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ADMINISTRATOR

Meeting Minutes  
STATE BOARD OF BUILDING REGULATIONS AND STANDARDS  
BUILDING OFFICIAL CERTIFICATION COMMITTEE  
50 Maple Street  
Milford, MA  
February 5, 2019 2:00 p.m.

Meeting called to order by the Chairman at 2:07 p.m. followed by roll call:

1. **Roll Call**

- |  |                                  |                                 |
|--|----------------------------------|---------------------------------|
| a. Matthew Hakala, Chairman<br>- Member At Large, Westford                       | ✓ present                        | <input type="checkbox"/> absent |
| b. Michael Giampietro, Vice Chairman<br>-Member At Large, Millis                 | ✓ present                        | <input type="checkbox"/> absent |
| c. Jeff Richards<br>-Massachusetts Building Commissioner's Association, Weymouth | <input type="checkbox"/> present | ✓ absent                        |
| d. Robert Speroni<br>-MetroWest Building Officials Association, Hopedale         | ✓ present                        | <input type="checkbox"/> absent |
| e. Bonnie Weeks<br>- Member At Large, Palmer                                     | ✓ present                        | <input type="checkbox"/> absent |
| f. Andrew Bobola<br>- Member At Large, Mattapoisett                              | ✓ present                        | <input type="checkbox"/> absent |
| g. Michael Clancy<br>- Southeastern Building Official's Association, Hingham     | ✓ present                        | <input type="checkbox"/> absent |
| h. Jeffrey Clemons<br>- Building Officials of Western Massachusetts Member, Lee  | ✓ present                        | <input type="checkbox"/> absent |
| i. Roger Fuller<br>- Massachusetts Municipal Association Representative          | <input type="checkbox"/> present | ✓ absent                        |
| j. David Lenzie<br>- Member from Academia  | ✓ present                        | <input type="checkbox"/> absent |
| k. David Sullivan<br>- BBRS Representative                                       | ✓ present                        | <input type="checkbox"/> absent |

**Guest Present:**

Kimberly Spencer, Office of Public Safety and Inspections  
Charles Kilb, Department of Professional Licensure

2. The minutes from the BOCC meeting minutes from January 2, 2019 will be reviewed at the next meeting scheduled for March 5, 2019.

On a MOTION by Robert Speroni and seconded by Michael Giampietro it was unanimously voted to take item 7 **Hearings** out of order.



