

# WV STATE FIRE COMMISSION MEETING

## WVSFMO Charleston, WV

June 8, 2018

The official business meeting was called to order at 09:00 AM by Chairman Grant Gunnoe.

**ROLL CALL:** by Administrative Secretary Paul Mullins

### Commissioners Present

Edward George, Grant Gunnoe, Tom Keefer, Dave Camp, Carl Eastham, Doug Estep, Martin Hess, Doug Mongold, Jim Oldaker and Virgil White.

**Commissioners Absent-** Ted Shriver, Phil Hart

### APPROVAL OF MINUTES:

Commissioner Mongold made a motion to accept and approve the minutes of the April 13, 2018 Fire Commission Meeting. Commissioner White seconded the motion. The ayes and nays have been taken on a voice vote, the motion passed.

### COMMITTEE REPORTS:

1. Fire Marshal Operations Report / Committee, Fire Marshal Tyree
2. Fire Department Services Committee, Commissioner Mongold
3. Recruitment and Retention Committee, Commissioner Hart
4. Training Committee, Commissioner White
5. Legislative Codes & Regulatory Committee, Commissioner Shriver
6. Disciplinary Committee, Commissioner Eastham

# Operations Report by State Fire Marshal Tyree:

## Meeting Minutes

June 8, 2018

### Divisional Reports with Description of Division's Responsibilities

Fire Department Services- Allan Casto

Fire Inspections and Plans Review- Joe Leake

Fire Investigations- Jason Baltic

Public Education Section – Courtney Rosemond

### Fire Marshal's Operations Report

#### **Mr. Chairman, members of the Commission:**

- **Personnel Staffing:**
  - **New Employee:** Courtney Aston, Admin; Jason Marino, Services
    - **Intern Tyler Sowards**
  - **Promotions/Reallocations:**
  - **Resignation/Termination/Retirement:**
- We have 8 **vacancies** within the agency (5 Inspectors, one Plans Reviewer and one Public Information Specialists; and one OA II in Services Division; we're continuing to fill vacancies.
  - **Agency FTE = 58**
- Seven items to consider as we move forward in all planning and operations:
  - Does it help shrink government
  - Increase Personal Responsibility
  - Lower Taxes
  - Strengthen Families
  - Support Business Growth
  - Increase Public Safety
  - Create Jobs
- **Legislative Bills update:**
  - **29-3-5b**, IECC Energy Code (**no change**) & **ASHRAE 90-1, 2010** Edition proposal;
  - **SB 625:** Schedule (**proposed dates June 28 or 29 Th or Fri**) Plan for Stakeholders Meeting on Report Development on Transferring all VFDs to Counties;
  - **also 625 items** Death Benefit form (**completed**) &

- Courtesy FF Policy development;
  - **SB 272** Naloxone distribution to VFDs; paid depts rec'd directly from WV OEMS
  - Exec Order 3-18 **Report due NLT June 30<sup>th</sup>**
- Outline of **Fire Marshals Academy program**. For SFMO new hires and potentially municipality and political subdivisions who have or would have interest in establishing Fire Prevention Bureaus. **1<sup>st</sup> class to launch in Fall of 2018. Still working on Logistics and Cost of program.**
  - **Expanded Powers language 29-3-12 APPROVED** by Division of Justice and Community Services; DMAPS will support our moving it forward next legislative session in a bill; **plan submittal and sponsorship for 2019 Legislative Session.**
  - State Building Code and Fire Code Stakeholders Meetings: May 25<sup>th</sup> and report thoughts on Recommendation/Approval for ASHRAE 90.1, 2010 edition.
  - Report on Potential **On-line** capabilities for **Funding Application and Evaluation Form. Fillable PDFs** in place; note will be provided in the mailings for those needing paper forms to notify our office and we'll send them saving on our overall mailing.
    - No complaints during process; numbers received (        )/not received .
    - **Policy Update:** Accident Injury Review Team Policy 10011 Notice will be provided to all 911 Centers on process by Monday, June 11<sup>th</sup>, Deputy Baltic will be POC.
  - Fire Department Loss of Funding: Reported by Deputy Casto for this past quarter under Fire Dept. Services.
    - (The two deadlines involved are the quarter deadline and then 90 days later, the grace period deadline. Other than being decertified, not submitting their NFIRS incident reports by the prescribed due date is the only way to lose their funding. It has nothing to do with the 180-day issue. Once they miss the grace period deadline, the money is lost and reallocated to the departments that were in compliance. There is no getting it back after hat.) Share info rec. letters from Treasury; we'll be making an inquiry to see if there are earlier notification/communications that can be provided to help and assist departments to prevent the loss of their distributions. **Legislative Auditors: Melissa Bishop and Nathan Hamilton**

