

FIRE PREVENTION & BUILDING SAFETY COMMISSION

MEETING MINUTES

For the December 2024 Meeting.

MEETING DETAILS

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

Member Attendance

Name	Present		Means of Participation
	Yes	No	
Craig Burgess	\boxtimes		In Person
Logan Cook	\boxtimes		In Person
John Crisp			Electronic Means (MS Teams)
Harold Davidson			In Person.
Todd Hite			In Person
James Murua	\boxtimes		In Person
Michael Patarino	\boxtimes		In Person
Michael Popich		\boxtimes	NA
David Porter	\boxtimes		In Person
Lane Slaughter	\boxtimes		In Person
Kenneth Wagner			Electronic Means (MS Teams)
Michael Zehner	\boxtimes		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:	Vo	te
Approve	Yes	No
November		
minutes.		
Craig Burgess		
(A)		
Logan Cook	\boxtimes	
John Crisp	\boxtimes	
Harold Davidson	\boxtimes	
Todd Hite		
James Murua	\boxtimes	
Michael Patarino	\boxtimes	
Michael Popich		
David Porter (A)		
Lane Slaughter		
(A)		
Kenneth Wagner		
Michael Zehner	\boxtimes	
(A)		

Cannot approve November due to abstentions taking us below quorum.

Motion:	Vote	
Approve	Yes	No
October		
minutes.		

Craig Burgess	\boxtimes	
Logan Cook	\boxtimes	
John Crisp	\boxtimes	
Harold Davidson	\boxtimes	
Todd Hite		
James Murua	\boxtimes	
Michael Patarino	\boxtimes	
(A)		
Michael Popich		
David Porter	\boxtimes	
Lane Slaughter	\boxtimes	
Kenneth Wagner	\boxtimes	
Michael Zehner	\boxtimes	
(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	Yes	No
rules as noted in		
legislative		
notice.		
Craig Burgess	\boxtimes	

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

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: Table.	Vo	Vote	
	Yes	No	
Craig Burgess	\boxtimes		
Logan Cook	\boxtimes		
John Crisp	\boxtimes		
Harold Davidson	\boxtimes		
Todd Hite	\boxtimes		
James Murua	\boxtimes		

Michael Patarino	\boxtimes	
Michael Popich		
David Porter	\boxtimes	
Lane Slaughter	\boxtimes	
Kenneth Wagner	\boxtimes	
Michael Zehner	\boxtimes	

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

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

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

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

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

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:	Vote	
Approve with	Yes	No
conditions:		
Allow		
temporary		
structure until		

October 1, 2025. Only storing vehicles, no workshop use or extended occupancy.		
Craig Burgess		
Logan Cook	\boxtimes	
John Crisp	\boxtimes	
Harold Davidson		
Todd Hite	\boxtimes	
James Murua		
Michael Patarino		\boxtimes
Michael Popich		
David Porter	\boxtimes	
Lane Slaughter	\boxtimes	
Kenneth Wagner	\boxtimes	
Michael Zehner	\boxtimes	

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

Motion: Table.	Vote	
	Yes	No
Craig Burgess	\boxtimes	
Logan Cook	\boxtimes	
John Crisp	\boxtimes	
Harold Davidson	\boxtimes	
Todd Hite	\boxtimes	
James Murua	\boxtimes	

Michael Patarino	\boxtimes	
Michael Popich		
David Porter	\boxtimes	
Lane Slaughter	\boxtimes	
Kenneth Wagner	\boxtimes	
Michael Zehner	\boxtimes	

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

Motion:	Vote	
Approve with	Yes	No
conditions:		
Limit occupant		
load to 49		
persons,		
directional exit		
signage posted		
with emergency		
lighting.		
Craig Burgess		\boxtimes
Logan Cook	\boxtimes	
John Crisp	\boxtimes	
Harold Davidson	\boxtimes	
Todd Hite	\boxtimes	
James Murua	\boxtimes	
Michael Patarino	\boxtimes	
Michael Popich		
David Porter	\boxtimes	
Lane Slaughter	\boxtimes	

Kenneth Wagner	\boxtimes	
Michael Zehner	\boxtimes	

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

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

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

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

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	\boxtimes	
Logan Cook	\boxtimes	
John Crisp	\boxtimes	

Harold Davidson	\boxtimes	
Todd Hite	\boxtimes	
James Murua	X	
Michael Patarino	X	
Michael Popich		
David Porter	X	
Lane Slaughter	X	
Kenneth Wagner	X	
Michael Zehner	\boxtimes	

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: Table.	Vote	
	Yes	No
Craig Burgess	\boxtimes	
Logan Cook	\boxtimes	
John Crisp	\boxtimes	
Harold Davidson	\boxtimes	
Todd Hite	\boxtimes	

James Murua	\boxtimes	
Michael Patarino	\boxtimes	
Michael Popich		
David Porter	\boxtimes	
Lane Slaughter	\boxtimes	
Kenneth Wagner	\boxtimes	
Michael Zehner	\boxtimes	

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

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

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

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

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	\boxtimes	
Logan Cook	\boxtimes	
John Crisp	\boxtimes	
Harold Davidson		\boxtimes

Todd Hite	\boxtimes	
James Murua	\boxtimes	
Michael Patarino	\boxtimes	
Michael Popich		
David Porter		\boxtimes
Lane Slaughter	\boxtimes	
Kenneth Wagner	\boxtimes	
Michael Zehner	\boxtimes	

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: Deny.	Vote	
	Yes	No
Craig Burgess	\boxtimes	
Logan Cook	\boxtimes	
John Crisp	\boxtimes	
Harold Davidson	\boxtimes	
Todd Hite	\boxtimes	
James Murua	\boxtimes	
Michael Patarino	\boxtimes	
Michael Popich		
David Porter	\boxtimes	
Lane Slaughter	\boxtimes	
Kenneth Wagner	\boxtimes	
Michael Zehner		
(A)		

7. Industrialized Building Systems Applications and Renewals

- i. TR Arnold & Assoc.
- ii. EMC

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

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.