MEETING MINUTES

For the December 2024 Meeting.

MEETING DETAILS

Date: December 3, 2024
Time: 9:00 AM
Location: Government Center South – Conference Room B

Member Attendance

Name	Present		Means of Participation
	Yes	No	
Craig Burgess	☒	☐	In Person
Logan Cook	☒	☐	In Person
John Crisp	☒	☐	Electronic Means (MS Teams)
Harold Davidson	☒	☐	In Person.
Todd Hite	☒	☐	In Person
James Murua	☒	☐	In Person
Michael Patarino	☒	☐	In Person
Michael Popich	☐	☒	NA
David Porter	☒	☐	In Person
Lane Slaughter	☒	☐	In Person
Kenneth Wagner	☒	☐	Electronic Means (MS Teams)
Michael Zehner	☒	☐	Electronic Means (MS Teams)

1. Call to Order

Chairman called the meeting to order at 9:08am.

2. Roll Call

3. Review of November 2024 Minutes

Motion: Approve November minutes.	**Vote**	
	Yes	**No**
Craig Burgess (A)	☐	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☐	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter (A)	☐	☐
Lane Slaughter (A)	☐	☐
Kenneth Wagner	☐	☐
Michael Zehner (A)	☒	☐

Cannot approve November due to abstentions taking us below quorum.

Motion: Approve October minutes.	**Vote**	
	Yes	**No**

Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☐	☐
James Murua	☒	☐
Michael Patarino (A)	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner (A)	☒	☐

4. IDHS Reports and Updates

i. IDHS Variance Determinations Report as required by 675 IAC 12-5-6.2(f)

5. Rulemaking Updates

i. Electrical Code Update Committee
ii. Building Code Update Committee
iii. Fire Code Update Committee
iv. Lift Device Update Committee
v. Rule Readoptions for Rules Expiring January 1, 2026

Motion:	**Vote**	
Readopt expiring rules as noted in legislative notice.	**Yes**	**No**
Craig Burgess	☒	☐

Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☐	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

vi. **Effects of IC 22-12-2.5 –** Justin Guedel addressed the Commission regarding the effects of 22-12-2.5-3, regarding the review of three building codes per calendar year and the ways that the language can be interpreted, how this might affect the rulemaking process, and potential solutions to potential issues.

6. Variances

a. Tabled

i. 24-08-29 Al-Haqq Foundation Monitored Fire Alarm (Indianapolis) – No proponent.

Motion: Deny.	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐

Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

ii. 24-08-37 Four Corners Winery (Valparaiso) – No proponent.

Motion: Table.	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

iii. **24-09-40 Ohio County Holding Addition and Renovation (Rising Sun) –** No proponent.

Motion: Table.	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

iv. **24-10-45 Stove (Michigan City) –** Early childhood education center. 25 staff members, kitchen with 2 stoves. Installation discovered they needed Type 1 hoods. Warming kitchen only. Building is not owned by proponent, inside a mall.

Motion: Approve with conditions: All food pre-cooked, no uncooked food prepared in kitchen. Signage indicating such much be present in kitchen.	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

v. **24-10-47 Storage Hoop Barn (Logansport) –** Owner presented. Hoop barn on top of storage containers, premanufactured. Commission required design release. Proponent noted that engineers don't provide design releases, Commission clarified that certified plans would need to be sent to DHS for design release. Proponent notes that manufacturer was unwilling to provide documentation indicating snow loads. No public use, used for storage over winter.

Motion: Approve with conditions: Allow temporary structure until October 1, 2025. Only storing vehicles, no workshop use or extended occupancy.	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☐	☒
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

vi. 24-10-48 2430 Northview Ave (Indianapolis) – No proponent.

Motion: Table.	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

vii. 24-10-49 Medical Office (Indianapolis) – Proponent revised variance after discussion with fire inspector.

Motion: **Approve with conditions:** Limit occupant load to 49 persons, directional exit signage posted	**Vote**	
	Yes	**No**

with emergency lighting.		
Craig Burgess	☐	☒
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

viii. 24-10-61 Franciscan Munster Hospital Expansion (Munster) – *Proponent requests that variance be tabled.*

Motion: Table.	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐

David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

xi. 24-10-53 Wings and Swings – Re-opened from last meeting.

