

**Construction Codes Coordinating Board  
Transcript  
March 20, 2025**

WEBVTT

1 "2024\*\*\*\*00" (4075447552)  
00:00:08.555 --> 00:00:11.208  
Okay.

2 "Helen Hooks Scott" (3062104320)  
00:00:11.208 --> 00:00:12.755  
Started sir.

3 "Marc Fetterman" (2909276928)  
00:00:12.755 --> 00:00:37.080  
Thank you. Good morning, all, my name is Mark Federman. I'm the vice chair of the CCCB, and I'll call this 20 March 2025 meeting to order at 1034 on Thursday morning. Let's.

4 "Marc Fetterman" (2909276928)  
00:00:37.080 --> 00:00:47.174  
I'll start with a roll call. Mark Federman is here. Matt Borger, Michael Brown.

5 "Michael Brown" (3944321792)  
00:00:47.174 --> 00:00:50.834  
Present. Thank you, Joel Cause.

6 "Joel Causey " (3054925056)  
00:00:50.834 --> 00:00:53.932  
Present, Anthony Dale.

7 "2022\*\*\*\*31" (3498169856)  
00:00:53.932 --> 00:00:54.952  
Okay.

8 "Anthony Dale" (4173456896)  
00:00:54.952 --> 00:00:56.756  
Thank you.

9 "Marc Fetterman" (2909276928)  
00:00:56.756 --> 00:00:59.052  
Ed Koffman.

10 "Ed Kauffman - DC Fire" (786553088)  
00:00:59.052 --> 00:01:01.578

Good morning, present. Good morning.

11 "Marc Fetterman" (2909276928)

00:01:01.578 --> 00:01:11.208

Thus Maredad, I know won't be joining us. Harrison Miller. If Parsons.

12 "Keith Parsons" (4080073216)

00:01:11.208 --> 00:01:12.652

Present.

13 "Marc Fetterman" (2909276928)

00:01:12.652 --> 00:01:17.673

Jeff Reese is out, Casey Studhalter.

14 "Casey Studhalter" (2137478912)

00:01:17.673 --> 00:01:20.457

Yes, good morning Mark present. Good morning.

15 "Marc Fetterman" (2909276928)

00:01:20.457 --> 00:01:27.570

Jeff Fiano thank you and Jason Wright. Present.

16 "Marc Fetterman" (2909276928)

00:01:27.570 --> 00:01:48.875

6789. Yep, we've got a quorum. I refer you to our draft meeting agenda which was sent out in advance and after you've reviewed it I asked for a motion and a second to approve it.

17 "Anthony Dale" (4173456896)

00:01:48.875 --> 00:01:51.955

I moved to approve it. Oh second.

18 "Joel Causey " (3054925056)

00:01:51.955 --> 00:01:54.117

This is Joel a second. Thank you.

19 "Marc Fetterman" (2909276928)

00:01:54.117 --> 00:02:31.175

So Anthony and Joel, any members in opposition to approving? So I'll we'll consider the meeting agenda approved. I next draw your attention to the revised meeting minutes of 17 October that were sent in an with the email invitation to you earlier this week. And as you've reviewed them, I look forward a motion in a second for their approval.

20 "Joel Causey " (3054925056)

00:02:31.175 --> 00:02:36.020

Make a motions approve? Thank you Joel.

21 "Anthony Dale" (4173456896)

00:02:36.020 --> 00:02:40.117

Hey Jason. Oh.

22 "Marc Fetterman" (2909276928)

00:02:40.117 --> 00:02:49.950

Thank you Jason. I've got a new computer. I'm not recognizing the voices as well as I should.

23 "Marc Fetterman" (2909276928)

00:02:49.950 --> 00:03:09.950

Any members in opposition to approving the minutes? Hearing none they're approved. As you note on the agenda, we have NO NO new code changes to look at. I will ask each of the.

24 "Marc Fetterman" (2909276928)

00:03:09.950 --> 00:03:30.800

People who are attending who are representing, who are not board members, if you could drop your affiliation in the chat, that will help us as we put our meeting minutes together. With that, i'll turn to item three administrative and other matters.

25 "Marc Fetterman" (2909276928)

00:03:30.800 --> 00:03:44.195

And, as you see by looking at the agenda, the majority of these issues are gonna be covered by Mike Brown, and I turned the meeting over to Mike. Thank you. Thank you Mr..

26 "David J. Mallof Ward2" (87564800)

00:03:44.195 --> 00:03:47.216

Thank you members of the CCCB.

27 "Michael Brown" (3944321792)

00:03:47.216 --> 00:03:56.195

I just wanted to provide a bit of a fairly quick update on where we're at in terms of the current code cycle.

28 "David J. Mallof Ward2" (87564800)

00:03:56.195 --> 00:03:59.208

And then update you on a couple of items.

29 "Michael Brown" (3944321792)

00:03:59.208 --> 00:04:06.153

That may impact the CCB going forward. 1st and foremost mike.

30 "Marc Fetterman" (2909276928)

00:04:06.153 --> 00:04:12.035

Mr. Dave Malloff, could you turn off your microphone, please? Thank you. Sorry Mike.

31 "Michael Brown" (3944321792)

00:04:12.035 --> 00:04:43.690

The problem. I know the private sector members while you have not been sworn in according to Mota, you're all appointed in doing your work, expected to do your work. I don't have any other

information about any official swearing in or not. I've requested information from council, not yet heard back. 2nd item I wanted to talk about is where we're at with the OAG.

32 "Michael Brown" (3944321792)

00:04:43.690 --> 00:05:03.690

Review of the current code cycles. We submitted two OAG 330 amendments that this body approved for the 20, what's being called the 2025 building codes, which are based off the 2021 model codes for ICC.

33 "Michael Brown" (3944321792)

00:05:03.690 --> 00:05:23.690

Of those 330 amendments, we received over 650 comments from OAG. We've been continuing to go back and forth on. The most significant comments are in chapter one, the OAG.

34 "Michael Brown" (3944321792)

00:05:23.690 --> 00:05:49.709

We had very few amendments to chapter one that were different from the past, they had taken approach that they're doing an a complete new review of chapter one. Chapter one, they had 286 comments I think was the number. Many of those comments we've gone back and forth several times.

