

**STATE OF NEW YORK - DEPARTMENT OF STATE
DIVISION OF CODE ENFORCEMENT AND ADMINISTRATION
DRAFT MINUTES - STATE FIRE PREVENTION AND BUILDING CODE COUNCIL**

Minutes of the Tuesday, Wednesday, September 11, 2013 meeting of the New York State Fire Prevention and Building Code Council held at: One Commerce Plaza, 99 Washington Avenue, Albany, New York, Conference Room 505; 123 Williams Street, New York City, New York, Conference Room 231 and 65 Court Street, Buffalo New York, Conference Room 208 commencing at 10:00 a.m. The following Council members, designees and staff were in attendance at the locations indicated:

COUNCIL MEMBERS PRESENT:

Ronald Piester, Presiding (Albany)
Michael Cambridge (Albany)
John Flanigan (Albany)
Maria Guizzotti (Buffalo)
Robert Hankin (Albany)
Gary Higbee (Albany)
John Lee (New York City)
Paul Martin (Albany)
John Torpey (Albany)
William K. Tucker (Buffalo)
Thomas Vanderbeek (New York City)

ALSO PRESENT:

Michael G. Auerbach (Albany)
Joseph Ball, Esquire (Albany)
Mark Blanke (Albany)

The scheduled meeting was not started at 10:00 a.m. because of difficulties in establishing the videoconferencing connection to the Buffalo location.

At 10:45 a.m., Ronald Piester announced that the difficulties in establishing the videoconferencing connection to the Buffalo location could not be resolved and, therefore, that the meeting of the Code Council could not be conducted on September 11, 2013. Mr. Piester announced that the meeting would be rescheduled, based on the schedules of the Council members and Designees; that the rescheduled meeting time and date would be announced; and that public notice of the rescheduled meeting would be given. Mr. Piester apologized on behalf of the Department of State for the situation.

Because the meeting was scheduled to be held via videoconferencing in three locations and public notice had been duly given and further that the public notice stated that the meeting would be conducted via videoconferencing at three locations and stated that the public had the right to attend the meeting at any of the locations and since at least two Council members or designees attempted to attend the meeting at the Buffalo location, it appeared that conducting the meeting

without the videoconferencing connection to Buffalo might violate the Open Meetings Law. Accordingly, Ronal Piester announced that the meeting would not be conducted.

Therefore, the meeting of the New York State Fire Prevention and Building Code Council originally scheduled for September 11, 2013 was not conducted, and no item on the scheduled agenda for that meeting was addressed at that time.

The following scheduled agenda items were not able to be addressed.

Agenda Item 1 Welcome

Agenda Item 2 Minutes of the July 16, 2013 Meeting

Agenda Item 3 Public Comment Period

Agenda Item 4 Petroleum Bulk Storage Regulations (New York Code Rules and Regulations Parts 612 -614) – Draft Revisions New York Department of Environmental Conservation.

**Agenda Item 5 More Restrictive Local Standards
Village of Mastic Beach – Local Laws #3, #4 and #5 or 2013
Town of Bedford - Local Law #3 of 2013**

Agenda Item 6 - Next Uniform Code and Energy Code Adoption Update

Agenda Item 7 –Future Meetings

Agenda Item 8 – Other Business

Record of the meeting prepared by:
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Division of Code Enforcement and Administration
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