- Legislative Auditors Request for Full Financial Disclosure to all VFDs.
- **Visits and Meetings:**
  - Fort Ashby VFD (Mineral Co) recognize a 50-year member of Dept.
  - Attended Interim committee meeting for Sub **Committees on VFDs and EMS;**
  - Chief Deputy Sharp and I attended the State 911 Council to make integration and assist where possible and help mitigate potential concerns; we'll be providing them a survey to complete; our attendance did seem productive and positively received.
- STILL IN DEVELOPMENT STAGES OF COMPLETING CRR STRATEGIC PLAN for Fire Fatality information improvement; **restructure collection of information from, FDs, Investigator, Dispatch, & Local Media;** more to come on this project. **Data Collection and Analysis** piece is crucial to the work we're trying to do to educate and reduce these numbers. **Draft Protocols will be developed in near future**
- WV PUBLIC SAFETY Expo Classes: **Fire Marshal Track;** 1. Food Truck Inspections; 2. Legal and Political Aspects of Fire Code Management & Enforcement; 3. Underwriters Laboratory Energy Storage Systems; 4. 3D Printing Systems Code Enforcement & Fire Response issues
  - Our classes had some the highest attended classes during EXPO
  - **2<sup>nd</sup> Annual Fire Safety Summit was a success 49 in attendance.**
- Correctional Center Crisis: Agency to assist with 4 personnel part-time outside of primary agency responsibilities. Overtime Budget numbers provided to DMAPS for reimbursement for all assistance provided. **(Still fully participating; Friday – Sunday coverage)**
- Commend Staff and Thanks Commission for your support!
- Glad to answer any questions!

Fire Marshal Tyree discussed the statistics for fire deaths in WV and mentioned that the state is well below last year's numbers at this time. Gave a full update to the stakeholders meeting and outlined how Fire Marshal's Office would move forward with the approval of the Fire Commission. Commissioner Gunnoe asked for more clarification Item 13 from the agenda: Consideration for the formation of a committee to investigate the use of Pex tubing in residential sprinkler systems and allowance of West Virginia licensed plumbers to install after professional training. Fire Marshal Tyree said there is nothing in code to prohibit installation sprinkler systems in homes. Fire Marshal Tyree said there could be concerns from individuals regarding the water supply, but Tyree further clarified

there are no worries as the water is tied directly to normal residential water supply and that the water circulates throughout the entire home's water systems.

Commissioner Gunnoe asked for further information regarding Item 14 from the agenda: Consideration for the formation of committee to re-evaluate categories of electrical inspectors for increasing the number of inspectors available to municipalities. Tyree suggested that the Fire Commission and himself to follow up with Commissioner Shriver to defer to his expertise and set up a meeting with Norm George at a later date investigate further options.

Norm George addressed the Fire Commission regarding Item 13 and mentioned that he would prefer a professional plumber installing his product and not the home owner. Tyree mentioned that under state code a licensed plumber would be required under most circumstances.

Commissioner Gunnoe asked Fire Marshal Tyree to provide the fire commission with a copy of our budget ending this June and how it flows through the year by the August fire commission meeting. In this budget he also asked for the financial numbers regarding fireworks sales for the state of West Virginia.

Commissioner Camp asked how the Naloxone disbursements were being addressed and how the Fire Marshal's Office is dispensing them to fire departments. Fire Marshal Tyree discussed how the FM office will be distributing them and mentioned that 8 counties are critical and will be receiving them first. 100 doses per dept and others will change depending on participation by depts and he mentioned that each sworn FM will be receiving doses also. Added that they need to be out of the Fire Marshal's Office by June 30, 2018. Commissioner Camp asked if this is a onetime deal and Fire Marshal Tyree responded that yes, this is how legislature was written to be distributed as a onetime deal. Commissioner Mongold asked what type of fire departments or Emergency Medical Services will be receiving and Tyree said all who that were wanting to participate, and 50 to 70 fire departments have already asked to participate but that EMS would be receiving supplies via another route. He clarified that fire departments that also operated as EMS would be receiving supplies. Ralph "Skip" Kosar Public Service Training Coordinator started that training on the use of naloxone was available to anyone via PSD for training.

Commissioner Mongold made a motion to accept and approve the Operations Report of the June 8, 2018 Fire Commission Meeting. Commissioner White seconded the motion. The yeas and nays have been taken on a voice vote, the motion passed.

# REPORT TO THE STATE FIRE COMMISSION

## FIRE SAFETY INSPECTION & PLANS REVIEW DIVISION

### PERIOD OF APRIL & MAY 2018

Deputy State Fire Marshal Leake shared his report on the Inspection and Plans Review Division for the period of April 1, 2018 through May 31, 2018:

1299 Inspections Conducted

296 Plans Reviewed (Does not count walk-in consultations with architects and designers)

23 Occupancy Permits Issued

705 Licenses Checked

#### Complaint Investigations:

Investigated sixteen (16) fire code complaints

Investigated one (1) blasting complaint

Investigated four (4) electrical complaints

Investigated three (3) licensing complaints

#### Training:

All divisional personnel attended classes at the EXPO

Ten divisional personnel attended IAEE Electrical class

Two divisional personnel attended an FBI IRD Explosive Awareness class

#### Court Hearings:

Braxton County – Two convictions for State Fire Code violations – sentenced to 30 days in RJ