35 "Michael Brown" (3944321792)

00:05:49.709 --> 00:06:09.709

One of the thing, one of the major pieces that we'll want to talk about when we bring them to you, there are places where we in the building codes say the word shall, that OAG said we should replace with the word May because there are choices that we can make. E.g..

36 "Michael Brown" (3944321792)

00:06:09.709 --> 00:06:33.034

We can make choices on how we handle a filing of a fine. We have the choice to be able to remove it if somebody comes into compliance. When the word was more shall, they were, they were saying that it didn't give us that ability to make those kind of decisions.

37 "Marc Fetterman" (2909276928)

00:06:33.034 --> 00:06:55.591

I thought the issue was the our our code changes use the phrase the code official is authorized to do something and it was that issue that OAG was taking up to exception to and they were substituting the words May for that phrase.

38 "Michael Brown" (3944321792)

00:06:55.591 --> 00:07:25.629

Yeah, that phrase we got placed in many cases that were authorized to and so they have there are places where we have shell, where the word should have been made, you know, we're a bunch of just citizens, we're not lawyers, so we, you know, we use shell and if you look at the building code as a whole, the word shell is everywhere. 2nd thing that they did to did comment on and Mark appreciate you bringing that up.

39 "Michael Brown" (3944321792)

00:07:25.629 --> 00:07:57.829

It's just what is the building official authorized to do. So e.g., we had language in there that the building official is authorized to have develop a 3rd party inspector manual, but we had to define it to the manual that is current. So the wording becomes not authorized to develop and create auth 3rd party inspection manual, but rather.

40 "Michael Brown" (3944321792)

00:07:57.829 --> 00:08:16.049

The 3rd party inspection manual created in 2023 is what is the law at that point. So it's those kind of things that have been going back and forth on. It is our hope that as we get to the conclusion of.

41 "Michael Brown" (3944321792)

00:08:16.049 --> 00:08:31.619

This conversation with OAG and for instance, I was working on comments in twelve A again today because we have a meeting with them on Friday, you know, we're down to twelve.

42 "Michael Brown" (3944321792)

00:08:31.619 --> 00:08:51.619

Pieces of language that we're going back and forth on. I hope that we finished that on Friday and that it can then move to the CA and executive office of the mayor. I think the other item that became clear as we worked through twelve A that we'll need to.

43 "Michael Brown" (3944321792)

00:08:51.619 --> 00:09:20.729

That will impact the CCB is that we, we as an organization, as a board should be looking at making annual amendments to the building code. So, and I see your hand raised Anthony, I'll call on you in just a quick second. So one of the things they suggested is that they, that we as a board say, you know what, we need to make amendments and update.

44 "Michael Brown" (3944321792)

00:09:20.729 --> 00:09:50.255

E.g., let's call it the accessibility code that we do that on an you know we do that in August or we set a schedule that every October we're going to look at a few changes that need to be made, review them, suggest them and take them through the regulator regulatory process. So that's something that we'll need to discuss as a group as we go into this summer and early fall. Anthony.

45 "Anthony Dale" (4173456896)

00:09:50.255 --> 00:10:15.649

Yeah, just one question mike. Is it my assumption that the changes that are being made are just technical in nature or procedural not substantive to the code, but you said they went back and did a complete review of chapter one? I'm trying to see if that was a substantive review of of specific codes or are these just procedural and legal things that are being commented on and and.

46 "Anthony Dale" (4173456896)

00:10:15.649 --> 00:10:17.192

Adjusted.

47 "Michael Brown" (3944321792)

00:10:17.192 --> 00:10:36.439

So I would say they're not substantive, but they do change a bit of our procedures and I think this whole way that we handle the 3rd party inspection manual is a good example of that. They're not saying we can't have a 3rd party inspection manual, but they are saying we have to be clear which 3rd party.

48 "Michael Brown" (3944321792)

00:10:36.439 --> 00:11:07.009

Party inspection manual is the most current. So that's why, you know, make their suggesting hey on an annual basis, you need to update things. So let's, let's say that as we go through the course of this year, the inspection department believes that we need to update the 3rd party inspection manual. We would come to you, the inspect, DOB would come to the CCB and say, we want to upgrade, update the 3rd party inspection manual.

49 "Michael Brown" (3944321792)

00:11:07.009 --> 00:11:26.955

Well this is what we propose and then it would be to up to the CCB to either oppose, amend or reject. So that although they don't take away our authority to do it, they change the way we make those changes to the 3rd party inspection manual. Does that explain that?

50 "Anthony Dale" (4173456896)

00:11:26.955 --> 00:11:40.977

It does, that's super helpful. The changes that are being discussed between DOLB and OAG, will that be shared with the board prior to going to the CA or will it just go straight to the CA?

51 "Michael Brown" (3944321792)

00:11:40.977 --> 00:11:57.359

So what will happen is once the OAG finishes that it goes to the CA and EOM, they either accept those changes or they're going to have some back and forth with OAG. Once they they meaning.

52 "Michael Brown" (3944321792)

00:11:57.359 --> 00:12:17.359

EOM and the ca's office finished their conversation and accept or reject. It will then come back to the CCB for review and and and action because we will, the CCB will need to either accept some of these amendments.

53 "Michael Brown" (3944321792)

00:12:17.359 --> 00:12:35.819

Reject some of these amendments or accept them and say, hey, we need to get on with public comment and it goes back out to public comment, then it's gonna come back to the CCP for complete review. What I believe we can do is once we get.

54 "Michael Brown" (3944321792)

00:12:35.819 --> 00:12:51.779

Approval from EOM and the ca's office and they've, they have suggested that they will do that rather quickly. When it comes to us, what I want to do is to be able to sit down with.

55 "Michael Brown" (3944321792)

00:12:51.779 --> 00:13:08.669

Couple of lawyers who've been working with us and say, ok, what are the 5101520 things that are significant that we need to be sure and focus on? Because some of it is literally wordsmithing.

