

**STATE FIRE COMMISSION MEETING  
STATE FIRE ACADEMY  
WESTON, WV  
JUNE 7, 2013**

The official business meeting was called to order at 9:12 AM by Chairman Bob Sullivan.

**COMMISSIONERS PRESENT:**

Bob Sullivan, Chairman  
Grant Gunnoe  
Thomas Keefer  
Doug Mongold  
Rick Scott  
Carl Sizemore

Gary Bonnett  
John Holstein (On the phone)  
Robert S. Miller  
Larry Goodwin  
Ted A. Shriver  
Virgil White

**COMMISSIONERS ABSENT:**

Michael Butcher

**APPROVAL OF MINUTES**

Commissioner White made a motion to accept and approve the minutes of the April 5, 2013 regular meeting. Commissioner Sizemore seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed. Commissioner Goodwin made a motion to accept and approve the minutes of the April 22, 2013 special meeting. Commissioner White seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

**COMMITTEE REPORTS:**

Training Committee – Commissioner White gave his report. A copy is attached to these minutes.

Commissioner Mongold made a motion to accept the Committee's report. Commissioner Miller seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

The meeting went into executive session at 9:30 and came back at 10:36.

Disciplinary Committee – Commissioner Scott gave the minutes of the meeting. A copy is attached to these minutes.

Commissioner Mongold made a motion to accept the Committee's report. Commissioner Goodwin seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

Legislative Codes & Regulations Committee- Co- chairman Ted Shriver gave the report. Commissioner Shriver first spoke about the committee meeting held at the State Fire Marshal's office on 5/22/2013.

The Home Inspector rule had a written comment period.

Amendments made to the proposed Home Inspector Rule.

Commissioner Shriver made a motion to remove the Errors and Omissions Insurance. Commissioner Mongold seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Shriver made a motion for the agency to file the rule with the Secretary of State's office of Legislative Rule Making. Commissioner Scott seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

The Fire Code rule had a written comment period and a public hearing.

Amendments made to the proposed Fire Code Rule.

Commissioner Shriver made a motion to amend that Carbon Monoxide detectors shall be permitted to be connected to an approved fire alarm system. Activation of the carbon monoxide detector shall signal a supervisory alarm on the fire alarm control panel. Commissioner Mongold seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Shriver made a motion to amend that existing assisted living facilities licensed by the Health Department shall be tied into a fire department or a communication center with 24 hour supervision which is responsible for receiving emergency calls and shall be in compliance with requirements by July 1, 2016. Commissioner Miller seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Shriver made a motion to place a plaque in residential housing if they have a sprinkler system or not. Commissioner Keefer seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Shriver made a motion to file the proposed Fire Code Rule. Commissioner Bonnett seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

There were no public comments on the proposed blasting rule.

Commissioner Shriver made a motion to pass the blasting rule changes. Commissioner White seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

Commissioner Shriver did abstain from all amendment votes.

Commissioner Mongold made a motion to accept the committee's report. Commissioner Holstein seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

Fire Department Services Committee –

Commissioner Sizemore gave the report.

The Fire Department Services Committee met on June 6, 2013 at 1510 hours. Commissioners present were Sizemore, Gunnoe, Mongold, and Miller.

6 Fire Officer 1 Submittals 4 were approved.

Approved:

Gary Parish	Keyser VFD
Aaron Roop	Gauley River VFD
Kenneth Varner	BFD VFD
Phillip Strover	Boomer VFD

5 Fire Officer 2 Submittals 3 were approved.

Jonathan Adkins	Hinton FD
Kenneth Varner	BFD VFD
Phillip Stover	Boomer VFD

The committee adjourned at 1550 hours.

Commissioner Bonnett made a motion to accept the Committee's report. Commissioner White seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

Operations Committee- The operations committee met at 1600 hours. Acting State Fire Marshal Anthony Carrico gave the staff report. All budget related items have been submitted for Fiscal Year 2014. Collections at this time appear to be on track.

HB 103 was discussed it states that the State Fire Marshal's office is mandated to provide a report by December 31, 2015. This report with the help of the State Auditor, the Secretary of Revenue, and the Legislative auditor will be a review of the needs of each volunteer or part volunteer fire company or volunteer fire department in the state. Discussion followed regarding funding for this and the time involved for the mandate.

