

TEXAS COMMISSION ON FIRE PROTECTION

Presiding Officer, Chris Connealy, at 9:30 a.m. called the April 30, 2009 meeting of the Texas Commission on Fire Protection to order at 1701 N. Congress Avenue, Room 1-104, Austin, Texas.

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| Attending | Les Bunte Rhea Cooper Micheal Melton | Jane Burch Yusuf Farran* Arthur Pertile, III* | Elroy Carson Jody Gonzalez Kelley Stalder | Chris Connealy John Gillette |
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*absent entire meeting
**absent part of meeting

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| Staff | Gary L. Warren, Sr. Ana Muñoz | Jake Soteriou Miles Skipper | Deborah Cowan Jim Crowson, Assistant Attorney General | Dianne Hudson |
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| Guests | Tim Gothard Craig Kolls, Jr. Paul Maldonado Chris Barron Ken Dozier Alan Dillon | Larry Wright Ed Salazar Chris Watson Randy Safer Jerry Doyle Dale Skinner | George Harris Phillip Bradley Tim Hunter Tim Gardner Cary Roccaforte Lalo Rodela | Mike Jones Steve Tonick Jim Reidy Kyle Mitchell Adrian Garcia Mark Mollenberg | Patrick Shipp Columbus Stutes Chuck French Gilbert Bennett Monty Owens |
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| 1. Roll call | Secretary, John Gillette called roll and 9 of 11 commissioners were present. |
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| 2. Adoption of Minutes | A motion to approve the minutes of the January 29, 2009 commission meeting was made by Kelley Stalder and seconded by John Gillette. The motion carried. |
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| 3. Appointment to Fire Fighter Advisory Committee | After discussion, Michael Jones was selected to fill the vacancy on the fire fighter advisory committee. |
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| 4. Subcommittee Meetings | The Budget and Strategic Plan subcommittees met jointly to review the agency's operating budget and Strategic Plan. |
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| 5. Budget and Strategic Plan Subcommittee Reports | No action necessary. |
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| 6. Reports from Marshals' Fire Service Interest Groups | Brief reports were given by the State Fire Marshal's Office, the State Firemen's and Fire Association, the Texas State Association of Fire Fighters, Texas Association of Fire Educators, National Fire Protection Agency. |
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| 7. Report from Fire Service School Advisory Board & TEEX | Commission representative, Michael Hunt informed commission that the advisory board had not met since the last commission meeting; therefore, he had nothing to report. Les Bunte reported that TEEX had completed its spring school in March. He also reported that TEEX is now preparing for its annual municipal school in July. |
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| 8. Report on Revisions to FSRS | Phillip Bradley from the Insurance Services Organization gave a brief report on the review and revisions of the Fire Suppression Rating Schedule. He said the draft revision should be completed sometime in 2009. |
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9. New Matters Fee structure based on outcome of legislative session (Sunset Review Process)
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10. Future Meeting Dates Meeting scheduled for October 22, 2009
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11. Matters from Fire Fighter Advisory Committee
- A. 1. A motion to approve for publication proposed amendments to 37 TAC Chapter 421, §421.5 and §421.17 as discussed was made by Les Bunte and seconded by John Gillette. The motion carried.
2. A motion to approve for publication the proposed amendments to 37 TAC Chapter 427, §§427.201, 427.303 and 427.305 as discussed was made by Kelley Stalder and seconded by Elroy Carson. The motion carried.
3. A motion to approve for publication the proposed amendments to 37 TAC Chapter 433, §433.5 as discussed was made by Rhea Cooper and seconded by Kelley Stalder. The motion carried.
4. A motion to approve for publication the proposed amendments to 37 TAC Chapter 437, §437.13 as discussed was made by Kelley Stalder and seconded by Jane Burch. The motion carried.
5. A motion to approve for publication the proposed amendments to 37 TAC Chapter 439, §§439.1, 439.3, 439.5, 439.7, 439.9, 439.11, 439.13, 439.15, 439.17, 439.19, 439.203, and 439.205 as discussed was made by Rhea Cooper and seconded by John Gillette. The motion carried.
6. A motion to approve for publication the proposed amendments to 37 TAC Chapter 449, §449.3 and §439.5 as discussed was made by Elroy Carson and seconded by Les Bunte. The motion carried.
7. A motion to approve for publication the proposed amendments to 37 TAC Chapter 451, §451.5 and §451.205 as discussed was made by Elroy Carson and seconded by Micheal Melton. The motion carried.
8. A motion to approve for publication the proposed amendments to 37 TAC Chapter 453, §453.5 as discussed was made by Rhea Cooper and seconded by Jane Burch. The motion carried.
- B. A motion to approve the new outline for Basic Fire Inspector with changes as discussed was made by John Gillette and seconded by Jane Burch. The motion carried.
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12. Matters from Funds Allocation Advisory Committee
- A. A motion to approve the recommendation of awards as presented and discussed by the Funds Allocation Advisory Committee was made by Les Bunte and seconded by John Gillette. The motion carried.
- B. No action necessary.
- C. No action necessary.
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13. 37 TAC A motion to approve for publication the proposed amendments to 37 TAC Chapter 437, §437.3

Chapter 437
motion
Fees

and §437.5 as discussed was made by Rhea Cooper and seconded by Elroy Carson. The
carried.

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14. Discontinuance of wallet-sized certification cards After discussion, no action taken.
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15. Development of on-line testing Jake Soteriou, Director of Standards & Certification Division gave a brief history on testing issues to date. No action taken.
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16. Staff update on Committee Activities Jake Soteriou noted that the agency had not attended any NFPA meetings. He stated that Mollie Clakley had attended an International Fire Service Accreditation Congress meeting and provided a synopsis of that meeting to commissioners.
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17. Matters from Executive Director
- a. Mr. Warren informed commissioners there were no consent orders during the last quarter.
 - b. Mr. Warren gave a brief update on agency activities since the January 2009 commission meeting. He thanked all commissioners who were able to attend the various committee meetings at the State Capitol. Mr. Warren asked Jake Soteriou and Ana Munoz to introduce the two newest employees of the agency. Miles Skipper introduced Laura Bucaro, Librarian and Ana Munoz introduced Jeffery Gregory, Human Resources. Mr. Warren informed the commissioners the agency had undergone a performance measure audit by the State Auditor's Office. He informed them he would provide further information at the July commission meeting. He also gave an update on the agency's sunset legislation (SB 1011 and HB 3390).
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18. Executive Session Presiding Officer, Chris Connealy called the Executive Session at 5:20 p.m.
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19. Open Session Open session resumed at 6:10 p.m. A motion to allow the presiding officer to finalize the performance evaluation of the executive director was made by Micheal Melton and seconded by Jane Burch. The motion carried.
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20. Adjournment 6:15 p.m. A motion to adjourn was made by Micheal Melton and seconded by Rhea Cooper. The motion carried.