

UTAH STATE FIRE PREVENTION BOARD
May 10, 2106 MEETING MINUTES – APPROVED

BOARD MEMBERS PRESENT

Vincent A. Newberg, Chair
Craig Humphreys, Vice Chair
Brian Cottam
Rod Hammer
Stephen Higgs
Jared Larson

Eric Miller
David Olsen
Frank Park
Mike Phillips
Jason Poulson

STAFF PRESENT

Coy Porter, State Fire Marshal
Ted Black, Chief Deputy
Kim Passey

Mat Sacco
Mike Young
Jana DeMille

EXCUSED

Kevin Bolander, Asst. Attorney General

PRESENT

Many members of the public and the fire service were in attendance at this meeting. The attendance log is kept with the full record of the meeting, recording and all other related paperwork.

Item #1 – Board meeting called to order by Board Chair Vincent Newberg. The meeting started at 8:30 A.M., at the South Salt Lake City Hall, Council Chambers.

Item #2 – Approval of March 8, 2016 Board meeting minutes. Vice Chair Craig Humphreys requested a correction be made to Item #3 of the minutes – change the spelling of “Laurie” to “Lori.” Motion made by Board Member Rod Hammer to approve the minutes as corrected; seconded by Board Member Miller. Motion passed.

Item #3 – Report by Chief Scott Spencer, Chair, Utah Fire Service Certification Council. Chief Spencer reported that things are going well. The main focus with recertification is wildland and the departments getting their red card certifications for the wildland season. They are also working to make sure their standards are up to snuff for a June visit from IFSAC (International Fire Service Accreditation Congress). This visit is to validate their testing process and things like that to maintain their third-party verification from IFSAC.

Item #4 – Report by Ryan Perkins, Chair, Hazardous Materials Advisory Council. Ryan Perkins was unable to attend this meeting so report was given by Ted Black, Chief Deputy State Fire Marshal. Chief Deputy Black reported that the HazMat Advisory Council met last week and there are two new members on the Council. Brian Crump with West Jordan FD represents the Career Fire Service, and Chris Martin is representing DEQ. Both attended last

week's meeting and will be great additions to the Council. As part of the bylaws, elections were held and Ryan Peterson will be the chair in the upcoming year, with Cody Barton as Vice Chair. The Council is currently reviewing the R710-12 rule. They are also looking for a new representative from the National Guard to be on the Council. There was concern about the HEMP grant (money for HazMat training). UFRA clarified that this fund will be expended by Sept 30, 2016 with a class being taught in Hurricane next week. The Council is looking for some options for rural HazMat teams. It is very difficult to maintain those teams and the required training when HazMat calls are so infrequent in the rural areas. One option being explored is to have technician-trained people do an ops response to contain and evacuate when necessary, and then wait for teams from more populace areas to come and assist through Mutual Aid.

Item #5 – Report by Gary Hodson, Chair, Fire Service Standards and Training Council. Chief Deputy Black reported that there will not be a report from Standards and Training as they will be meeting later this week.

Item #6 – Report by Coy Porter, Utah State Fire Marshal, concerning the 2016 Legislative Session. At the time of the last Board meeting, the legislative session had not yet ended. The two largest bills concerning the Fire Prevention Board were HB 316 and HB330, which deal with building code adoption. The building code encompasses all of the other applicable codes, i.e. electrical, plumbing, mechanical, etc. The consensus reached with the legislature, the Homebuilders Association, Utah Association of Counties, and the League of Cities and Towns, was to modify the building code and try to make sure that all of the adoptions were across the board for 2015. The language that was finally passed will not re-address the residential code until 2 code cycles from now.

There were also some modifications to the Energy Code. It was put in statute that after July 2017 or Jan 2018, there will be a period of time for retail sales of current water heater technology. After that time, water heaters will then have to be “Low NOx” which is nitrogen oxide low burning water heaters. There were some other energy issues where recommendation from the Uniform Building Code Council was to adopt a more stringent percentage of gain in energy. They recommended 10%; it ultimately came out to 3% increase and then every other year that will increase by 1% of effort to reduce the energy footprint.

The fire code passed without any restrictions. The State Fire Marshal's Office will advise the Board of updates as they occur.

