

TEXAS COMMISSION ON FIRE PROTECTION

Presiding Officer, Robert Moore, at 9:00 a.m. called the April 28, 2016 meeting of the Texas Commission on Fire Protection to order at 1701 N. Congress Avenue, Room 1-104, Austin, Texas.

Attending	Tommy Anderson John Gillette Leonardo Perez	Elroy Carson Joseph Gonzalez Steve Tull	Carlos Cortez Mike Jones Tivy Whitlock*	Kelley Doster John McMakin	Pat Ekiss Robert Moore
					*absent entire meeting **absent part of meeting

Staff	Tim Rutland Denise Alvarez	Deborah Cowan Andrew Lutostanski, Assistant Attorney General	Paul Maldonado	Joyce Guinn	Mark Roughton
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Guests	Tom Leverentz Jacob Smith Jeff McNeal Shannon Brinton Wendell Burton David Martinez Eric Thompson	Mark Wobus Todd Humbarger Robert Harris Kevin Hosler Manuel Casarez Daniel Buford Ben Blanton	Randal Rhodes James Mallinger Leonard Chan William Dicker Thomas McMonigle Matt Whisenant Brian Roach	Mikal Orr Jerry David Ronald Tocci Seth Christensen Larry Wright Donnie Norman Daniel DeYear	Connie McCoy-Wasson Kurt Janica Nathan Zaleski Sam Greif Michael Grove Richard Berkobien
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| 1. Roll call | Commission Secretary, John Gillette called roll and a quorum was present. |
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| 2. Adoption of Minutes | A motion to approve the minutes of the January 13, 2016 and January 14, 2016 meeting was made by John McMakin and seconded by Elroy Carson. The motion carried. |
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| 3. Budget and Strategic Plan Subcommittee Meeting/Reports | The subcommittees met together to review the agency's budget and performance measures. No action necessary. |
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| 4. Reports from Fire Service Interest Groups | A brief report was given by the Texas Fire Chief's Association and the National Fire Protection Association (NFPA). |
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| 5. Report from Fire School Advisory Board & TEEEX | A new commission Representative was appointed at the January 2016 commission meeting. The committee has not met since then but will meet in May and a report will be given at the July 2016 commission meeting. |
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| 6. Report from Homeland Security Council Representative | Commissioner, Joseph Gonzalez, gave a brief report from the March 22, 2016 meeting. Mr. Gonzalez informed commissioners the Governor had approved the Homeland Security Strategic Plan and specific agencies must submit and report on its implementation plan. An update was given on the Zika virus. CIA counterterrorism spokesman discussed ISIS and how it uses social media to recruit individuals. Spokesperson from DIR spoke on the state upgrading its cybersecurity road map. |
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| 7. U.S. Chemical Safety Board Report | Tim Rutland, Executive Director informed commissioners that the agency received a letter from the Board and it had two recommendations for the agency. Mr. Rutland informed that he sent a response for implementation of the recommendations. After discussion, a motion was made by Leonard Perez and seconded by Tommy Anderson to delay any action until after the commission's July 2016 commission meeting. The motion carried. |
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8. Appointment of new members to fire fighter advisory committee
- A motion was made by John McMakin and seconded by Joseph Gonzalez to have each commissioner mark their ballot for one municipal applicant and one volunteer applicant. After the ballots were tallied, a motion was made by Pat Ekiss and seconded by Leonard Perez to appoint Daniel Buford (municipal) and Keith Alan Schmidt (volunteer) to the fire fighter advisory committee. The motion carried.
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9. New matters
- James Mallinger, Cedar Park Fire Department asked the commission to review Chapter 451, Fire Inspector to consider a certification without the requirement of the plan review portion. After discussion, a motion was made by Mike Jones and seconded by Tommy Anderson to send this request to the fire fighter advisory committee for review. The motion carried.
- Recognition of former commissioners and advisory committee members
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10. Future meeting
- The commission previously scheduled its next meeting for July 13(workshop) beginning at 2:00 p.m. and July 14 (commission meeting) beginning at 9:00 a.m.
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11. Matters from Fire Fighter Advisory Committee
- A. 1. A motion to approve for final adoption the proposed amendments to 37 TAC, Chapter 431, §431.9 and §431.209 as discussed was made by Joseph Gonzalez and seconded by Pat Ekiss. The motion carried.
2. A motion to approve for final adoption the proposed amendments to 37 TAC, Chapter 437, §437.5 as discussed was made by Steve Tull and seconded by Leonardo Perez. The motion carried.
- B. 1. A motion to approve for publication the proposed amendments to Chapter 437, §437.13, and §437.17 as discussed was made by Steve Tull and seconded by Leonard Perez. The motion carried.
2. A motion to approve for publication the proposed amendments to Chapter 439, §§439.1, 439.3, 439.7, 439.9, 439.11, and 439.19 as discussed was made by Tommy Anderson and seconded by Elroy Carson. The motion carried.
3. A motion to approve for publication the proposed new sections to Chapter 451, §451.307 and §451.407 as discussed was made by John Gillette and seconded by Tommy Anderson. The motion carried.
- C. A motion to approve the recommended changes to the Incident Safety Officer Curriculum reference list effective immediately was made by Leonardo Perez and seconded by Pat Ekiss. The motion carried.
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12. A List & B List Courses
- A motion to accept the proposed new courses as recommended was made by Steve Tull and seconded by John Gillette. The motion carried.
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13. Fire Fighter Injury Report
- After review and discussion, a motion to accept the report for submission to the State Fire Marshal's Office for inclusion in its annual report was made by Steve Tull and seconded by Elroy Carson. The motion carried.
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14. Matters from Executive Director
- a. Tim Rutland, Executive Director reported no informal conferences had occurred since the last commission meeting.
 - B. Mr. Rutland informed commissioners the agency is currently cross training within each section. He also informed commissioners the agency had one vacancy and the job had been posted.
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15. Executive Session
- Presiding Officer, Robert Moore did not call for the Executive Session.
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16. Open Session
- No action necessary.
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17. Adjournment
- A motion to adjourn was made by John McMakin and seconded by Kelly Doster. The motion carried.

Robert Moore, Presiding Officer