

UTAH STATE FIRE PREVENTION BOARD
March 14, 2017 MEETING MINUTES

BOARD MEMBERS PRESENT

Vincent A. Newberg	Board Chair
Craig Humphreys	Board Vice Chair
Brian Cottam	Board Member
Rod Hammer	Board Member
Jared Larson	Board Member
Eric Miller	Board Member
Frank Park	Board Member
Mike Phillips	Board Member
Jason Poulsen	Board Member

BOARD MEMEBERS NOT PRESENT

Craig Humphreys	Board Vice Chair
Stephen Higgs	Board Member
David Olsen	Board Member

STAFF PRESENT

Coy Porter	State Fire Marshal
Ted Black	Chief Deputy Fire Marshal
Kevin Bolander	Asst. Attorney General
Monica Todd	Board Secretary
Mark Burton	State Fire Marshal Office
Art Deyo	State Fire Marshal Office
Andrew McCormick	State Fire Marshal Office
Deanne Mousley	State Fire Marshal Office
Jon Ritchie	State Fire Marshal Office
Kelly Snow	State Fire Marshal Office

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 on the agenda, 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 on the agenda was approval of the January 10, 2017 Board Meeting minutes. Motion made to approve minutes by Board Member Miller, seconded by Board Member Hammer, motion passed unanimously.

Item #3 on the agenda was a report to the Board by Chief Scott Spencer, Chair, Utah Fire Service Certification Council. Chief Spencer addressed the Board and stated that the January meeting was cancelled due to scheduling conflicts and that they would be meeting the following day instead.

Item #4 on the agenda was a report to the Board by Ryan Peterson, Chair, Hazardous Materials Advisory Council and specifically the status of the Hazardous Materials Technician curriculum. Chair Peterson addressed the Board and stated that the IFSTA curriculum has been distributed to the Council members but due to scheduling conflicts they have not met yet since the last Fire Prevention Board Meeting. However, he anticipates that the curriculum will be approved at the next meeting. He stated that they had also begun working with UFRA regarding the training/testing in the various regions. He also stated that the goal for UFRA is to deliver the first class with the new curriculum in August.

Item #5 on the agenda was a report to the Board by Robert Dekorver, Chair, Fire Service Standards and Training Council. Chair Dekorver stated that they had not met since the last Fire Prevention Board meeting; their next meeting will be May 3rd. Thus there should be more to report at the May Fire Prevention Board Meeting.

Item #6 on the agenda was approval of the Board of Paul Hewitt, Chief, Park City Fire District, to the Standards and Training Council, representing the Utah State Fire Chiefs Association. Motion made by Board Member Miller to approve the appointment. Motion seconded by Board Member Poulsen, motion carried.

Item #7 on the agenda was a report to the Board by Utah State Fire Marshal, Coy Porter, concerning the 2017 legislative session. State Fire Marshal Porter had passed out two sheets regarding bills that had/had not passed (copies of these are with the written record of this meeting). He highlighted four of the bills specific to the fire service/code that had passed. 2nd Sub. Senate Bill 241, local government plan review amendments. This came from the Home Builder's Association in regard to getting local plan reviews done in a timely manner. The plans for 1 or 2 family dwellings and townhomes now have to be reviewed within 14 business days, multifamily dwellings have 21 business days from the date they are submitted with three exceptions: a. If the plan needs to be resubmitted for additional modifications or changes as identified in the plan review, b. If you submitted it as part of the deferred submittal, c. Due to the document's very technical nature or that the applicant requests 3rd Party review. If the time frame cannot be met and it has been signed by the engineer or architect then it was automatically approved. The effective date is July 1, 2017 with a repeal date of July 1, 2018, which gives time to review the efficacy of these time limits. 1st Sub. Senate Bill 250 on Food Truck licensing and regulation initially dealt with taxes and business licensing. The fire service got involved in this bill will regard to fire safety inspections. A list of relevant code standards and regulations is posted on the State Fire Marshal website including things like LP Gas, storage, cooking, etc. It wasn't designed to be checklist, but a guide for the fire service to know what the code/standards were. Marshal Porter requested to give permission to the Fire Prevention Board to make the rules concerning Food Trucks. Once the Health inspection and fire service inspection has been done they will need to display proof of that and it only needs to be completed once per year. The language allowing the Fire Prevention Board to make those rules pertaining to the fire inspection was included in the bill as passed. 1st Sub. House Bill 37 was regarding State Construction Code