Braxton County – Three convictions for State Fire Code violations – sentenced to 30 days in RJ

Raleigh County – One conviction for State Fire Code violation – fine + court costs

Administered fourteen (14) licensing tests

Four (4) citations in McDowell County for unlicensed electricians and electrical inspector

Investigated accidental school fires in Kanawha, Raleigh and Upshur Counties

Assisted the Investigation Division on a well pad fire in Doddridge County

Assisted the Investigation Division on an apartment complex fire in Greenbrier County

Assisted the Investigation Division on a residential fire in Randolph County

Conducted follow-up inspections on warehouses in Wood and Jackson Counties

Assisted the Secret Service with Presidential visit in Greenbrier County

Assisted with the visitations and funerals of LODD Pratt firefighters

Assisted with the State VICA skills competition

# REPORT TO THE STATE FIRE COMMISSION

## FIRE SAFETY INSPECTION & PLANS REVIEW DIVISION

2923 Inspections Conducted

722 Plans Reviewed (Does not count walk-in consultations with architects and designers)

72 Occupancy Permits Issued

1488 Licenses Checked

### Complaint Investigations:

Investigated forty-four (44) fire code complaints

Investigated sixteen (16) electrical complaints

Investigated five (5) blasting complaints

Investigated four (4) licensing complaints

### Training:

Three divisional personnel attended a two-day Sprinkler/Standpipe class at the Ohio Fire Academy

All divisional personnel attended an in-house class on explosive magazine inspections

One member attended a six-day class on Water-Based Fire Protection System Plan Review at the National Fire Academy

Four divisional personnel attended the Campus Fire Safety seminar in Morgantown

Divisional personnel completed night firearms qualifications

All divisional personnel attended classes at the EXPO

Ten divisional personnel attended IAEI Electrical class

Two divisional personnel attended an FBI IED Explosive Awareness class

### Court Hearings:

Cabell County – One conviction for performing electrical work without a license

Greenbrier County – One conviction for fire code violations

Braxton County – Two convictions for fire code violations – sentenced to 30 days in RJ

Braxton County – Three convictions for fire code violations – sentenced to 30 days in RJ

Raleigh County – One conviction for fire code violations – fine + court costs

Four (4) citations in McDowell County for unlicensed electricians and electrical inspector

Administered eighteen (18) licensing tests

Investigated accidental school fires in Kanawha, Raleigh and Upshur Counties

FIRE COMMISSION REPORT  
JANUARY THRU MAY 2018  
PAGE 2 OF 2

Assisted the Investigation Division with fire fatalities in Berkeley County  
Assisted the Investigation Division with arrests in the Eastern Panhandle  
Assisted the Investigation Division on fires in Pocahontas and Randolph Counties  
Assisted the investigation Division on a well pad fire in Doddridge County  
Assisted the Investigation Division on an apartment complex fire in Greenbrier County  
Assisted the Investigation Division on a residential fire in Randolph County

Involvement with LODD arrangements, visitations and funerals of Pratt firefighters  
Assisted WVDEP and EPA on a hazardous materials incident in Cabell County  
At the request of PEIA assisted with security and overcrowding at public hearing meetings  
Monitored show choir events in Kanawha and Cabell Counties for overcrowding  
Conducted exit checks at various basketball games  
Conducted follow-up inspections on warehouses in Wood and Jackson Counties  
Assisted the Secret Service with Presidential visit in Greenbrier County  
Assisted with the visitations and funerals of LODD Pratt firefighters  
Assisted with the State VICA skill competition

## Regulatory and Licensing Section

FOR THE PERIOD OF: April 1, 2018 through May 31, 2018

Deputy State Fire Marshal Casto shared his report on the Regulatory and Licensing Section Division for the period of April 1, 2018 through May 31, 2018:

1 Electrician Licenses issued:	6,053	1,4	Online
2 Temporary Electrician Licenses issued:	2		
3 Pyrotechnician Licenses issued:	223		
4 Blaster Licenses issued:	145		
5 Fire Protection Licenses issued:	54		
6 Building Code Official Certifications issued:	6		
7 Home Inspector Certifications issued:	20		
8 Electrical Inspector Certifications issued:	7		
9 Fireworks Display Permits issued:	7		
10 Explosive Magazine Permits issued:	33		
11 Explosive Magazine Applications reviewed:	29		
12 Exam Applications processed:	274		
13 Number of Applications Returned:	0		
14 Number of tests graded:	176		
15 Letters of Good Standing issued:	9		
16 Miscellaneous:	0		

Total Licenses Issued:	6477
Total Certifications Issued:	33
Total Permits Issued:	40
Total Applications Processed:	274

### Consumer Fireworks

Permanent:	0
Temporary:	0
Wholesaler:	0
Outdoor Storage:	0
Novelties:	81
Total Certificates Issued:	81