56 "Michael Brown" (3944321792)

00:13:08.669 --> 00:13:28.669

You know, and changing it from a common language that we might all use to lawyer language. And I, you know, I don't know if we want to go into depth on that, but we certainly want to have a conversation about the changes to twelve A when it says you have to have a clear delineation of which manual you're.

57 "Michael Brown" (3944321792)

00:13:28.669 --> 00:13:29.994

The same.

58 "Marc Fetterman" (2909276928)

00:13:29.994 --> 00:13:49.579

Like it's Mark. Well, the code we're currently using the current construction code, it was thoroughly reviewed by OAG during the last code cycle cause we did a tremendous number of changes and so the OAG is doing nothing different this.

59 "Marc Fetterman" (2909276928)

00:13:49.579 --> 00:14:09.579

Last time than they did the last time. And with regard to approving changes, what we, what the CCCB has requested in the past is that the OAG changes come to the CCCB and its tags for review and approval before it goes on to the office of the mayor.

60 "Marc Fetterman" (2909276928)

00:14:09.579 --> 00:14:25.613

If you wish to do that differently, you know, this is DC government affairs. I'm we're not looking to get involved, but anything that we object to that the mayor's office has approved, it just means it needs to go back a second time.

61 "Michael Brown" (3944321792)

00:14:25.613 --> 00:14:33.193

Okay, it's my understanding that goes from OAG directly to the ca's office to the executive office of the mayor.

62 "Marc Fetterman" (2909276928)

00:14:33.193 --> 00:14:43.913

It's not how it's happened in the past. And again, it just it'll just prolong the effort, but, you know, the, the government's in charge of this.

63 "Michael Brown" (3944321792)

00:14:43.913 --> 00:14:47.053

Well, what I will do Mike just don'.

64 "Joel Causey" (2737361408)

00:14:47.053 --> 00:15:14.052

I'm sorry, go ahead. I'm sorry mike. The, I agree, the two code cycles before did come back to the CCCB 1st and before it went out again. But but I agree with Mark I I think that also long and gated the process and we all came to the same conclusions. So I kinda I kind of Mark think that the current process makes more sense to me, but I'll yield to the rest of the board.

65 "Marc Fetterman" (2909276928)

00:15:14.052 --> 00:15:16.236

Thank you. Mike. Okay.

66 "Michael Brown" (3944321792)

00:15:16.236 --> 00:15:20.594

So what I'll then is.

67 "Jason Wright" (273928448)

00:15:20.594 --> 00:15:21.250

Sorry mike.

68 "Michael Brown" (3944321792)

00:15:21.250 --> 00:15:38.346

I will take this request back to our council who will then work with EOM and OAG and explain that to them. What is the feeling if we're doing both simultaneously? Oh, it's just it's just.

69 "Marc Fetterman" (2909276928)

00:15:38.346 --> 00:15:44.391

I'm wasting the mayor's office time if we don't approve everything that they're reviewing.

70 "Jason Wright" (273928448)

00:15:44.391 --> 00:15:52.035

Right, that's what I was gonna say is like I think we want to at least see what the changes are and have the right to, to know what they are.

71 "Joel Causey" (2737361408)

00:15:52.035 --> 00:15:59.595

I think I think Mike just said something good, I think it would about doing simultaneously. I think that we're all on pretty much the same page. So I think if the CCCB was reviewing.

72 "Marc Fetterman" (2909276928)

00:15:59.595 --> 00:16:19.912

No or not if they're changing Mace to shell, those are substantive issues that have to come back to the board for votes and they need to start at the tags, you know, where the subject matter experts are. So this whole thing takes time and it certainly took time during the last code cycle to get these approvals.

73 "Joel Causey" (2737361408)

00:16:19.912 --> 00:16:24.436

Yeah, honestly Mark, I think it took too, it took too much time to be honest with you.



74 "Marc Fetterman" (2909276928)

00:16:24.436 --> 00:16:31.437

The time that was the government and not the CCCB.

75 "Michael Brown" (3944321792)

00:16:31.437 --> 00:16:31.952

Okay.

76 "Jason Wright" (273928448)

00:16:31.952 --> 00:16:45.993

But Mark, the the board has the the right to approve a proposed modification to the language, but even if it doesn't pass the tag, right, the board has the has the ability to approve a change.

77 "Marc Fetterman" (2909276928)

00:16:45.993 --> 00:16:47.052

Absolutely.

78 "Jason Wright" (273928448)

00:16:47.052 --> 00:17:09.934

So if we receive comments back from OAG, is the, as long as the board is ok with the proposed change language, then we can proceed on. But I do kind of agree with Joel that it's I would like to see what these revisions are as you're saying as well because some of them, they may not deem s substantive, but the rest of us may actually.

79 "Michael Brown" (3944321792)

00:17:09.934 --> 00:17:37.289

Yeah. Okay, so what I will, what I've taken from this is one, when OAG finishes their work, you'd like it, the change those comments come back to the CCCB. I will communicate that to EOM and OCA. I will get back to everybody as quickly as I get an answer. I know.

80 "Michael Brown" (3944321792)

00:17:37.289 --> 00:17:56.609

Both EOM and OCA is anxious to get keep this thing moving quickly. So, I understand the argument that this might be, this could very well be the quickest way because there won't be additional changes that have to go around in the circle before it goes back to the public for public hearing.

81 "Marc Fetterman" (2909276928)

00:18:01.775 --> 00:18:16.935

Yes, and again, I don't, you know, I think the g the goal of the board is to get this darn code, you know, the last substantive amendments we did were in November of 2023, and it's now March of 2025, yeah.

82 "Michael Brown" (3944321792)

00:18:16.935 --> 00:18:18.833

Absolutely, ok.

83 "Marc Fetterman" (2909276928)

00:18:18.833 --> 00:18:22.418

Thank you. So what's next Mike?

84 "Michael Brown" (3944321792)

00:18:22.418 --> 00:18:52.909

2nd thing I want to talk about quickly is the mechanical code. The mechanical code had 96 comments. They were all about all but a handful were about the boiler section amendments that DC has added. The biggest, I would guess, I would say that the most amount of work there was explaining how the amendments tied to district of columbia.