### 3. Application for Certification Packets

- a. On a MOTION by Michael Clancy and seconded by Jeff Clemons it was unanimously VOTED to approve the application of **Paul Hutchins** (Town of North Andover) for certification in the capacity of **Massachusetts Building Commissioner** having met the minimum qualifications for said position defined by MGL c 143 § 3. (BO-2049).
- b. On a MOTION by Michael Giampietro and seconded by Robert Speroni it was unanimously VOTED to approve the application of **Matthew Kollmer** (Town of Great Barrington) for certification in the capacity of **Massachusetts Building Commissioner** having met the minimum qualifications for said position defined by MGL c 143 § 3. (BO-2075).
- c. On a MOTION by Robert Speroni and seconded by Michael Clancy it was unanimously VOTED to table the application of **Jeff Morash** (Town of Nantucket) for certification in the capacity of **Local Inspector**. Committee members are requesting the email received from ICC stating he passed the exams completed through the on-line PRONTO exam.
- d. On a MOTION by Michael Giampietro and seconded by Jeff Clemons it was unanimously VOTED to approve the application of **Daniel Riordan** (City of Malden) for certification in the capacity of **Local Inspector** having met the minimum qualifications for said position defined by MGL c 143 § 3. (BO-2093).
- e. On a MOTION by Michael Clancy and seconded by Michael Giampietro it was unanimously VOTED to approve the application of **Patrick Sands** (Town of Concord) for certification in the capacity of **Local Inspector** having met the minimum qualifications for said position defined by MGL c 143 § 3. (BO-1993).
- f. On a MOTION by Andy Bobola and seconded by Bonnie Weeks it was unanimously VOTED to approve the application of **Tracy Sharkey** (No Affiliation) for certification in the capacity of **Inspector of Buildings / Building Commissioner** having met the minimum qualifications for said position defined by MGL c 143 § 3. (BO-2115).
- g. On a MOTION by Andy Bobola and seconded by Bonnie Weeks it was unanimously VOTED to approve the application of **Edmund Smith** (No Affiliation) for certification in the capacity of **Local Inspector** having met the minimum qualifications for said position defined by MGL c 143 § 3. (BO-2159).
- h. On a MOTION by Michael Giampietro and seconded by David Lenzie it was unanimously VOTED to approve the application of **Gary T. Smith** (No Affiliation) for certification in the capacity of **Local Inspector** having met the minimum qualifications for said position defined by MGL c 143 § 3. (BO-2159).
- i. On a MOTION by Michael Clancy and seconded by Bonnie Weeks it was unanimously VOTED to approve the application of **Paul Viliott** (City of Haverhill) for certification in the capacity of **Local Inspector** having met the minimum qualifications for said position defined by MGL c 143 § 3. (BO-2154).
- j. On a MOTION by Andy Bobola and seconded by Bonnie Weeks it was unanimously VOTED to approve the application of **Owen Wright** (Town of New Marlborough) for certification in the capacity of **Local Inspector** having met the minimum qualifications for said position defined by MGL c 143 § 3. (BO-2138).
- k. On a MOTION by Andy Bobola and seconded by Bonnie Weeks it was unanimously VOTED to table the application of **Alan Walker** (Town of Wellesley) for certification in the capacity of **Local Inspector**. Committee members are requesting the email received from ICC stating he passed the exams completed through the on-line PRONTO exam.

### 4. Examination Approval Packets

- a. On a MOTION by Michael Giampietro and seconded by Bonnie Weeks it was unanimously VOTED to table the request of **Shaun Allard** (No Affiliation) for approval to take the required exams to become certified as a building code enforcement official. The Committee is requesting additional information on five years relevant building experience as defined by MGL c 143 § 3.
- b. On a MOTION by Robert Speroni and seconded by David Lenzie it was unanimously VOTED to table the request of **Steve Aube** (No Affiliation) for approval to take the required exams to become certified as a building code enforcement official. The Committee is requesting additional information on five years relevant building experience as defined by MGL c 143 § 3.
- c. On a MOTION by Michael Giampietro and seconded by Michael Clancy it was unanimously VOTED to table the request of **Joseph Baglieri** (No Affiliation) for approval to take the required exams to become

certified as a building code enforcement official. The Committee is requesting additional information on five years relevant building experience as defined by MGL c 143 § 3.