## Investigation Division

April 1, 2018 through May 31, 2018

Fire Marshal Tyree shared Deputy State Fire Marshal Jason Baltic's report for the period of April 1, 2018 through May 31, 2018: Deputy Baltic was absent

Total Number of Fires 01APR18 to 31MAY18 – 73

Accidental – 13

Incendiary – 18

Undetermined – 32

Fatality Total 01APR18 to 31MAY18 – 8

Injury Total 01APR18 to 31MAY18 – 4

Total \$ loss 01APR18 to 31MAY18 - \$3,664,450

Educational - 0

Mercantile - \$1,200,000

Other Structures - 0

Outside / Special Properties - \$30,000

Residential - \$2,322,250

Storage - \$9,200

Vehicles - \$18,000

Total \$ loss 01APR18 to 31MAY18 that are declared Incendiary - \$225,000

Total number of fires cleared by arrest or exceptional means – 10

Total Number of Fires 01JAN18 to 31MAY18 – 219

Accidental – 43

Incendiary – 51

Undetermined – 87

Fatality Total 01JAN18 to 31MAY18 – 22

Injury Total 01JAN18 to 31MAY18 – 19

Total \$ loss 01JAN18 to 31MAY18 -

Educational - \$2,500

Mercantile - \$1,240,000

Other Structures - \$197,500

Outside / Special Properties - \$30,000

Residential - \$5,329,500

Storage - \$642,200

Vehicles - \$64,000

Total \$ loss 01JAN18 to 31MAY18 that are declared Incendiary - \$342,000

Total number of fires cleared by arrest or exceptional means – 31

## Public Education Accomplishments

### APRIL TO JUNE 2018

Public Relations Courtney Rosemond made her report and presented examples of each type of the “After the Fire Prevention Bags” to the committee, she also added that the Fire Marshal’s office is concentrating on social media and website. She asked if they had any questions. She asked the commissioners if they had any questions. She presented her report to the Fire Commission and outlined as follows

#### **Media Releases** – 3

- W.Va. State Fire Marshals arrest Barbour man on March arson charges
- W.Va. State Fire Marshals arrest Mason woman on arson charges
- Arson Awareness Week 2018

**Social Media interactions** – new Facebook subscribers since April 1st, weekly safety messages and news updates are disseminated through Facebook and Twitter.

**June Safety Spotlight** - Newsletter ready for disbursement with an added special edition to recap our Safety Summit and provide additional information.

#### **Partnerships** – 1

- American Red Cross

**Public Education Network** – 10 new members since April 2018, 124 total members since April 2016.

#### **Public Interactions Completed** – 14

- Child Fatality Review Team
- Senior Advisory Committee for Threat Preparedness
- WVAPCO Conference – vendor and speaker
- Safety Symposium at Capital High School
- Vision 20/20 Conference
- Mabscott VFD Remembering When Presentation
- Pre-canvassing in Cross Lanes with Red Cross
- Sound the Alarm Press Day
- Sound the Alarm Installations in Raleigh Co.
- WV Public Safety Expo
- WV Fire Safety Summit Dinner
- FEMA Region 3 meeting with DHSEM
- Safety Day at West Teays Elem.
- Career Day – Pikeview Middle School
- Paint Creek Safety Day
- DEP Awards
- Field Day Safety Talk at Alum Creek Elem.

## **Ongoing Projects: None**

**Sound the Alarm Campaign** - Partnered with American Red Cross during their Sound the Alarm Campaign that ran from April 18<sup>th</sup> – May 5<sup>th</sup>. The goal was to install 800 alarms in West Virginia during that time period. We have not received final numbers on installations as of yet. Our agency worked to get fire departments and other WV community service groups to participate in the “Sound the Alarm” rallies to kick off the Spring smoke alarm installation efforts.

## **Safety Summit 2018**

The 2nd Annual Safety Summit Dinner was hosted on May 10<sup>th</sup> to join community partners interested in reducing the number of fatal fire deaths and injuries in West Virginia. The WV State Fire Marshal’s Office sponsored this dinner and offered this educational evening at no cost to participants during the 2018 WV Public Safety Expo. NFPA’s Regional Education Specialist, Meredith Hawes presented “Stocking Your Toolkit” NFPA Resource Guide for the Fire Service, the ABCs of educational messaging, and understanding the basics of fire prevention core messaging. The presentation included strategies for targeting specific audiences, and hands-on exercises to help participants refine their messaging based on community risk reduction, demographics, cultural factors and local needs and circumstances.

A presentation on the Home Fire Campaign was given by Pat Booker, Directive Services Manager from the American Red Cross, West Virginia Region. Discussed was how partners can participate in smoke alarm programs here in our state.

During the dinner we recognized several departments for dedication to their communities. These departments have worked diligently to install hundreds of smoke alarms in homes across WV. We recognized Clarksburg FD, Wheeling FD, Gilmer Co. VFD, Coalton VFD, Brenton VFD for their continued hard work in risk reduction.

We also recognized Capt. Cindy Murphy with the Clarksburg FD. Capt. Murphy was awarded Fire and Life Safety Educator of the Year for her continued efforts towards reducing death and injuries to members of her community, specifically children.