Amendments. As the Bill developed it came to include regulations regarding Arc Fault vs. GFI breaker requirements. Initially Arc Fault breakers were required for bedrooms only but over the years other rooms throughout the dwelling had been added. It was initially introduced to go back to the standard of Arc Fault requirements for bedrooms only but due to backlash on both sides of the issue, the bill passed to require NO Arc Fault breakers whatsoever. 1st Sub. House Bill 281 was regarding Construction and Fire Code Amendments. The Home Builder's Association wanted fire flow and sprinkler systems taken out of the code. They were also concerned because several cities had been putting their local city ordinances in state statute. Some compromises were reached such as the fire flow in a residential subdivision does not need to exceed 2,000 gallons per minute. The State Fire Marshal's Office also agreed to meet with the cities and towns that had their ordinances in state statute; and to address the fact that the code that was adopted last year addressed a lot of the ordinances/concerns of the individual cities. Park City did make the case to have the bill amended to keep their sprinkler requirements due to the nature of some of the structures in their jurisdiction. Compromises were reached and the bill was passed. Senate Bill 30 that would have restored the money that was taken out and restore the revenue stream for the firefighter support restricted account did not pass. The 3.1 million was put back into the account to purchase property for the future Fire Academy, however, this coming year the ongoing funding will be nearly half what it has been in the past. They are hoping to get this resolved over the interim. Assistant Director of UFRA Wardle addressed the Board and stated that as a result of the reduced funding, their budget will be status quo, minus the \$52,000 COLA increase which was denied by the GOMB. They will be operating at a loss of \$52,000 for the next two fiscal years, which does not include any future COLA adjustment that UVU may make in the meantime. They will be making adjustments to their operating budget to reduce costs, but will continue to work with the State Fire Marshal's office, State Fire Chiefs Association and the legislators to get the funding issues resolved. Board Member Poulsen commented that it is disappointing that this bill did not pass and that as a Board they want to make sure that employees are taken care of. Asst. Director Wardle stated that the \$52,000 will be difficult but that they will look at every avenue to reduce costs until the issue can be resolved hopefully in the near future.

Item #8: For the Board's information: A report by Chief Deputy Utah State Fire Marshal, Ted Black, on open positions at the office of the Utah State Fire Marshal. Chief Deputy Black addressed the Board and stated that Oliver Moore's position has been filled by Jon Ritchie, former Chief of Roy Fire. Bryan Thatcher has resigned his position and has taken a position at the University of Utah, thus the office is still two personnel short in the investigation/inspection division. Interviews were conducted yesterday with excellent candidates and they hope to be fully staffed soon. Board Member Poulsen asked that Jon Ritchie address the Board since he was also from Roy Fire. Deputy Ritchie addressed and introduced himself to the Board.

Item #9 on the agenda was appointment by the Board of Deputy Chief Dave Powers, South Davis Metro Fire Agency to the Fire Advisory and Code Analysis Committee. Chief Powers has recently been appointed as Chairman of the Fire Marshals Association of Utah Code Committee. Motion made by Board Member Poulsen to approve this appointment, motion seconded by Board Member Phillips, motion passed.

Item #10 on the agenda was consideration by the Board of Senate Bill 250, Food Trucks. Chief Deputy Black stated that as the bill had been passed to modify the duties of the Fire Prevention

Board to include establishing the criteria for Fire Safety Inspections of Food Trucks. Thus now one entity can perform the fire safety inspection and every other jurisdiction in the state will be required to accept that passed inspection. A criteria needs to be established that meets the requirements of the law but is also acceptable to the fire service. The Board needs establish a committee to review the requirement for food trucks and return in May to present to the Board and then hopefully adopt the criteria/document in July as the statute takes effect July 1st. The State Fire Marshal's office recommends the committee to include (2) Fire Prevention Board Members, the Chair of the Fire Marshal's Code Committee along with (2) other members from that committee, the Section Manager of the Propane Section of the State Fire Marshal's office as well as the State Fire Marshal or his designee. It is also recommended to direct staff from the State Fire Marshal's office to prepare a rule for the Board to consider in the May meeting as well as a workable checklist that each fire department could use. Board Member Phillips stated that it seems to be well outlined by the Fire Marshal's office so they should move forward in that direction. Board Member Larson and Board Member Phillips both agreed to participate in that committee. Chairman Newberg directed the State Fire Marshal's office to arrange the committee meetings and help establish a rule and working checklist regarding food truck inspections and safety.

Item #11 on the agenda was Old Business. There was no old business.

Item #12 on the agenda was New Business. Board Member Cottam stated that the Division of Fire Forestry and State Lands has a new State Fire Management Officer, Brett Osler. He stated that he had been with the division for a number of years and was the Juab County Fire Warden and that he will now run the Wildland Fire Program. Officer Osler addressed the Board and stated that has taken a 1 year career mobility position and is currently commuting from Juab County with no plans to move. He looks forward to meeting everyone.

Item #13 on the agenda was that the next Board Meeting May 9, 2017, beginning 8:30 A.M., South Salt Lake City Hall, Council Chambers, 220 East Morris Avenue (2430 South), South Salt Lake City, Utah 84115. Motion made to adjourn the meeting made by Board Member Miller, seconded by Board Member Park, meeting adjourned.