



**MINUTES**

**INTERNATIONAL CODE COUNCIL, INC.**

**BOARD OF DIRECTORS SPECIAL MEETING  
APRIL 25, 2006  
TELECONFERENCE**

**MEETING AGENDA**

- 1.0 WELCOME BOARD MEMBERS & CALL TO ORDER - President Green**
- 2.0 ROLL CALL ESTABLISHMENT OF A QUORUM - Secretary/Treasurer Shapiro**

	<b>Present</b>	<b>Absent</b>
Henry Green, President	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Wally Bailey, Vice President	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Steve Shapiro, Secretary/Treasurer	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Frank P. Hodge, Jr., CBO, MCP, Immediate Past President	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ed Berkel, CFI	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Jimmy Brothers, CBO	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Terry Cobb, CBO	<input type="checkbox"/>	<input checked="" type="checkbox"/>
John Darnall	<input checked="" type="checkbox"/>	<input type="checkbox"/>
William L. Duck, Jr., CBO	<input checked="" type="checkbox"/>	<input type="checkbox"/>
William Dupler	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gerald D. George, CBO	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Greg Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Barbara Koffron	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Latorra	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Ron Lynn	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ron Piester	<input checked="" type="checkbox"/>	<input type="checkbox"/>
James T. Ryan, C.B.O	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Adolph Zubia	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Quorum Present	<input checked="" type="checkbox"/>	<input type="checkbox"/> No

**Revised 4/25/2006**

### 3.0 NFPA LITIGATION UPDATE

A motion was made by George and seconded by Shapiro to authorize the negotiating team to offer a settlement package comparable to what we offered last fall, including a monetary payment of up to \$875,000 (\$675,000 from ICC). The motion passed.

An amendment was made by George and seconded by Lynn that the Board also authorize the following proposal regarding a public statement:

Either party can say whatever they want to about the settlement, except that with respect to the monetary payment, NFPA can only say: **“ICC paid NFPA an undisclosed amount of money for legal fees and costs associated with the litigation.”**

The motion passed unanimously.

The Board emphasized that the negotiators should initially offer something significantly less on both points.

A motion was made by Brothers and seconded by Lynn that we should try to obtain a dismissal with prejudice of the NFPA counterclaim in the Chicago case. The motion failed.

### 4.0 IAPMO UPDATE

The Board concurred with the following proposals that were negotiated in Denver including a 5/4 make up of the Appeals Board for the JV plumbing code:

- One of the four IAC nominees to the plumbing code development committee for the IRC would be an industry representative nominated by IAPMO. This would give IAPMO a total of three seats on that committee.
- The 13-member ICC Plumbing/Mechanical Code Council would be comprised as follows:
  - 5 members from ICC nominees
  - 4 members from IAPMO nominees
  - 1 member nominated by AIA
  - 1 member nominated by NAHB
  - 1 member nominated by BOMA
  - 1 member nominated by NMHC

The Board also agreed that the Joint Venture would not be submitted to the membership for a vote, but that we would undertake a comprehensive

outreach effort to members and stakeholders to explain the joint venture and get their “buy-in.

Poll Question No. 1: Is it acceptable to enter into a letter of intent without Member ratification? The Board members present unanimously voted “yes.”

Poll Question No. 2: Before a contract is signed, is a referendum from the Membership in Orlando required? The Board members present unanimously voted “no.”

## **5.0 ADJOURNMENT**

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**Steve Shapiro, Secretary/Treasurer**