## **After the Fire Prevention Bags**

Fire prevention bags have been made to supply Assistant State Fire Marshal’s with resources for fire departments as well as residents. Two bags have been created, one for a resident who lost their home to a fire. The second Fire Prevention bag will be for fire departments to give out in a neighborhood to residents who had deadly fires in their neighborhoods. Literature for the bags will be printed by Prison Industries. The project has been completed, and we are in the process of getting bags to fire departments.

## **Social Media and Website Directive**

A directive from the Governor’s Office has tasked us with updating our website and social media practices to get more organic engagement. Making our website user friendly and increasing the traffic is one goal we’ve set. In the coming months we will include more videos and live interactions on our social media platforms.

Commissioner Gunnoe made a motion to accept the report. It was seconded by Commissioner White. With all the yeas and nays having been taken on a voice vote, the motion passed.

# Fire Department Services Committee

## Meeting Minutes

June 8, 2018

Commissioner Mongold read the Fire Department Service committee report from June 7, 2018 as follows:

### Call to order

Commissioner Mongold called to order the regular meeting of the Fire Department Services Committee at 11:23AM on June 8, 2018 at the WVSFMO, Charleston, WV.

### Roll call

Commissioner Mongold conducted a roll call. The following commissioners were present:

Dave Camp  
Doug Mongold  
Jim Oldaker

The following commissioners were absent: Ted Shriver

### Old Business-

1. Modular Firefighter Training Pilot Program Update- Assistant Fire Marshal Bradley Scott gave an update and stated that currently six classes are ongoing. Overall there has been 131 students enrolled and 69 have graduated from Modular 1 so far. He also stated that a new class is starting in Pratt, WV and expecting a good turnout. Commissioner Mongold asked what the pass-fail rate was. Deputy Chief Fire Marshal Robert Sharp reported that WVSFMO was working on a June 30<sup>th</sup> report and would distribute to Fire Commission and it would be a detailed report.

### New Business

Fire Officer I and II Applications

Assistant State Fire Marshal Bradley Scott presented the following applications for approval:

#### Fire Officer 1&2 Applications

- |                       |           |      |
|-----------------------|-----------|------|
| • Steven Hicks        | East Bank | FO 1 |
| • Gary Wiant          | Midway    | FO 1 |
| • Delbert Shackelford | Midway    | FO 2 |

- Merle Shackelford
- Myron Boggess

Midway FO 2  
 City of Charleston FO 1

There were no questions. Commissioner Oldaker made a motion to approve these applications and present to the full Fire Commission, seconded by Commissioner Camp. With all the ayes and nays having been taken on a voice vote, the motion passed.

Assistant State Fire Marshal Bradley Scott presented a list of departments that met all requirements to be recertified:

### Departments That Came Out of 180 Days

Beech Bottom.....	Brooke County
Lizemore .....	Clay County
Williamsburg.....	Greenbrier County
Ravenwood .....	Jackson County
Delbarton .....	Mingo County
Gilbert .....	Mingo County
Kermit .....	Mingo County
East Fork .....	Mingo County
Midway .....	Lewis County

Commissioner Gunnoe made a motion to approve these applications and present to the full Fire Commission, seconded by Commissioner Eastham with all the ayes and nays having been taken on a voice vote, the motion passed.

### Fire Departments to be Recertified

Assistant State Fire Marshal Bradley Scott presented a list of departments for recertification that had perfect evaluations:

Lawrenceville.....	Hancock County
New Manchester .....	Hancock County
Newell .....	Hancock County
Weirton .....	Hancock County
South Fork .....	Pendleton County
Upper Tract.....	Pendleton County
Seneca Rocks .....	Pendleton County

Commissioner Camp made a motion to approve these applications and present to the full Fire Commission, seconded by Commissioner Oldaker. With all the ayes and nays having been taken on a voice vote, the motion passed.

### Adjournment

Commissioner Camp moved to adjourn the meeting at 11:55 AM seconded by Commissioner Oldaker.

Commissioner Eastham made a motion to accept the report. It was seconded by Commissioner White. With all the yeas and nays having been taken on a voice vote, the motion passed.

## Recruitment and Retention Committee Meeting Report

### Meeting Minutes

June 8, 2018

### Call to Order

Commissioner Estep called to order the regular meeting of the Recruitment and Retention Committee Meeting at 9:40 on June 8, 2018 at the WVFMO, Charleston, WV.

### Roll Call

Commissioner Estep conducted a roll call. The following commissioners were present:

Doug Estep

Edward George

Jim Oldaker

Martin Hess

Absent: Phil Hart

**Old Business:** Chief Deputy State Fire Marshal Sharp stated that it had been a long process, but the coins were in hand. He related that the coins were being packaged and distributed to fire departments across the state. Samples have been handed out to Fire Commissioners at today's meeting. He also related that the process will continue next year to departments requesting them for firefighters who had achieved the service period. Commissioner Gunnoe asked the cost of the coins and Fire Marshal Tyree related that the cost was \$23,000

**New Business:** IFCA Departmental Membership Invitation Correspondence

### Adjournment

Commissioner Estep moved to adjourn the meeting at 9:41. It was seconded by Commissioner Mongold. With all the yeas and nays having been taken on a voice vote, the motion passed.