Commissioner Holstein and Acting State Fire Marshal Anthony Carrico presented an idea of use of electronic devices to cut down on the use of paperwork for the Commission. Discussion followed. Any Commissioner can still receive paper copies of correspondence if they would like.

Commissioner White made a motion for the purchase of electronic equipment and necessary items for applications and protection of the same. Commissioner Mongold seconded the motion. All the ayes and nays having been taken on a voice vote, the motion passed.

Chief Deputy Joe Leake reported on the Fire Marshal's Office involvement in the Boy Scouts Jamboree to be held July 15-23, 2013. Numerous vendor and tent inspections will be conducted.

Acting State Fire Marshal Anthony Carrico stated that the fireworks application is pending for the WV 150 year celebration to be held at the Capitol. The application requirements are fine just awaiting payment.

The Fire Marshal's Office will have limited involvement in the Greenbrier Classic this year.

A motion was made to adjourn by Commissioner Mongold. The motion was seconded by Commissioner White. The meeting adjourned at 1700 hours.

Commissioner Sizemore made a motion to accept the Committee's report. Commissioner Goodwin seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

### **STAFF REPORT**

Insurance Services Office (ISO) was approved by the Insurance Commission to implement the new Fire Suppression Rating Schedule (FSRS) effective July 1, 2013.

### **UNFINISHED BUSINESS**

2013-05 Summit Park VFD  
2013-09 Coal River VFD  
2013-11 Davy VFD  
2013-12 Erbacon VFD  
2013-15 Hinton FD  
2013-19 Spelter VFD

All of the above fire departments have been recommended for certification. Commissioner Scott made the motion to recertify these departments. Commissioner Goodwin seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

2013-01 Commissioner Scott made a motion to give them a 30 day extension to answer. Commissioner Miller seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

2013-02 No action required at this time will be put on the next agenda.

2013-03 Mabscott VFD is lacking Fire Officer 1 and 2 certification and did not reply in 30 days. Commissioner White made a motion for probable cause. Commissioner Holstein seconded the motion. The ayes and nays having been taken on a voice vote the motion passed.

2013-07 Is lacking Fire Officer 2 certification. Commissioner Mongold made a motion to institute a complaint. Commissioner Sizemore seconded the motion. The ayes and nays having been taken on a voice vote, the motion passed.

2013-13 Is lacking Fire Officer 1 and 2 certification. Commissioner Keefer made a motion to institute a complaint. Commissioner White seconded the motion. All the ayes and nays having been taken on a voice vote, the motion passed.

2013-14 Is not compliant in Fire Officer 1 and 2 certification. Commissioner Miller made a motion to institute a complaint. Commissioner Goodwin seconded the motion. All the ayes and nays having been taken on a voice vote, the motion passed.

2013-17 Is not complaint in Fire Officer 1 and 2 certification. Commissioner Mongold made a motion to institute a complaint. Commissioner Holstein seconded the motion. All the ayes and nays having been taken on a voice vote, the motion passed.

2013-18 Is not complaint in Fire Officer 1 and 2 certification. Commissioner Goodwin made a motion to institute a complaint. Commissioner Mongold seconded the motion. All the ayes and nays having been taken on a voice vote, the motion passed.

2013-20 Is not complaint in Fire Officer 1 and 2 certification. Commissioner Sizemore made a motion to institute a complaint. Commissioner Keefer seconded the motion. All the ayes and nays having been taken on a voice vote, the motion passed.

2013-21 Is not complaint in Fire Officer 1 and 2 certification. Commissioner Holstein made a motion to institute a complaint. Commissioner Goodwin seconded the motion. All the ayes and nays having been taken on a voice vote, the motion passed.

2013-08, 2013-10, and 2013-16 are 50% through Firefighter II. Commissioner Scott made a motion to move to the October agenda. Commissioner Holstein seconded the motion. All the ayes and nays having been taken on a voice vote, the motion passed.

2013-22 Commissioner made a motion requesting more information initiating an investigation by the State Fire Marshal Office. Commissioner Keefer seconded the motion. All the ayes and nays having been taken on a voice vote, the motion passed.

All committee members abstained from voting.

2013-23 No action needed

2013-24 Hearing is scheduled for June 11, 2013.