85 "Michael Brown" (3944321792)

00:18:52.909 --> 00:19:15.079

And it got to be, I have to say to all you mechanical people, I'm much more up to date and not knowledgeable about the ask me boiler and pressure standards nearly the bulk of the questions were actually answered by that standard itself. And we have two more.

86 "Michael Brown" (3944321792)

00:19:15.079 --> 00:19:37.949

Or that we're trying to explain to OAG and an example of that is literally what I answered today. They wanted to know, you know, what SME code deals with pressure valves when we've talked about the ask me boiler and pressure standards all along. So.

87 "Michael Brown" (3944321792)

00:19:37.949 --> 00:19:57.949

A lot, a good amount of time is just educating lawyers who don't know what we do or understand the concept of standards, and that was the case throughout the code, you know, we've got 16 pages of standards that are referenced in our building codes and.

88 "Michael Brown" (3944321792)

00:19:57.949 --> 00:19:59.879

Okay.

89 "Michael Brown" (3944321792)

00:19:59.879 --> 00:20:19.879

I, I have to say I must have failed in trying to explain that to them about the power of the standards and why we use standards. So I, you know, I hope by this time we have it settled and I'll know that on Friday as well. What I would offer is that.

90 "Michael Brown" (3944321792)

00:20:19.879 --> 00:20:44.629

We will, we meaning DOB, before the next code cycle, take a strong serious look at that the boiler section of the mechanical code, and we will be proposing, we will take a look at all those amendments and have a proposal which we think will make it easier. I.

91 "Michael Brown" (3944321792)

00:20:44.629 --> 00:21:20.994

Firstly, as I was going through the questions about the boilers reached out to some of our large building operators who lived the life of boilers and try to get some feedback from them to understand their perspective and with a little bit of luck, maybe we'll get a couple of them to join

us on the tag next time to give us their perspective a little more strongly than we've had in the past. So that's something for the next code cycle, and I think we've got everything worked out for the mechanical code and the boilers, but that was.

92 "Marc Fetterman" (2909276928)

00:21:20.994 --> 00:21:33.959

Regarding the boilers, the, as a chair of the mechanical tag, like as I can report to you and as the board may recall, the boiler.

93 "Marc Fetterman" (2909276928)

00:21:33.959 --> 00:21:53.959

Amendments were substantive and controversial and they mostly came from DOB, from a gentleman who was in charge of boilers, whom I understand may not may NO longer have that role, but he had that role for decades and we were, we had NO option but.

94 "Marc Fetterman" (2909276928)

00:21:53.959 --> 00:22:13.959

To comply with DOB requirements. So, I know the mechanical engineers on the mechanical tag were very interested in simplifying the boiler code and make this recommendation to the CCCB that a special group be put together. This was over two and a half years ago of DOB and.

95 "Marc Fetterman" (2909276928)

00:22:13.959 --> 00:22:21.891

At that time it was DCRA and nothing's happened, but again if it's going to happen soon, that will be terrific.

96 "Michael Brown" (3944321792)

00:22:21.891 --> 00:22:43.673

And then to that end Mark, and certainly your guidance would be appreciated, we could actually take on that task as one of the 1st changes we do on this annual review of potential code changes and maybe we pick that up for the fall after the approval of this current.

97 "Marc Fetterman" (2909276928)

00:22:43.673 --> 00:22:59.209

And it's and Mike speaking of annual reviews, the CCCB has a number of code changes to the current code that we've never seen comments on from OAGR dobs attorneys, so.

98 "Marc Fetterman" (2909276928)

00:22:59.209 --> 00:23:09.751

This board is used to doing things, out of code cycle, but we haven't gotten support recently.

99 "Michael Brown" (3944321792)

00:23:09.751 --> 00:23:27.259

Yes, I, having been on the CCB for a couple of years now, I certainly know what you're talking about. I promise you that that will not be the case. In fact, Will Damien, who's our legislative director, has joined the call too, and he is anxious to.

100 "Michael Brown" (3944321792)

00:23:27.259 --> 00:23:52.699

To make sure we follow that process and has in fact, you know, is, assigning one of his staff people to be about the regulatory process for the building codes so that we have an advocate and as we, she happens to be on vacation today, but she will be attending these meetings and she will act in many ways as an.

101 "Michael Brown" (3944321792)

00:23:52.699 --> 00:24:12.128

You know an administrative arm of this committee to help us get those things done. I apologize that they have languished in the past. I can tell you that from my conversations with OAG, I feel properly directed that we will be doing that.

102 "Marc Fetterman" (2909276928)

00:24:12.128 --> 00:24:17.894

Terrific. Thank you. I see that Harrison Miller has joined.

103 "harrison" (3674921216)

00:24:17.894 --> 00:24:21.350

Yeah, apologies. I had another meeting that ran late.

104 "Marc Fetterman" (2909276928)

00:24:21.350 --> 00:24:29.088

Nope, NO problem. I just wanted to make sure we had everyone on our attendance list Harrison. Thank you. Go ahead Michael.

105 "Michael Brown" (3944321792)

00:24:29.088 --> 00:24:47.449

Next item is the energy code. Casey and his tag moved very quickly through with quickly I guess Casey is a relative term, but they got their work done very early on, and got through a.

106 "Michael Brown" (3944321792)

00:24:47.449 --> 00:24:50.519

IG.

107 "Michael Brown" (3944321792)

00:24:50.519 --> 00:25:12.993

I, you know, they are in the process of continuing to think about the things that were suggested, but I would say what could be, what in the past may have been a large roadblock, Casey has certainly taking care of to do the work on the front end with both OAG and his tag, so I'm pretty excited about where we're there.

108 "Marc Fetterman" (2909276928)

00:25:12.993 --> 00:25:15.193

Thank you, Casey.

109 "Michael Brown" (3944321792)

00:25:15.193 --> 00:25:30.059

The next item is the net zero code for the next code cycle. So as we all know, we have a legislative directive to have a net zero code by 31 December 2026.

110 "Michael Brown" (3944321792)

00:25:30.059 --> 00:25:47.279

There is some work being done on that language. I would say the bulk of the work is the bulk of the discussion is, is it net, is it.