# Training Committee

## Meeting Minutes

June 8, 2018

Commissioner White called to order the regular meeting of the Training Committee Meeting at 9:42 on June 8, 2018 at the WVFMO, Charleston, WV.

Commissioner White read the Training Committee Report from June 7, 2018 as follows:

## Training Committee Meeting Report

June 8, 2018

### Call to Order

Commissioner White called to order the regular meeting of the Training Committee Meeting at 9:42 AM on June 7, 2018 at WV Fire Marshal's Office Charleston, WV.

Commissioner White conducted a roll call. The following commissioners were present:

Carl Eastham  
Doug Estep  
Edward George  
Virgil White  
Tom Keefer

The following commissioners were absent: None

### Old Business: Fire Marshal Academy Update

Chief Deputy State Fire Marshal Sharp gave a brief update on the Fire Marshal Academy scheduled for the fall of 2018. The Fire Marshal Academy curriculum has been set and sent out to all fire commissioners for review. Sharp stated that he and Tyree toured the site to inspect and related that the curriculum had been distribute to commissioners via the tablets. He also mentioned that students would be Proboard certified after completion of the program. He also verbally outlined the full six weeks of training. He also mentioned that the full program would be ready to go by august FC meeting. He said he would looking good. Gunnoe asked the cost to individual departments. Tyree said that he would be minimal but did not currently have a total. He also related that the instruction would be coming from WVSFMO staff. Gunnoe asked how many would be attending and asked if there was a minimum number. Tyree reports we have 13-17 and have met the minimum number to justify. Tyree also stated we

did not want to go over 30 students. Sharp related that it was not a fund raiser and would be at cost. Tyree said primary reason was to have continuity between departments. Sharp stated that many would only attended in modular sessions if they wanted.

## Driver Operator Certification New NFPA 1002 Standard-

Commissioner White discussed a draft proposal to create a two (2) Modular Driver / Operator Pilot Program Course as follows: White asked WVPSD Ralph Kozar to discuss Mr. Kozar outlined program and detailed the modules to the FC and attendees. He asked the Commission to look it over and stated that they could offer suggestions and make tweak if necessary. He also stated that the program could be adapted to other types of firefighting roles. Gunnoe stated that he would like to move it towards the full commission meeting. White entertained to move to full commission George seconded, White asked if any further discussion. All the yeas and nays were taken, and the motion passed.

Commissioner White asked for a motion for the commission to approve the new Modular Driver/Operator Pilot Program Course Commissioner Mongold seconded. With all the ayes and nays having been taken on a voice vote, the motion passed.

**New Business:** None

**Staff/Counsel-** Nothing to bring forth.

**WVU Fire Service Extension:** Invite to Junior Fire Fighter Camp

## WV Public Service Training/WV Dept. of Education

Dave Plume informed that legislation dismantled RESA and restructured and related that there would be some changes. He discussed that some of the offices will be moving to new locations. He further stated that all information would be changed and available by July 1, 2018. Plume informed the commission and public attendees that all costs will remain the same as they were for the last three fiscal years. He gave the [www.WVPST.org](http://www.WVPST.org) or [www.WVPST.com](http://www.WVPST.com)

Ed Hicks State Dept of Education and Mendy Marshall Executive Director spoke. Mr. Hicks said that they will be updating and distributing and new map of coverage areas for the state. Ms. Marshall said that if there is anything they can do for the Commission/WVSFMO to please contact.

Commissioner White asked if there were any other questions.

No action required.

## Adjournment

Commissioner Mongold made a motion to accept the report. It was seconded by Commissioner Hess. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham moved to adjourn the meeting at 9:58, seconded by Commissioner Estep. With all the yeas and nays having been taken on a voice vote, the motion passed.

## Legislative, Codes & Regulatory Committee

### Meeting Minutes

June 8, 2018

Commissioner Camp read the Legislative, Codes & Regulatory Committee Report from June 8, 2018 as follows:

**June 8, 2018**

### Call to Order

Commissioner Camp called to order the regular meeting of the Legislative, Codes and Regulatory Committee Meeting at 10:00AM on June 7, 2018 at WV Fire Marshal's Office Charleston, WV.

Commissioner Camp conducted a roll call. The following commissioners were present:

Dave Camp  
Jim Oldaker  
Martin Hess  
Grant Gunnoe  
Tom Keefer

The following commissioners were absent: Ted Shriver

### Old Business

Consideration of Municipality Home Rule Board Rulings. Commissioner Camp referred to the updated letter received concerning the extension of the Municipality Home Rule Board Ruling. Chief Deputy State Fire Marshal Sharp stated that the abeyance was held over until on or before July 17, 2018. No action is needed at this time by the Fire Commission. Fire Marshal Tyree gave an update and reported to the fire commission that there was activity and the Attorney Allan Prunty; General Council for Municipal Home Rule Board was

working on a policy to present to the Home Rule Board meeting in Charleston on July 11. Fire Marshal Tyree believes there would be a positive outcome. Commissioner Gunnoe added that he spoke with someone and he believed that it would be off the Fire Commission agenda at some point in the future.

