the time and place of the meeting and the business to be conducted, the business conducted at the meeting shall be limited to that so noticed. Such notices shall be mailed at least ten (10) days prior to the special meeting.

5.3 Quorum. A quorum at any meeting including, but not limited to regular meetings, shall consist of 10% of the membership when the membership is 200 or less, and 8% when the membership exceeds 200, through personal presence or the members duly designated representative. A quorum once established is not broken by withdrawal of any representative.

5.4 Election of officers. Election of Officers will be held annually at the November meeting.
ARTICLE VI - RECORDS

6.1 Records. The Association shall maintain adequate and correct accounts, books and records of its business and properties. All of such books, records and accounts shall be kept at its principal place of business in the State of California as fixed by the Board of Directors from time to time.

6.2 Checks, Drafts, etc. All checks, drafts or other orders for payment of money, notes or other evidences of indebtedness issued in the name of or payable to the Association, shall be signed or endorsed by the person or persons and in such manner as, from time to time, shall be determined by resolution of the Association.

6.3 Inspection of Bylaws. The Association shall keep in its principal office for the transaction of business the original or a copy of the Bylaws as amended or otherwise altered to date, certified by the Secretary which shall be open to inspection by the members at all reasonable times during business hours.

ARTICLE VII - NOMINATING COMMITTEE

7.1 Nominating Committee. There shall be a Nominating Committee of at least three people. The immediate Past President of the Association shall serve as an ex officio non-voting member and shall act as Chair of the Committee.

7.2 Nominating Committee - Functions and Duties. The Nominating Committee shall prepare a report listing nominees for each office, the term of which expires on the last day of December, as provided in these Bylaws. The report of the Nominating Committee shall be submitted to the membership at the October Business Meeting.

7.3 Quorum and Vote. The Nominating Committee may act by informal procedure without meeting. Its report shall be adopted by a majority vote of the committee members.

ARTICLE VIII - OTHER COMMITTEES AND GENERAL PROVISIONS

8.1 Other Committees. The President may establish such other and further committees either standing or of limited duration, as deemed necessary from time to time, with such composition as deemed advisable.

8.2 General Provisions Applicable to all Committees. Any Committee member may be replaced from time to time by the President provided the successor shall have the same prescribed qualifications of the person so replaced.

8.3 Committee Chair Term. The term of a Committee Chair shall be twelve (12) month except the Code Development Committee Chair which shall be eighteen (18) months.

8.4 Standing Committees. The standing committees shall be; Education, Code Development, Scholarship, Code Review, and SVABO Foundation committees. The committee chair shall report at least quarterly to the board of directors on the activity of the committee.

8.5 Meetings of the committee shall be held at least quarterly and may be in person, electronic or by conference call. Each committee chair shall present a plan of activities to the Board of Directors in the first quarter of the year and shall present periodic reports of that plan throughout the year.

ARTICLE IX - ANNUAL FEES AND DUES
9.1 Annual Dues. The Board of Directors shall establish the annual dues for the various types of memberships. Dues shall be payable and become delinquent as provided by the Association.

ARTICLE X - REVIEW AND FISCAL YEAR

10.1 Annual Review. The President shall have a review of the books of the Association at the end of each calendar year, which shall also include an inventory belonging to the Association. The review and the inventory shall be reported to the Board of Directors within 3 months of the year-end.

10.2 Calendar Year. The fiscal year of this Association shall begin July 1 of each year.

ARTICLE XI - NO BENEFIT TO ANY INDIVIDUAL

11.1 No part of the net earning, if any, of this Association shall inure to the benefit of any member or other individual; and, no gain, profit, or dividends shall ever be distributed to any of the members of this Association or inure to the benefit of any private persons except a fund, foundation, or corporation organized and operating for charitable, scientific, literary, or educational purposes.

ARTICLE XII – PARLIAMENTARY PROCEDURE

12.1 Parliamentary Procedure. Meetings of the voting members, Board of Directors and Committees of the Association shall be governed by the rules contained in Roberts, The Standard Code of Parliamentary Procedure in all cases to which they are applicable and in which they are consistent with the law, the Articles of Incorporation or the Bylaws of the Association.

ARTICLE XIII – INDEMNIFICATION AND INSURANCE

13.1 Indemnification. To the fullest extent permitted by the law, the Association shall indemnify and hold harmless its Officers and Directors against all expenses, judgments, fines, settlements and other amounts actually and reasonably incurred by them in connection with any proceeding arising out of the performance of their duties performed in good faith on behalf of the Association.

13.2 Insurance. The Association shall have the right to purchase and maintain insurance to the full extent permitted by the law on behalf of its Officers and Directors against any liability asserted against or incurred by the agent in such capacity arising out of the Officer’s and Director’s status as such.

ARTICLE IXV – INTERPRETATION

14.1 Interpretation. These Bylaws are subject to the California Nonprofit Corporation Law and must be interpreted so as to conform with that Law, as it is interpreted and amended from time to time.

ARTICLE XV - AMENDMENTS

15.1 These Bylaws may be amended by either of the following procedures:

(a) The written consent of a majority of the Association members entitled to vote, without a meeting of members, after approval of a resolution adopted by a majority of voting members at a regularly scheduled meeting.

(b) At the November meeting upon compliance with the following procedures: Proposed amendments to these Bylaws to be considered at the November meeting shall be signed by at least five (5) Association members and must be presented to the Association at least sixty (60)
days before the opening of the November meeting or must be proposed through resolution of a majority of the then members of the Association within the same time period.

PASSED AND ADOPTED THIS DAY OF, _______________

Signed:
Member: ___________________________________
Member: ___________________________________
Member: ___________________________________
Member: ___________________________________
Member: ___________________________________

Certified By SVABO Secretary/Treasurer: _______________ Date: __________