111 "Michael Brown" (3944321792)

00:25:47.279 --> 00:26:03.989

Electric electrific file ready or requiring electrification. And I think that's, as we all know from our experience of working through the codes this past cycle, that was an important conversation for us as well. So.

112 "Michael Brown" (3944321792)

00:26:03.989 --> 00:26:23.989

How that continues to work its way through the political process, I don't know, but I do know there's conversation there. The net zero code, you know, to be quite on frank. We can't have a code cycle that takes four or five years and you know drain every.

113 "Michael Brown" (3944321792)

00:26:23.989 --> 00:26:47.269

Everybody on this board, we need to and we will we meaning DOB as the administrative support, we've been challenged by the mayor's office and city administrator to find a cycle that is more like 18 months and what do we need to do to be able to support.

114 "Michael Brown" (3944321792)

00:26:47.269 --> 00:27:07.999

The CCB to make sure that action that that cycle is closer to 18 months versus a large number, you know, the number of years that it has in the past. What we have said in both cases is that there has to be dedicated staff assigned to the CCB.

115 "Michael Brown" (3944321792)

00:27:07.999 --> 00:27:29.389

To be able to do the, what is really the heavy lifting that volunteers have been expected to do over the years, and to keep things moving. So I will keep you up to date as to where we're at on that as we move forward. The last item that Mark asked for a quick comment on is about the.

116 "Michael Brown" (3944321792)

00:27:29.389 --> 00:27:50.069

Washington Gas lawsuit. Washington Gas has filed a lawsuit against the district of Colombia arguing that we can't have a regulation that requires electric use only in buildings. This is a lawsuit that has been filed across the country, another.

117 "Michael Brown" (3944321792)

00:27:50.069 --> 00:28:10.069

Municipalities and states that have, are moving in that direction. The local judge, it's still in hearing process. The last hearing was a couple weeks ago and essentially the local judge is taking it under advisement.

118 "Michael Brown" (3944321792)

00:28:10.069 --> 00:28:32.599

To make a determination of where that goes. Lawyers all have their opinions on that, but what I do know is that it's under advisement by the judge and as soon as there's additional rulings I'll let you know. In terms of us, I think the importance of the lawsuit is how we approach the energy.

119 "Michael Brown" (3944321792)

00:28:32.599 --> 00:29:02.557

The Code in the next cycle, and our argument is we certainly meaning the district of Columbia. Our argument is we would like a ruling before we do the work on the code cycle rather than going through the code cycle and then getting the ruling. So that's the position of the district at this time. Where that goes, I don't know, and I'll let you all know as soon as we do. So real quick on that.

120 "Anthony Dale" (4173456896)

00:29:02.557 --> 00:29:16.735

So from my understanding, that hasn't.

121 "Casey Studhalter" (2137478912)

00:29:16.735 --> 00:29:20.833

Sorry Anthony I think you're cutting out for me at least. Yeah.

122 "Michael Brown" (3944321792)

00:29:20.833 --> 00:29:24.900

Need too, I didn't know if it was my system or not.

123 "Anthony Dale" (4173456896)

00:29:24.900 --> 00:29:28.735

Are you is this? Am I am I mistaken on that?

124 "Marc Fetterman" (2909276928)

00:29:28.735 --> 00:29:31.973

You can hear you now. Keep going. Oh.

125 "Anthony Dale" (4173456896)

00:29:31.973 --> 00:29:58.917

Did you not hear me before? Sorry. Oh I apologize. What I was saying, has, from my understanding this the band and other jurisdictions have already been shot down. And so this is something that has been ruled on. I know not here yet, but in other places and and from my understanding that in those rulings, the court said that they couldn't preempt federal statues that were already in existence, is that correct?

126 "Marc Fetterman" (2909276928)

00:29:58.917 --> 00:30:02.658

Right yes that's that's in the lawsuit. Yes.

127 "Anthony Dale" (4173456896)

00:30:02.658 --> 00:30:22.159

Okay, so I, my only question is as we're proceeding with our current rules, should we take that under advisement to ensure that we don't end up in a situation where we have to come back and do other, changes if the court moves forward with potentially striking.

128 "Anthony Dale" (4173456896)

00:30:22.159 --> 00:30:28.517

Down this band.

129 "Michael Brown" (3944321792)

00:30:28.517 --> 00:30:32.355

That is worthy of conversation by this board.

130 "Marc Fetterman" (2909276928)

00:30:32.355 --> 00:30:44.832

I also thank mike. We look w there are lots of attorneys that are working for DOB in the city and, you know, we look to your guidance on that. We don't have the background to answer that question.

131 "Michael Brown" (3944321792)

00:30:44.832 --> 00:31:03.979

Well, it's Our attorneys would certainly have thoughts on it. I do know that at this point the guidance is, is that we have a legislative mandate to follow in that direction, and until that changes that.

132 "Michael Brown" (3944321792)

00:31:03.979 --> 00:31:07.817

Is the position of DOB.

133 "Anthony Dale" (4173456896)

00:31:07.817 --> 00:31:27.559

I guess and and I appreciate that, that stance my Mike is I understand the legislative mandate, but if we get down the road where the judge comes back and say, hey, this band is not, you know, not something you all can do, then that presents a new challenge for us to go back and revise and do different things and it also prevents.

134 "Anthony Dale" (4173456896)

00:31:27.559 --> 00:31:50.238

Let me also put some confusion out there for, you know, businesses and residents. So is there something that we can do to preempt to ensure that we don't cause another challenge in this process? Seeing that this has already been something that has been ruled on previously, I'm concerned that we'll end up in the same boat as other jurisdictions that have this, that are doing this.

135 "Michael Brown" (3944321792)

00:31:50.238 --> 00:32:00.574

I hear you Anthony and you're moving into an area that's well above my pay grade and I'm sure you understand that.

136 "Joel Causey" (2737361408)

00:32:00.574 --> 00:32:23.869

My, I'm gonna make you even more confusing because I always do. So I understand what Anthony's saying and I completely agree with it. We have to 2026 in order to enact this legislative code requirement, which in my opinion gives us time for the supply outlook courts hopefully, and one never knows with the court. My question is the existing code.

