

**THE WORK SESSION
OF THE MAYOR AND CITY COUNCIL OF BENSON, ARIZONA
HELD MARCH 9, 2009 AT 6:45 P.M.
AT CITY HALL, 120 W. 6TH STREET, BENSON, ARIZONA**

**MAYOR FENN
OPENED THE MEETING AT 6:45 P.M WITH
THE PLEDGE OF ALLEGIANCE.**

**PRESENT WERE: MAYOR FENN, VICE MAYOR KING
COUNCILMEMBERS LAMBERT, LODZINSKI and SACCO
ABSENT WAS: COUNCILMEMBER BONCQUET and McGOFFIN**

NEW BUSINESS:

1. Discussion and direction to staff regarding the adoption of the 2006 International Building and Fire Codes

Fire Chief Keith Spangler addressed Council regarding the 2006 International Building and Fire Codes. Chief Spangler stated at the worksession held on February 23, 2009, Council questioned Section 903.2.1, the exception to the sprinkler rule with Mayor Fenn clarifying that the rule would not apply if after 12 months and there was a change in the use to a more restrictive occupancy and there was an enlargement or structural alteration of the building or structure, asking Chief Spangler to insert the word "and". Chief Spangler then stated with the insertion of the word "and", there may be a possibility of someone putting in a more restrictive occupancy and not being required to install the correct fire protection system. Chief Spangler then stated with Council direction for the new codes being effective January 1, 2010, it was easier to address these changes by rewriting Section 903.2.1, Exemption 2 to read as presented to Council. Mr. Michael McMillan of Brown & Associates then addressed Council stating Section 903.2.1, Exception 2 now reads, "Automatic fire sprinklers are not required for buildings or structures which were constructed and in use prior to January 1, 2010. This exception shall not apply if, after such date, there is a change in use to a more restrictive occupancy including A, E, F, H, I, R-1, R-2, R-4 and S or there is an enlargement or structural alteration of the building." Mr. McMillan stated that the vacancy of a building for 12 months created a lot of confusion and was removed to simplify the exemption.

Mr. McMillan then stated he felt the City should write an in-house policy to address how the code applies to enlargement or structural alterations to get an official interpretation since every situation could not be covered in the code. Mr. McMillan stated there is some interpretation involved in the codes and that a written in-house policy that explains how to apply the codes, after they are adopted, would be beneficial.

ADJOURNMENT:

Councilmember Lodzinski moved to adjourn at 6:53 p.m. Seconded by Councilmember Lambert. Motion passed 5-0.

Mark M. Fenn, Mayor

ATTEST:

Vicki L. Vivian, City Clerk