Commissioner Camp asked if there was anything to add. Nothing to add.

## Other Legislative Updates: None

## New Business

Commissioner Camp asked Deputy Fire Marshal Casto to make a report regarding the Provisional Building Inspectors for the City of Beckley, WV. Deputy Fire Marshal Casto reported that Cook and Bolen fall under code for provisional hardship for the city of Beckley. He also mentioned that Beckley was struggling to find enough inspectors. Deputy Casto discussed with the committee the process of allowing provisional inspectors to be licensed for two years. He added that during those two years the inspectors were required to seek their full licensing. West Virginia State Fire Marshal's Office has started process and reports there were no negatives in permitting provisional inspectors. Commissioner Camp asked to give a future update on the status of the Provisional Inspectors and Deputy Casto reported that he would be reporting back to the fire commission quarterly. Deputy Casto inquired if the Fire Marshal's office should keep seeking new information regarding Provisional Status inspectors or should WVSFMO continue to follow the current established guidelines and after the conditional 24 months the provisional inspector IF the prospect had not achieved full licensing; they cannot reapply. Commissioner Gunnoe said that after 24 months and if the provisional inspector has not passed, they cannot reapply for Provisional status.

Commissioner Gunnoe questioned how many across the state of West Virginia were Provisional Status Inspectors. Deputy Fire Marshal Casto reported that there were 20 across the state, 2 are no longer employed and they were down to 18 currently and two of those are new inspectors. Commissioner Gunnoe asked if they were all below the two-year mark and Deputy Fire Marshal Casto responded yes. Deputy Casto suggested we continue as such and to contact them quarterly for status updates.

Commissioner Hess made a motion to consider Provisional Building Inspectors for City of Beckley, WV- Derek Cook and Asa Bolen, seconded by Commissioner Oldaker. With all the ayes and nays having been taken on a voice vote, the motion passed

## Commissioner Camp inquired about Stakeholders Meeting May 25 re: Building Codes

Commissioner Camp asked Fire Marshal Tyree for a summary of the Stakeholder's meeting regarding building codes for the State of West Virginia. Fire Marshal Tyree reported that we had many attendees representing a wide array of industries and government entities. He related that the meeting was to determine how to proceed with the current WV Energy Code and to seek input from stakeholders. He mentioned that Commissioner Shriver was also in attendance for the stakeholders meeting. Fire

Marshal Tyree discussed with the committee how only 38 municipalities and 9 counties have adopted the building code in the state. He informed the fire commission that some stakeholders were concerned about unfair business practices of competitors that were able to skirt the building code because it was not enforced outside the areas of where it had been adopted. Commissioner Gunnoe then asked of some builders try to build to code outside enforced areas and Fire Marshal Tyree responded yes. Commissioner Mongold clarified that if West Virginia were to adopt a higher building code it would cost more for the homebuilder to build. Fire Marshal Tyree reported from the information given in the stakeholder meeting that it costs 20-30 thousand more to build to code.

Commissioner Mongold asked if the IECC code is currently 2009 standard Fire Marshal Tyree responded yes.

Fire Marshal Tyree also added that he would report to the stakeholders and expected some to be upset because some are seeking to upgrade to 2018 standards. Fire Marshal Tyree added that presenting an upgrade of the building codes to 2018 standards to the legislature would not receive positive results.

Commissioner Mongold asked when the next time would be to present to legislature and Fire Marshal Tyree responded next year thus making it two years in a row that legislature would need to review the state building code and the proposals put forward to upgrade. Commissioner Gunnoe asked if we needed a motion. Commissioner Gunnoe made a motion to put it on the full Fire Commission meeting for June 8, 2018, Commissioner Keefer seconded. Motion passed.

Commissioner Camp asked Fire Marshal Tyree to give a report on a motion for the Consideration for the formation of a committee to investigate the use of Pex tubing in residential sprinkler systems and allowance of West Virginia licensed plumbers to install after professional training. Chief Fire Marshal Tyree related information from Norm George and his product of home sprinkler systems and mentioned that Mr. George asked the committee to consider his product. Fire Marshal Tyree explained to the committee building codes of home sprinkler systems in West Virginia. Fire Marshal Tyree also mentioned that WVSFO has no authority over 1 or 2 family dwellings and stated that he would contact Mr. George and let him know there is no issue.

