

# BOARD OF BUILDING CODE STANDARDS AND APPEALS MINUTES

July 1, 2024

**Location:** Ronald Reagan Building, 271 W. 3<sup>rd</sup>, 3<sup>rd</sup> Floor, Room 318

**Members:** Francisco Banuelos, Brad Doeden, Miles Millspaugh, Eric Purkey, Brad Rice, Shay White, Gregg Wilhite, Taylor Zimbelman

**Present:** Banuelos, Doeden, Purkey, Wilhite, Zimbelman

**Staff Members Present:** Chris Labrum, Tim Wagner, Jason Little, Elaine Hammons (MABCD); Adrienn Clark (Sedgwick County Counselor's Office); Jeff Van Zandt, Abigail Burgess (City of Wichita Law Department)

Chairman Doeden called the regular meeting of the Board of Building Code Standards and Appeals to order at 1:00 p.m. on Monday, July 1, 2024, at the Ronald Reagan Building, Metropolitan Area Building and Construction Department, 271 W. 3<sup>rd</sup>, 3<sup>rd</sup> Floor, Room 318 – Training Room, Wichita, Kansas.

## April 1, 2024, Minutes

Board Member Banuelos made a motion to approve the April 1, 2024, minutes. Board Member Zimbelman seconded the motion. The motion carried. (5 – 0)

## Public Agenda.

There was no one present to speak on the public agenda.

Chairman Doeden requested that the Board and staff introduce themselves to the public in attendance.

## Condemnations:

### New Cases:

There were no new cases for July.

### Review Cases:

There were no review cases for July.

## Nicholas Trotter's appeal of MABCD's denial of a Class B Contractor's License.

Jeff Van Zandt, Assistant City Attorney, explained the appeal process.

Chairman Doeden requested a five-minute recess of the proceedings. When the appeal hearing resumed, Chris Labrum, MABCD Director, presented MABCD's position and explained the basis for the denial of the license. Mr. Labrum provided a copy of the denial letter and the referenced section of the Wichita-Sedgwick County Unified Building and Trade Code.

Mr. Trotter addressed the Board and outlined the corrective actions he had taken in reference to the reason specified for the denial of a contractor's license.

Adrienn Clark, Assistant County Counselor, requested a short recess.

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When the hearing reconvened, Miranda Trotter, wife of Nicholas Trotter, and Tammy Nolton, family friend of the Trotters, spoke on behalf of Nicholas Trotter. Mr. Trotter thanked the Board for hearing his appeal.

There was no rebuttal by MABCD staff.

After a deliberation of the information presented, a verification of the amount of time passed since the event that prompted the denial, and discussion among the Board, Chairman Doeden made a motion to override the denial of the license by MABCD, and grant a license to Mr. Trotter. Vice Chairman Wilhite seconded the motion. The motion was not approved. (2 – 3)

Board Member Zimbelman made a motion to uphold MABCD's denial of the license. Board Member Purkey seconded the motion. The motion passed. (3 – 2).

**MABCD Updates**

There were no updates from staff.

**Adjournment**

With no other business to discuss, Vice Chairman Wilhite made a motion to adjourn the meeting. Board Member Purkey seconded the motion. The motion carried. (5 – 0)

The meeting adjourned at 2:03 p.m.