137 "Joel Causey" (2737361408)

00:32:23.869 --> 00:32:43.554

That we approve for residential that would that we the that we approved and and is now sitting in the mayor's office for or someone's office for eventually. Does the, does the the attorneys at that level, are they going to strike that out of the code for now or are they going to continue to push that through?

138 "Michael Brown" (3944321792)

00:32:43.554 --> 00:32:56.778

Position oag's oag's position was that that can remain because this board voted on it and this is an independent board that can act on its behalf.

139 "Joel Causey" (2737361408)

00:32:56.778 --> 00:33:02.496

Thank you. Thank you.

140 "Marc Fetterman" (2909276928)

00:33:02.496 --> 00:33:06.976

Thank you Mike. Item five.

141 "Michael Brown" (3944321792)

00:33:06.976 --> 00:33:39.439

Yeah, item five, insurance, this is insurance for adjacent properties, the bird friendly law and the harmonious living amendments. What has come up, each of these are in different stages of regulations being set. So e.g., the insurance for adjacent properties regulations were promagated. They started to go through the process of review. The difficulty we have right now is the insurance industry.

142 "Michael Brown" (3944321792)

00:33:39.439 --> 00:34:08.129

He doesn't have a an insurance vehicle that meets the code requirements and that has to be determined. So until the I always forget the banking insurance group for DC has to work through with the council and there as to what and the industry as to what they can develop. So that's where that one is. The bird friendly.

143 "Michael Brown" (3944321792)

00:34:08.129 --> 00:34:26.939



Building facades, those regulations were put together, they are in, and the law identified DOB as the people to set those regulations. The bird friendly regulations were sent, it's in the process of.

144 "Michael Brown" (3944321792)

00:34:26.939 --> 00:34:44.099

Going through, acceptance and it's I'm sure not as important as the building codes for OHAG is my guess, but I don't know why it's where it's at. A harmonious living amendment that.

145 "Michael Brown" (3944321792)

00:34:44.099 --> 00:35:04.099

Legislation identified the CCB to propagate the regulations and at a future time, I'll get directions so that we can give directions to the CCB as to what we need to accomplish as a board for those.

146 "Michael Brown" (3944321792)

00:35:04.099 --> 00:35:26.219

Regulations. I hope to have additional information about that sometime this summer. What I have learned during this process is that the pathway for regulations isn't always the same. Sometimes it's come back to CCP and.

147 "Michael Brown" (3944321792)

00:35:26.219 --> 00:35:46.219

Those of you who have been on the board for a number of years have certainly experienced developing those regulations. Sometimes it's assigned to DOE, sometimes it's assigned to DOB. It just depends on the legislation at hand, but those are the three that are out there right now.

148 "Michael Brown" (3944321792)

00:35:46.219 --> 00:36:04.135

The insurance and bird friendly is in our court at POB. Harmonious living regulations will be in the responsibility of the CCP and we'll have guidance this summer for that.

149 "Jason Wright" (273928448)

00:36:04.135 --> 00:36:20.359

This is Jason. Can I ask you a question on the bird friendly last? You know that that trigger is in place and coming soon. We're working on projects in design that are gonna need to comply with yet to be fully approved regulation that we plan on submitting building permits for in the next, you know.

150 "Jason Wright" (273928448)

00:36:20.359 --> 00:36:48.850

Nine months, so it's a bit of a moving target. And one of the questions that came up in the kind of working group discussion with DCBIA was, you know, the ABC bird threat rating and the requirements that it comply but ABC doesn't have testing for any tinted glasses or colored glass and how we were gonna navigate that with respect to the energy code, requirements, and I never heard any feedback.

151 "Michael Brown" (3944321792)

00:36:48.850 --> 00:37:07.509

So, two things there and both are good questions. The 1st one is the regulations have been written and it's essentially it's exactly how you're talking about, right? It resides with ABC. But secondly, in.

152 "Michael Brown" (3944321792)

00:37:07.509 --> 00:37:29.959

The regulatory process of regulations, we're saying that we are not going to enforce that code until which time the regulations are accepted in the process, you know, the DC government process for regulations and will include a transitory period very similar to the transitory period.

153 "Michael Brown" (3944321792)

00:37:29.959 --> 00:37:58.235

You folks have written in the past for our building codes. If you're in the design phase, you can show that you're in the design phase, you're not gonna be held responsible for that. So I hope that gives some, ease for the design community cause and the developing community cause what's most important is predictability, right? Right. Yes.

154 "Jason Wright" (273928448)

00:37:58.235 --> 00:38:00.355

So that's the status on.

155 "Marc Fetterman" (2909276928)

00:38:00.355 --> 00:38:01.954

All three of these Mike.

156 "Michael Brown" (3944321792)

00:38:01.954 --> 00:38:03.715

Yes. Okay.

157 "Jason Wright" (273928448)

00:38:03.715 --> 00:38:07.038

So there, so you're including transit provisions in all three of those.

158 "Michael Brown" (3944321792)

00:38:07.038 --> 00:38:10.175

That is our intention yes. Great. Thank you.

159 "Marc Fetterman" (2909276928)

00:38:10.175 --> 00:38:40.033

Mike, before we, thank you very much for this detailed update today before we leave you, I wanted to mention something the CCCB has requested of DCRA and DOB before, and that is that we be informed when the council is considering or certainly once they've approved legislation because we've, these three items we dug up on our, on by CCCB member.

160 "2022\*\*\*\*52" (1551319040)

00:38:40.033 --> 00:38:42.214

1st weekly from DOB.

161 "Marc Fetterman" (2909276928)

00:38:42.214 --> 00:38:51.975

And we think most thoughtfully this should come from you guys to the CCCB.

162 "Michael Brown" (3944321792)

00:38:51.975 --> 00:39:05.970

Fair enough, and I, I would say then that, I agree with you and we can do a better job of that. Thank you. And I would suggest for.