Commissioner Hess discussed the consideration for the formation of committee to re-evaluate categories of electrical inspectors for increasing the number of inspectors available to municipalities. Fire Marshal Tyree related to the committee that it was hard to find electrical inspectors for certain projects and gave his own experiences when trying to source inspectors for boating marinas. Mr. Norm George also asked the committee to form a subcommittee to review the possibility of allowing non-master electricians to become inspectors. Fire Marshal Tyree asked the committee to consider a task force or a meeting with stakeholders. Commissioner Gunnoe said that his thoughts would be to refer it to the legislative committee and ask Commissioner Shriver to get with the WVSFMO to discuss and see if there is a need to form a separate committee. At this point there is no action taken other than referring to the committee. Commissioner Oldaker was concerned that the recent graduate electricians would cause concern due to inexperience. He stated that the electrical inspector should be a professional., Fire Marshal Tyree said he would reach out to Mr. George regarding this issue. .

## Adjournment

Commissioner Hess moved to adjourn the meeting at 10: 36AM, second by Commissioner Camp. Motion passed.

# Disciplinary Committee

## Meeting Minutes

June 8, 2018

Commissioner Eastham read the Disciplinary Committee Report from June 8, 2018 as follows:

## Disciplinary Committee Meeting Report

June 7, 2018

### **Call to order**

Commissioner Eastham called to order the regular meeting of the Disciplinary Committee Meeting at 10:36 am on June 8, 2018 at the WVFMO, Charleston, WV.

### **Roll call**

Commissioner Eastham conducted a roll call. The following commissioners were present:

Edward George

Martin Hess

Doug Mongold

Absent: Ted Shriver

Commissioner Eastham moved to approve the report. Commissioner George made a motion to approve. It was seconded by Commissioner Hess. With all the yeas and nays having been taken on a voice vote, the motion passed.

Old Business: None

### New Business:

Departments Requesting 180 Days

Commissioner Mongold made a motion to go into executive session at 10:30, seconded by Commissioner Hess. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner George made a motion to come out of executive session at 10:45PM, seconded by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Hess made a motion to find probable cause and recommend 180-day extension on 2018-024, 2018-025, 2018-027, 2018-030, 2018-031, 2018-034, 2018-036 with a second by

Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to find probable cause on the 2018-0024 with a second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to grant the Pritchard Volunteer Fire Department 180-day extension to correct deficiencies, second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to find probable cause on the 2018-025 with a second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to grant the Fort Gay Volunteer Fire Department 180-day extension to correct deficiencies, second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to find probable cause on the 2018-027 with a second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to grant the Chester Volunteer Fire Department 180-day extension to correct deficiencies, second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to find probable cause on the 2018-030 with a second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to grant the New Cumberland Volunteer Fire Department 180-day extension to correct deficiencies, second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to find probable cause on the 2018-031 with a second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to grant the Oakland Volunteer Fire Department 180-day extension to correct deficiencies, second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to find probable cause on the 2018-034 with a second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to grant the Franklin Volunteer Fire Department 180-day extension to correct deficiencies, second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to find probable cause on the 2018-036 with a second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Eastham made a motion to grant the Circleville Volunteer Fire Department 180-day extension to correct deficiencies, second by Commissioner Mongold. With all the ayes and nays having been taken on a voice vote, the motion passed.

## Adjournment

Commissioner Mongold moved to adjourn the meeting at 10:58 am, seconded by Commissioner Hess. With all the yeas and nays having been taken on a voice vote, the motion passed.

Commissioner Mongold made a motion to accept the report. It was seconded by Commissioner Eastham. With all the ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Gunnoe asked if anyone wanted to speak as part of New Business.

Commissioner Hess made a motion to adjourn and Commissioner Mongold seconded

## Correspondence:

### IAFC Invite

Glen Whittington, West Virginia Fireman's Association asked for the public to encourage elected officials to increase funding for all fire departments and EMS.

Commissioner Hess invited everyone in attendance to the Fire Chiefs Membership Drive Jacksons Mill on Sunday, July 15.

Motion to adjourn Commissioner Gunnoe seconded Commissioner Hess meeting adjourned at 11.08

## GOOD OF THE ORDER:

Chief Deputy State Fire Marshal Sharp discussed the August Fire Commission meeting.

### **2018 Fire Commission Meeting Dates & Locations Announced:**

August 15 & 16 (Wed & Thur), Canaan Valley Resort, Davis, WV. Prior to WV Fireman's Association Meeting August 16-18.

October 11 & 12, WV State Fire Marshal's Office, Charleston, WV

December 13 & 14, Wheeling Highlands Event Center and Fairfield Inn & Suites, Wheeling, WV

## TIME AND PLACE OF NEXT MEETING(S):

Next regularly scheduled Committee Meetings will take place Wednesday, August 15, 2018 at the WV Canaan Valley Resort, Davis, WV beginning at 10:00 a.m.

Next regularly scheduled Fire Commission Meeting will take place Thursday 16, 2018 at the Canaan Valley Resort, Davis, WV beginning at 9:00 a.m.

## ADJOURN:

Commissioner Mongold made a motion to adjourn at 11:26AM, second by Commissioner White. With all the yeas and nays having been taken on a voice vote, the motion passed.

---