Chief Deputy Black has been working on standards and codes relating to food trucks and trailers. The State Fire Marshal's Office has received several calls regarding licensing issues with food trucks. SFMO is mainly concerned with Life Safety, fire, and propane issues. SFMO will keep the Board up-to-date as the issue progresses.

A Wildland Fire Policy passed the legislature, along with a \$2 million bolster to the suppression fund of Division of Forestry, Fire and State Lands.

Item #7 – Report by Coy Porter on the progress of acquiring land to relocate the Utah Fire and Rescue Academy. This is an ongoing issue with ongoing paperwork. Some paperwork is being delayed due to a legal issue between Anderson Development and U S Steel as to who pays for the remediation of the land. That needs to be resolved before going back to the State Building Board. In an effort to be proactive, “intent language” was introduced in the Appropriations Bill to the legislature, which passed. It basically said it is the intent of the legislature to move forward with the purchase of property for the new home of Utah Fire and Rescue Academy in the vineyard area. The intention is to move forward with a legislative

request to move money from the restricted account to the expenditure line so the property can be secured.

Item #8 – Report by Hugh Connor, Director, UFRA, on the impact of a contract between UVU and ATEC, the 2016-2017 budget, course increases, and general information.

Mr. Connor distributed copies of UFRA's Strategic Operating Plan (a copy is filed with the meeting minutes). The University has changed their approach to strategic planning. It is now a rolling strategic plan. The plan shows strategic goals, strategic objectives, and an operating matrix. The matrix is an internal document to make sure they are keeping on focus for each fiscal year. It shows who is responsible for each action. UFRA held over 500 classes for the first time this year.

Mr. Connor advised the Board that Utah Valley University/Utah Fire and Rescue Academy has entered into an agreement with Advanced Technical & Education Consultants (ATEC). A copy of the agreement is filed with the meeting minutes. This agreement allows ATEC to offer training at UVU/UFRA. ATEC will design a fixed facility training structure and cover all associated costs. ATEC will allow UFRA to conduct training in the Training Area when not in use by ATEC. ATEC will pay UFRA for all courses offered. UFRA will provide certifications. There will be opportunities for UFRA, HazMat, and Technical Rescue instructors. It provides opportunities for UFRA testers. Each course will require certification testing. It is anticipated that courses will start in the fall of 2016. ATEC is aware that UFRA may be relocating in the future.

Mr. Connor updated the Board on UFRA's involvement in two new initiatives. One is the use of Unmanned Aerial Systems (UAS). UFRA has contracted with West Jordan Fire Department to create a model UAS program for the Utah Fire Service. The State Chiefs and other Chiefs' associations have been briefed on this. It is the hope to create a comprehensive model for unmanned systems (ground or aerial).

UFRA has also joined a statewide coalition to address firefighter mental health. There has been a horrific increase in the number of firefighters who have taken their own lives. UFRA wants to make an impact on this troubling phenomenon that is affecting our profession. UFRA's involvement will mainly be in marketing and getting messages out through Straight Tips, social media, program managers, etc. UFRA is not investing a lot of money in this, but there will an investment of time. Mr. Connor asked for Board's support on this and asked for comments. Board Member Olsen stated this is a noble cause and something that needs to be addressed now.

Item #8 continued – Budget report by UFRA Assistant Director over Finance, Darryl Pranger. A copy of UFRA's proposed budget for FY2016-17 was distributed to the Board and a copy is filed with the meeting minutes. The Training Budget has increased over \$230,000 to pay for adjuncts, benefits, and travel budgets. There is also an increase in the Administrative Budgets to cover salary increases and COLAs. The rollover amount of \$55,000 is to compensate for this year's COLA from the University.

Item #9 Approval by the Board of 710 Rule changes relevant to the adoption of the 2015 International Fire Code, and various corrections and format changes required by the State. A copy of the R710 rule changes was e-mailed previously to Board Members. Chief Deputy Ted Black explained the reasoning and requirements behind the rule changes. The code changes in the rules were previously approved by the Board when the 2015 International Fire Code and the subsequent changes were approved. Because of all of the wording and format changes that are required, it is expected that the existing rules will be repealed in their entirety and readopted, as it would be less confusing. Mr. Black requested Board make two approvals:

1. Approve proceeding with the rule process as presented, complete with code changes, formatting changes, wording changes, etc. 2. Approve merely changing code references in the old rules, getting that into effect as of July 1, 2017, then format each rule individually to meet the formatting requirements of the State. Mr. Black would like both options approved so he can continue the work without awaiting Board approval once the rule committee advises the best way to go.