163 "Michael Brown" (3944321792)

00:39:05.970 --> 00:39:27.611

Oh well since our legislative director is having somebody work more closely with us, that'll certainly be a conduit and I will talk further with Will Damon who heads up our legislative group to say, ok, what are the rules of play here, right? What can we talk about? When can we talk about it and how do we find it.

164 "Marc Fetterman" (2909276928)

00:39:27.611 --> 00:39:42.371

Well or certainly, certainly, you know, what's in the DC register at a minimum because most of us don't have the patients to go through that document every week, and I know you guys do that some of you do that for a living.

165 "Michael Brown" (3944321792)

00:39:42.371 --> 00:39:51.652

It's certainly somebody else in this building. But yes, I will share that with Will man.

166 "Marc Fetterman" (2909276928)

00:39:51.652 --> 00:40:04.738

We're we're not asking for confidential information, but, anything available information that we can then understand what we will be doing in the future. Yeah. Thank you. I will.

167 "Michael Brown" (3944321792)

00:40:04.738 --> 00:40:09.417

We'll talk to the well to see how we can do that for.

168 "Marc Fetterman" (2909276928)

00:40:09.417 --> 00:40:12.416

Thank you. Anything else Mike?

169 "Michael Brown" (3944321792)

00:40:12.416 --> 00:40:14.880

Only if you've got questions.

170 "Marc Fetterman" (2909276928)

00:40:14.880 --> 00:40:28.616

I don't, does any, one else on the board or from the public have a question about Mike's presentation? I see a hand from Max Brown. Good morning, everybody. Thank you.

171 "Max Brown" (3834729728)

00:40:28.616 --> 00:40:50.912

For the time today and for all your work. Appreciate it. I just had a question back to there was a question of whether the code will go to the CA 1st or come back to the CCB. It sounds like you guys want to see it 1st, but there was some question that was gonna go on Friday. I heard. Was that like tomorrow or when.

172 "Michael Brown" (3944321792)

00:40:50.912 --> 00:40:52.787

No, ok.

173 "Max Brown" (3834729728)

00:40:52.787 --> 00:40:53.958

Could you clarify that?

174 "Michael Brown" (3944321792)

00:40:53.958 --> 00:41:19.590

That'd be great. Yeah, I I use the words Friday. On Friday I have another conversation with OAD, OAG about outstanding questions. We're down to a handful of those. It is my hope that I finished that process with OAG by Friday at which time they do whatever OAG does to put together the package.

175 "Michael Brown" (3944321792)

00:41:19.590 --> 00:41:52.514

In the meantime, I'm going to talk with, our legislative team and lawyers about the next step and can it come to the candidate or should it be coming to the CCB and I was incorrect in assuming that it's going to the ca's office in mayor's office. So we will get back up, we'll come back on that, but it's not gonna be out on Friday. I just hope I'm out of the picture by Friday. Got it. Thank.

176 "Max Brown" (3834729728)

00:41:52.514 --> 00:41:55.398

Thank you for that clarification, appreciate it.

177 "Marc Fetterman" (2909276928)

00:41:55.398 --> 00:42:05.858

You know Mike, 330 code changes that we did and over 600 questions. Thank you for doing this for us.

178 "Michael Brown" (3944321792)

00:42:05.858 --> 00:42:10.939

Hey, it was a nice way to get immersed into everything. That's right.

179 "Marc Fetterman" (2909276928)

00:42:10.939 --> 00:42:16.590

Thank you. Any other questions about this from, Joel?

180 "Joel Causey" (2737361408)

00:42:16.590 --> 00:42:35.656

Yeah Mike, could you possibly share the the bird glass of what what DOB has written so far with us when you get a chance opportunity? The bird glass act member that you guys the DOB is writing. Is that something you can share with the CCCB to review?

181 "Michael Brown" (3944321792)

00:42:35.656 --> 00:42:42.057

Yeah, it'll be, we'll share what we sent the DCVIA for comments as well. Perfect, awesome.

182 "Jason Wright" (273928448)

00:42:42.057 --> 00:42:58.200

Yeah, that would be helpful Mike cause in the current law, right, that's on the books just says for billing permits submitted on it after 1st of January 1235 but it does say nothing in there about DOB being the enforcement mechanism, so as as the design community is out here.

183 "Jason Wright" (273928448)

00:42:58.200 --> 00:43:17.400

Thinking we have to comply with at least the law, right? But we don't have a, a venue to, you know, there's NO enforcement through the code, which I know that's what we're trying to work through and so we're, we're in a gray area, so if we could get some sort of like MOU that this is coming and until but until such time.

184 "Jason Wright" (273928448)

00:43:17.400 --> 00:43:33.653

And I was gonna write that we don't have to comply with the law, but there is NO enforcement mechanism for the law until DOB publishes these regulations and that there will be a twelve month transit story period as well with those regulations because that would help us immensely. Okay.

185 "Michael Brown" (3944321792)

00:43:33.653 --> 00:43:48.474

Yeah, Jason and Joel both. I know you've been in conversations that Will Damien has been part of as well, so I will get with Will and have him assist me in putting that together for you folks.

186 "Joel Causey" (2737361408)

00:43:48.474 --> 00:44:04.678

I think a lot of us are in the same. We're, we're currently designing buildings or or numbers of buildings or six buildings or ten buildings in our case. And we really want to figure out what how that how this new thing fits into it because as you can imagine the go back and redesign and all that stuff is quite expensive, so.

187 "Michael Brown" (3944321792)

00:44:04.678 --> 00:44:11.198

Okay. Yeah, I will get with Will shortly after this meeting.

188 "Jason Wright" (273928448)

00:44:11.198 --> 00:44:13.642

Okay, thank you.

189 "Michael Brown" (3944321792)  
00:44:13.642 --> 00:44:20.854  
Any other questions? Okay.

190 "Marc Fetterman" (2909276928)  
00:44:20.854 --> 00:44:43.100  
Thank you Mike. Thank you. Very quickly the remaining items on the agenda, the private sector board members as I've mentioned in emails over the past several months are required to file financial disclosure state.

191 "Marc Fetterman" (2909276928)  
00:44:43.100 --> 00:45:04.110  
This year. As I attended a 1 h video seminar that they offered two board members last week and learn nothing new that is not available in their beca.