- d. On a MOTION by Michael Clancy and seconded by Robert Speroni it was unanimously VOTED to **DENY** the request of **Matthew Baldassari** (No Affiliation) for approval to take the required exams to become certified as a building code enforcement official. The Committee was unable to determine if Mr. Baldassari meets the minimum qualifications as defined by MGL c 143 § 3.
- e. On a MOTION by Bonnie Weeks and seconded by Robert Speroni it was unanimously VOTED to **DENY** the request of **David Cahill** (No Affiliation) for approval to take the required exams to become certified as a building code enforcement official. The Committee was unable to determine if Mr. Cahill meets the minimum qualifications as defined by MGL c 143 § 3.
- f. On a MOTION by Michael Giampietro and seconded by David Lenzie it was unanimously VOTED to grant the request of **David Connolly** (No Affiliation) for approval to take the required exams to become certified as a building code enforcement official. Mr. Connolly meets the minimum qualifications set forth by the BBRS for said position of local inspector and inspector of buildings / building commissioner defined by MGL c 143 § 3 and was granted permission to proceed with the required examination process.
- g. On a MOTION by Michael Giampietro and seconded by Robert Speroni it was unanimously VOTED to table the request of **Gerald Evans** (No Affiliation) for approval to take the required exams to become certified as a building code enforcement official. The Committee is requesting additional information on five years relevant building experience as defined by MGL c 143 § 3.
- h. On a MOTION by Bonnie Weeks and seconded by Michael Clancy it was unanimously VOTED to grant the request of **David Miller** (No Affiliation) for approval to take the required exams to become certified as a building code enforcement official. Mr. Miller meets the minimum qualifications set forth by the BBRS for said position of local inspector and inspector of buildings / building commissioner defined by MGL c 143 § 3 and was granted permission to proceed with the required examination process.
- i. On a MOTION by David Lenzie and seconded by Robert Speroni it was unanimously VOTED to **DENY** the request of **Paul O'Donnell** (No Affiliation) for approval to take the required exams to become certified as a building code enforcement official. The Committee was unable to determine if Mr. O'Donnell meets the minimum qualifications as defined by MGL c 143 § 3.
- j. On a MOTION by Bonnie Weeks and seconded by Robert Speroni it was unanimously VOTED to **DENY** the request of **Anthony Whitman** (No Affiliation) for approval to take the required exams to become certified as a building code enforcement official since he passed the *Building Inspector* exam offered by ICC. The Committee previously denied Mr. Whitman's qualifications March 3, 2017.
- k. On a MOTION by Bonnie Weeks and seconded by Jeff Clemons it was VOTED to grant the request of **David Willett** (No Affiliation) for approval to take the required exams to become certified as a building code enforcement official. Mr. Willett meets the minimum qualifications set forth by the BBRS for said position of local inspector and inspector of buildings / building commissioner defined by MGL c 143 § 3 and was granted permission to proceed with the required examination process. Robert Speroni opposed.

## 5. New Employee Report Form Packets

- a. On a MOTION by Michael Clancy and seconded by David Lenzie it was unanimously VOTED to acknowledge the *New Employee Report Form* of **Robert Armstrong** appointed to the position of **Local Inspector** for the City of Newburyport on January 2, 2019. *NERF signed by Mayor.*
- b. On a MOTION by Michael Giampietro and seconded by Jeff Clemons it was VOTED to acknowledge the *New Employee Report Form* of **Bun Song Chhuon** appointed to the position of **Local Inspector** for the City of Lowell. Appointed, not yet certified, on January 3, 2019. Twelve month grace period expires January 31, 2020. *NERF signed by City Manager.* Michael Clancy, Bonnie Weeks and Andy Bobola opposed.
- c. On a MOTION by Bonnie Weeks and seconded by Michael Clancy it was unanimously VOTED to acknowledge the *New Employee Report Form* of **James Crowley** appointed to the position of **Local Inspector** for the Town of Walpole on December 17, 2018. *NERF signed by Chairman.*
- d. On a MOTION by Jeff Clemons and seconded by Bonnie Weeks it was unanimously VOTED to acknowledge the *New Employee Report Form* of **Hamror Gabriel** appointed to the position of **Local Inspector**

for the City of Springfield. Appointed, not yet certified, on December 3, 2018. Twelve month grace period expires December 31, 2019. *NERF signed by Mayor.*