## **NEW BUSINESS**

Aqua Ryderz Towing No action is required because the State Fire Commission has no jurisdiction.

Greg Kemp Letter Acting State Fire Marshal spoke on. Commissioner Shriver made a motion to stand by the State Fire Marshal Office and for another letter to go out. Commissioner Goodwin seconded the motion. All the ayes and nays having been taken on a voice vote, the motion passed.

NAHI Letter No action required.

## **CORRESPONDENCE**

City Of Weston Letter Just for the Commissioners notification and many more will most likely be going out.

Office of the Insurance Commission letter Acting State Fire Marshal Carrico spoke about.

### **GOOD OF THE ORDER**

Mark Doty spoke about the Junior Firefighter camp and thanked everyone for coming to the meeting at the Fire Academy.

Jim Oldaker from the State Firemans Association spoke about need for funding from the legislature for Workers Compensation. They supported house finance and wanted the money to come from the sur tax fund. They were not for the will and pleasure bill.

Glenn Whittington asked about the new numbering system for fire departments. Counsel answered his question.

Roger Brown from Bridgeport spoke about the Bridgeport Fire Fee. Discussion followed. Commission would like the State Fire Marshal's Office to look at the maps and area again and follow up with a written report.

Don Smith from Bridgeport spoke about an appeal processed and said they sent letters on 2/13/13 and 3/19/13 and would like a response.

### **TIME AND PLACE OF NEXT MEETING**

The next Fire Commission Meeting will be held at the Holiday Inn Express Charleston, WV (off the Montrose exit) August 23, 2013 with committee meetings being held August 22, 2013.

### **ADJOURN**

Commissioner Scott made a motion to adjourn. Commissioner Bonnett seconded the motion. Motion passed.

The training committee met on June 5,2013 at the West Virginia's Fire Training Academy at 1700 hours. Commission members present were; White, Scott, Miller,

Baldwin, and Holstein.

Items discussed were as follows.

Unfinished business was none.

New business

Mark Doty with the Fire Service Extension stated they submitted a list of courses that are provisional accreditation of Pro-Board. He also stated from January 2013 to present there has been 15,693 students that has attended various classes. The burn trailer has used in 42 counties in the state. There were 135 enrolled at the Mingo County Fire School. Also they are helping with the Mineral County Fire School. West Virginia Weekend is at Emmitsburg Md. And will be October 19<sup>th</sup> and 20<sup>th</sup> and a list of classes were passed out. Also, looking at aircraft props in Virginia. Jr. Firefighter Camp is scheduled for June 22<sup>nd</sup> through 27<sup>th</sup> and there are still scholarships available.

Mark submitted on behalf of the Fire Service Extension course curriculums with explanations for the 30 day comment period. Motion by Miller 2<sup>nd</sup> by Goodwin to accept. All yea.

Mike Freeman with RESA submitted course curriculums with explanations for the 30 day comment period. Motion by Goodwin to accept, 2<sup>nd</sup> by Miller. All Yea. Mike also stated that IFSAC testing will be July 12<sup>th</sup> and 13<sup>th</sup>.

Motion by Scott to adjourn. 2<sup>nd</sup> by Goodwin. All yea. Meeting concluded at 1820 hours.

#### Disciplinary Committee Meeting June 6, 2013

The first meeting of the disciplinary committee was held on Thursday, June 06, 2013 at 1100 hours. Meeting was called to order by Chairman Scott with members Gary Bonnett and Ted Shriver present. After a lengthy discussion on the purpose and

responsibilities of this committee, a motion was made by Commissioner Bonnett and seconded by Commissioner Shriver to go into executive session to discuss the following.

Certify

2013-05 - drop charges and certify 2013-09 - certify  
2013-15-certify 2013-19-certify

Start Complaint Proceedings

2013-03  
2013-07  
2013-11  
2013-12  
2013-13  
2013-14  
2013-17  
2013-18  
2013-20  
2013-21

Other

2013-01 - extension to answer complaint  
2013-02 - no action required at this time  
2013-08 and 2013-10 and 2013-16 -table unitl October meeting  
2013-22 -requesting information from department  
2013-23 - should be removed complaint list  
2013-24- Hearing scheduled next week

Motion by Commissioner Shriver and seconded by Commissioner Scott to return to general session. Motion to adjourn.