A motion to “approve R710 rules as presented OR approve the R710 rules as currently written and only changing to the current code references” was made by Board Member Higgs. Seconded by Board Member Poulsen. Motion carried.

Item #10 Consideration by the Board of the adoption of R710-14, Cleaning and Inspecting Kitchen Exhaust Systems. No action is required on this item. If the Board chooses to move forward with this rule it will be placed on the July agenda for consideration and action. Chief Deputy Ted Black advised the Board that this Rule is very good and is supported by the kitchen exhaust cleaning industry. Mr. Black suggested getting the current rules finalized before taking on anything new. Board Member Hammer recommended tabling this item until there is time for full consideration. Board Chair Newberg tabled this item.

Item #11 Appointment by the Board of Bryan Crump, Battalion Chief at West Jordan Fire Department, representing the Career Fire Service, to the Hazardous Materials Advisory Council. Chief Deputy Ted Black recommends the approval of Mr. Crump to the Hazardous Materials Advisory Council. Motion by Vice Chair Humphreys to approve this appointment. Motion seconded by Board Member Phillips. Motion carried.

Item #12 Informational report by Fire Marshal Coy Porter on retirements, and new and pending open positions at the Office the State Fire Marshal. Fire Marshal Porter informed the Board of the following:

1. Mr. Ricky Carlile, a part-time HazMat Trainer III, retired. That position was re-created to a full-time position and a conditional offer has been extended pending the DPS background check.

2. Several years ago, the position of Program Specialist over Public Education was absorbed into other existing positions. Most recently, Pub Ed has been covered by Deputy Kim Passey. Deputy Passey is now retiring, and it is time again to re-establish, in a full time capacity, a Program Specialist II over Public Education. A conditional offer has been extended pending the DPS background check.

3. Deputy Passey is the Section Manager over Investigators and Inspectors and has law enforcement certifications. With his retirement at the end of June, this position will be open. We will be posting this opening at the end of June or early July.

4. Mike Riley, who has been serving as the Section Manager over HazMat, just retired. His position will be posted soon.

Item #13 Old Business. There was no old business from Board Members.

Item #14 New Business. Two items from State Fire Marshal, Coy Porter.

1. There is an international organization for Kitchen Exhaust Cleaning known as IKECA. Deputy Fire Marshal Oliver Moore was asked to serve as Chair of one of their committees, and has attended some of their conferences. IKECA puts out a quarterly magazine which is a very nice color magazine. Deputy Moore submitted an article on fire investigations

relating to kitchen hood fires and it was published is the latest issue. Deputy Fire Marshal Todd Hohbein, who covers Southern Utah for our office, also had an article published on inspections of kitchen hood systems.

2. In regards to the budget presented by Mr. Pranger of UFRA, Fire Marshal Porter suggested selecting a few Board Members to sit on a budget subcommittee (as has been done in the past). The UFRA budget has grown over the past 5 years from about \$2.7 million to over \$4 million. This budget should be evaluated to ensure we are making proper decisions. It may be helpful for this committee to meet with UFRA and the finance committee before the July Board Meeting.

Board Chair Newberg asked if there was interest in generating a subcommittee to meet with UFRA to go over the budget in more detail. Board Member Poulsen expressed interest in being part of that. Board Member Rod Hammer agreed this was a good idea and that it would help provide a clear understanding of UFRA's needs and how best to support them. Board Member Phillips also expressed interest.

Board Chair Newberg assigned Board Members Poulsen, Hammer, and Phillips to serve on this subcommittee to participate in reviewing UFRA's fiscal year budget. Fire Marshal Porter will provide all needed information from the State, with UFRA providing the budget info.

15. Next Board Meeting – July 12, 2016, at 8:30 AM, South Salt Lake City Hall.

Motion to adjourn by Board Member Hammer and was seconded by Board Member Phillips. Motion carried and the meeting was adjourned.