- e. On a **MOTION** by David Sullivan and seconded by Jeff Clemons it was **VOTED** to acknowledge the *New Employee Report Form* of **Neil Hall** appointed to the position of **Local Inspector** for the Town of Douglas on January 8, 2019. *NERF signed by Town Administrator.* Michael Clancy and Bonnie Weeks opposed. Robert Speroni abstain.
- f. On a **MOTION** by Michael Giampietro and seconded by Jeff Clemons it was **VOTED** to acknowledge the *New Employee Report Form* of **Tin Htway** newly appointed to the position of **Building Commissioner** for the Town of Douglas on January 8, 2019. *NERF signed by Town Administrator.* Bonnie Weeks and Michael Clancy opposed.
- g. On a **MOTION** by Robert Speroni and seconded Michael Clancy it was **VOTED** to acknowledge the *New Employee Report Form* of **Paul Murphy** newly appointed to the position of **Building Commissioner** for the Town of Nantucket on January 14, 2019. *NERF signed by Town Manager.* Bonnie Weeks opposed. Andy Bobola abstain.
- h. On a **MOTION** by David Lenzie and seconded Jeff Clemons it was **VOTED** to acknowledge the *New Employee Report Form* of **Alan Noll** appointed to the position of **Local Inspector** for the Town of Nantucket on January 14, 2019. *NERF signed by Town Manager.* Bonnie Weeks opposed.
- i. On a **MOTION** by David Lenzie and seconded Bonnie Weeks it was unanimously **VOTED** to table the *New Employee Report Form* of **Eddie Reyes** appointed to the position of **Local Inspector** for the City of Springfield on December 10, 2018. *NERF signed by Mayor.* Mr. Reyes' qualifications were denied January 2, 2019 and will be scheduled for hearing March 5, 2019.
- j. On a **MOTION** by Michael Giampietro and seconded David Lenzie it was unanimously **VOTED** to acknowledge the *New Employee Report Form* of **Mark Robidoux** appointed to the position of **Building Commissioner** for the Town of Lincoln on November 13, 2018. *NERF signed by Chairman.*
- k. On a **MOTION** by Michael Clancy and seconded David Lenzie it was **VOTED** to acknowledge the *New Employee Report Form* of **Richard Stevens** newly appointed to the position of **Building Commissioner** for the Town of Truro on January 7, 2019. *NERF signed by Town Manager.* Bonnie Weeks opposed.
- l. On a **MOTION** by Michael Giampietro and seconded Jeff Clemons it was unanimously **VOTED** to table the *New Employee Report Form* of **Alan Walker** newly appointed to the position of **Local Inspector** for the Town of Wellesley on January 2, 2019. *NERF signed by Chairman.*

#### **6. Extension Requests to be Certified Packets**

- a. On a **MOTION** by David Lenzie and seconded by Robert Speroni it was **unanimously VOTED** to grant the request of **Leslie Burnell (City of Holyoke)** for a first extension of time to become certified as a local inspector. Said extension shall expire August 31, 2019.
- b. On a **MOTION** by Bonnie Weeks and seconded by Michael Giampietro it was unanimously **VOTED** to grant the request of **Jeffrey Chandler (Town of Freetown)** for a second extension of time to become certified as a building commissioner. Said extension shall expire August 31, 2019.
- c. On a **MOTION** by Bonnie Weeks and seconded by Robert Speroni it was unanimously **VOTED** to grant the request of **Martin Dunlap (City of Boston)** for a first extension of time to become certified as a local inspector. Said extension shall expire August 31, 2019.
- d. On a **MOTION** by Robert Speroni and seconded by David Lenzie it was unanimously **VOTED** to grant the request of **Daniel Garte (Town of Dennis)** for a first extension of time to become certified as a local inspector. Said extension shall expire August 31, 2019.
- e. On a **MOTION** by Andy Bobola and seconded by Michael Clancy it was unanimously **VOTED** to grant the request of **Anne Milito (City of Boston)** for a first extension of time to become certified as a local inspector. Said extension shall expire August 31, 2019.

## 7. Hearings

- a. On a **MOTION** by Michael Giampietro and seconded by Jeff Clemons it was unanimously VOTED to grant **William Spinney (City of Pittsfield)**, BOCC 2-2019, for approval to take the required exams to become certified as a building code enforcement official. Based on his experience and after testimony from Mr. Spinney and Mr. Gerald Garner, Building Commissioner City of Pittsfield, the Committee deems Mr. Spinney meets the minimum qualifications set forth by the BBRS for said position of local inspector defined by MGL c 143 § 3 and was granted permission to proceed with the required examination process.

On a **MOTION** by Bonnie Weeks and seconded by Michael Clancy it was unanimously VOTED to acknowledge the *New Employee Report Form* of **William Spinney** appointed to the position of **Local Inspector** for the City of Pittsfield. Appointed, not yet certified, on November 11, 2018. Twelve month grace period expires November 30, 2019. Six month requirement to make application for first exam expires August 31, 2019 *NERF signed by Mayor*.

## 8. Review Application for Continuing Education

The continuing education submitted was reviewed by members present; MOTION to approve, as amended, was made by Robert Speroni and seconded by Michael Clancy. Jeff Clemons and Michael Giampietro abstain from the Mass Nail It courses below.