Motion: Deny.	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐

Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

b. New

i. 24-12-35(a)(b)(c)(d) Cole Redevelopment North Building (Indianapolis) – Requesting full points on Chapter 34 as if complying with Chapter 12, though asking for exemption.

Motion:	**Vote**	
Approve.	**Yes**	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐

Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

ii. **24-12-36 The Farm Multifamily – Building A & Garage (Zionsville) –** R2 construction, firewalls. Proposing to use burn clips to prevent collapse rather than 13R sprinkler.

Motion:	**Vote**	
Approve	**Yes**	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐

James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

iii. **24-12-37 Renovations to 814-816 Lincolnway (Laporte) –** Chapter 34. -6 required for automatic sprinkler system. R2 with 13D sprinkler system.

Motion: Approve	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

iv. 24-12-38(a) through (k) Purdue University Academic Success Building (Indianapolis) – DHS recommends approval of all but (e) and (f). Asking for exemption for door closers on dorms. Variance approved on a Purdue high rise last year. IFD concerned about smoke inhalation even with sprinklers. Extensive discussion was had on advances in fire science and material engineering concerning efficacy and safety.

Motion: Approve a through k with the exception of f.	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☐	☒
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

Motion: Deny f.	Vote	
	Yes	No
Craig Burgess	☒	☐
Logan Cook	☐	☒
John Crisp	☐	☒
Harold Davidson	☒	☐
Todd Hite	☐	☒
James Murua	☒	☐
Michael Patarino	☐	☒
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☐	☒

v. **24-12-39 The Cigar Box and Lounge (Westfield) –** Proposed to use posted occupant load of 95 (calculated 132), 5B/A2. Released as B/M, set up for two tenants. Two front doors. Sandwich press, microwave, all pre-cooked. Smoke and heat detection throughout. Three exterior exits with panic hardware. Maximum travel distance 60 feet.

Motion: Deny.	Vote	
	Yes	No
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☐	☒

Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☐	☒
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

vi. **24-12-40 The Hunt Club Addition (Zionsville) –** Asking to exclude sprinkler in existing building and addition. Rural Zionsville. No water supply, including well, even after extensive research. Additional exiting and hazard mitigation. LFO does not oppose variance.

Motion:	**Vote**	
Approve.	**Yes**	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner (A)	☐	☐

7. Industrialized Building Systems Applications and Renewals

i. TR Arnold & Assoc.
ii. EMC

Motion: Approve both.	**Vote**	
	Yes	**No**
Craig Burgess	☒	☐
Logan Cook	☒	☐
John Crisp	☒	☐
Harold Davidson	☒	☐
Todd Hite	☒	☐
James Murua	☒	☐
Michael Patarino	☒	☐
Michael Popich	☐	☐
David Porter	☒	☐
Lane Slaughter	☒	☐
Kenneth Wagner	☒	☐
Michael Zehner	☒	☐

8. Report on Administrative Review

a. OALP Non-Final Orders – Commission Review/Action Required as Ultimate Authority

i. None

b. New Cases – Monitoring Only

i. None

c. Ongoing Cases

i. DHS-2404-000396 – Somnath Hospitality v. Seymour Fire Dept.
ii. DHS-2404-000891 – Somnath Hospitality v. City of Seymour
iii. DHS-2405-001267 – Grateful Care ABA v. Indianapolis (Monitoring)
iv. DHS-2407-001585 – See Purpose LLC v. IDHS
v. DHS-2409-002502 – St. John Lutheran Church and School v. IDHS
vi. DHS-2410-002827 – Swanson Center v. IDHS

d. New Filings – Commission Review / Action Needed

i. None

e. OALP Final Orders – No action required.

i. None

9. Next Meeting

The next meeting of the Indiana Fire Prevention and Building Safety Commission shall take place on **Tuesday, January 7, 2024 at 9:00am**. The meeting will be held in the **Indiana Government Center South** in **Auditorium**. The meeting will also be streamed live via Microsoft Teams.

Public notice and virtual/electronic meeting access details will be provided on the **Commission's Web Page** in advance of the meeting.

10. Adjournment

Chairman adjourned the meeting at 1:11pm.