192 "Marc Fetterman" (2909276928)  
00:45:04.110 --> 00:45:19.470  
Information on their website regarding financial disclosure. However, the piece of information I did learn was that, the board members will be getting the form to fill out around.

193 "Marc Fetterman" (2909276928)  
00:45:19.470 --> 00:45:39.470  
15 April and the form must be submitted by 15 May. Item seven as the private sector members know, we are all required to fulfill yearly.

194 "Marc Fetterman" (2909276928)  
00:45:39.470 --> 00:46:04.490  
Ethics training with beca. And there are three remaining dates in 2025 30, April 30 July and 29 October on which they offer 50 min courses in as a live video seminar. They also have a number of other opportunities that.

195 "Marc Fetterman" (2909276928)  
00:46:04.490 --> 00:46:30.334  
That you can fulfill your requirement by fulfilling other individual classes that they have on their website. So, there are many ways to accomplish this requirement. Our next regular meeting would be 17 April 2025. Any additional comments from the board or from the public? Joel.

196 "Joel Causey" (2737361408)  
00:46:30.334 --> 00:46:45.752  
Hey Mark, how you doing? So I know we have someone from Vegan on the line here. I saw someone someone's on here. On the financial disclosure requirements, they seem to be more stringent than what I've what as I was in previously elected official.

197 "Marc Fetterman" (2909276928)  
00:46:45.752 --> 00:46:54.935  
And more stringent my Joel, they are more stringent than ancs. You have to submit dollar amounts. Right.

198 "Joel Causey" (2737361408)  
00:46:54.935 --> 00:46:56.670  
And, and.

199 "Marc Fetterman" (2909276928)  
00:46:56.670 --> 00:46:58.171  
Yep.

200 "Joel Causey" (2737361408)  
00:46:58.171 --> 00:47:09.314  
And is that is is and I'm curious someone from Bega who's on the phone can explain to us why that's a requirement for this board where for an elected official it's less stringent.

201 "Marc Fetterman" (2909276928)  
00:47:09.314 --> 00:47:36.615  
So it is required of elected officials and during our video last week, the, presenters showed us on the website the financial disclosure form for chairman Mendelson, which was pages of stocks that he, where he owns individual stocks as well as at least r1 estate property that he owns as an investment.

202 "Joel Causey" (2737361408)  
00:47:36.615 --> 00:47:54.692  
Right. No, I understand that. I guess I guess what I'm saying is that if if you're serving on an ANC or you're serving on another board, why would this, why would the CCC be then be held to the same standards at the city council? I mean this this is pretty intrusive stuff. I mean, index funds and stocks and all kinds of stuff that they wanna know.

203 "Marc Fetterman" (2909276928)  
00:47:54.692 --> 00:48:06.493  
If if NO one from the bega can answer that on our call, I encourage you to get in touch with them because these deadlines are coming up quickly.

204 "Joel Causey" (2737361408)  
00:48:06.493 --> 00:48:19.173  
Right. Yeah, I mean I I mean I get it, I understand it. I think I thought i saw someone here from Vega I don't know what they went to. Is anybody from Vega on the call still?

205 "Marc Fetterman" (2909276928)  
00:48:19.173 --> 00:48:44.860  
I know Joel, the, a number of us who participated pushed back against this last week and the people at Bega were very polite but firm that this is a, a new requirement and they believe that this is necessary, and I encourage you to be in touch with them to gain the answers to the questions you're asking. Okay.

206 "Joel Causey" (2737361408)  
00:48:44.860 --> 00:48:53.257  
I've I've seen Bill's house. I might look at his stocks cause he just he was pretty good to have luck with stocks. That's good then. Maybe he was a golden line in the office. Thank you. Yes.

207 "Marc Fetterman" (2909276928)

00:48:53.257 --> 00:48:58.457

Are there any other questions from the border, from the public?

208 "harrison" (3674921216)

00:48:58.457 --> 00:49:06.777

Yeah, what, what's the deadline? I'm sorry, I know you just mentioned it Mark, but what's the deadline that they want that completed by?

209 "Marc Fetterman" (2909276928)

00:49:06.777 --> 00:49:16.298

My understanding is we're going to be emailed the forms around 15 April and they will be due on 15 May.

210 "harrison" (3674921216)

00:49:16.298 --> 00:49:17.099

Okay.

211 "Marc Fetterman" (2909276928)

00:49:17.099 --> 00:49:26.939

And these are, for calendar year 2024. It's not the current year. So it's just like doing a tax return.

212 "Jason Wright" (273928448)

00:49:26.939 --> 00:49:30.299

And then Mark, these forms will go to our.

213 "harrison" (3674921216)

00:49:30.299 --> 00:49:32.835

Which email address? Because.

214 "Jason Wright" (273928448)

00:49:32.835 --> 00:49:37.097

The CCC the email address I don't have access to. I don't need.

215 "Marc Fetterman" (2909276928)

00:49:37.097 --> 00:49:42.877

Or if if I, if we learn that these are coming out and I don't get them, I'll know you're not getting them.

216 "Jason Wright" (273928448)

00:49:42.877 --> 00:49:45.575

Okay. And we'll we'll make accommodation.

217 "Marc Fetterman" (2909276928)

00:49:45.575 --> 00:49:53.790

Because, I've been unable to use my CCCB email address also, so I've stopped. Okay, thank you.



218 "Marc Fetterman" (2909276928)

00:49:53.790 --> 00:50:11.941

Thank you. Any other questions? Seeing none, and apologizing for the time. It's 1123 and we'll consider the meeting adjourned. Thank you all for attending.

219 "Jason Wright" (273928448)

00:50:11.941 --> 00:50:13.255

Thank you Mark.

220 "harrison" (3674921216)

00:50:13.255 --> 00:50:17.697

Thanks. Sorry, sorry I wasn't able to come on time.

221 "Marc Fetterman" (2909276928)

00:50:17.697 --> 00:50:24.324

We're all good. Thanks all. Thank you Mark. Thank you Mike. Appreciate it. Good meeting.