Name	Date	Course Description	CEU's	Cat	Course Number
Christian Duquette	1/30/2018	Wall Bracing IRC 2015 MA State Building Code offered by Simpson Strong Tie in Southwick	2.5	1	C-3165
	2/14/2018	CSL Cont Ed 6 hour online offered through Mass Nail It - 2313	6.0	1	C-3166
	2/10/2018	CSL Cont Ed 6 Hour classroom offered through Mass Nail It - 2301	6.0	1	C-3167
Alan Gifford	9/11/2018	Geotechnical-Structural Interaction Seminar offered by SeaMass	4.0	1	C-3168
MetroWest	1/15/2019	Smoke Alarm Regulations	3.0	1	MW-0119
BOWM	5/16/2018	NFPA 72 National Fire Alarm and Signaling Code	2.5	1	WM-0518
	6/20/2018	2015 IEBC - project classification, repair or alteration?	3.0	1	WM-0618
	11/21/2018	Common Code Pitfalls and Misunderstandings of the Building Code	3.0	1	WM-1118
	12/19/2018	Manufactured Buildings Program	3.0	1	WM-1218
	1/16/2019	CPR Class by West Springfield Fire Department	2.0	2	WM-0119
Marshall Adams	12/26/2018	Fair Housing Act, Section 504 and the ADA - online	2.0	2	C-3169
SEMBOA	1/9/2019	Third Party Firestopping Inspections - What Building Officials Need to Know	2.5	1	SE-0119
Joseph Prondak	11/28/2018	Spray foam and the Building Codes offeree by Advanced Green Insulation with Icynene-Lapolla	1.0	1	C-3170
District 1	11/7/2018	District Meeting - Pittsfield - E vs. I-4 Use Groups; Round Table	3.0	1	D1-1118
	1/11/2019	District Meeting - Great Barrington - Zoning, Stairs, Woodstove, Permits	1.5	2	D1g-0119
District 3	1/9/2019	District Meeting - Ware - 780 CMR Residential, Building Planning, IRC 2015 w/ ma Amendments	2.5	1	D3-0119
District 5	12/7/2018	District Meeting - Medway - Private CO - Building Official Test - Round Table	4.0	1	D5m-1218
	12/14/2018	District Meeting - Southbridge - Private Co - Building Official Test - Round Table	4.0	1	D5s-1218
District 8	1/10/2019	District Meeting - Beverly - HVAC - Round Table	2.0	1	D8-0119
District 11	9/25/2018	District Meeting - Hingham - Buildings	3.0	1	D11-0918
	11/27/2018	District Meeting - Hingham - Round Table	3.0	2	D11-1118
District 11	1/8/2019	District Meeting - Holbrook - Sober Houses, Rooming Houses	2.5	1	D11h-0119

## 9. Additional Business / Other matters as not reasonably anticipated 48 hours in advance of meeting

a. For Informational purposes:

There are currently:

- 738 certified building inspectors -- 297 Local – 441 Inspector of Buildings
- 49 Conditional local building inspectors
- 588 individuals' qualifications have been approved to take the exams, not currently affiliated

- b. Copy of letter from Paul Moriarty with Code Change Proposal to add *Business and Temporary appointments and other proposed changes* was received and reviewed. Charles Kilb stated the Attorney General's office would not render a formal interpretation, as requested by Paul Moriarty, only heads of agencies would render an interpretation. And, the BBRS has authority to render interpretations to their own laws and regulations. Furthermore, all code change proposals submitted by Felix Zemel are illegal and cannot be adopted.
- c. Charles Kilb indicated the BBRS formally acknowledged the Building Official Certification Committee should work on code change proposals of R7 Certification of Inspectors of Buildings, Building Commissioners and Local Inspectors for the 10<sup>th</sup> edition of the Building Code. This will be on BOCC's March agenda.
- d. There was a continuing discussion regarding the appropriate signature on the New Employee Report Forms. Charles Kilb stated he has a lengthy memo with an interpretation as to who is considered the *Appointing Authority*.