



**Minutes of the Meeting of the
Fire Service Membership Council Governing Committee**

**Thursday, September 12, 2019
1:00 p.m. EDT**

**“Founded by Members to Serve our Members . . .
Benefitting Communities Worldwide”**

FSMC Governing Committee Members	Representing	Present
Gary West -- Chair -- National Fire Sprinkler Association, Nashville, TN	NASFM	X
Randy Metz -- Vice Chair -- Carlsbad Fire Department, CA	IAFC:W	X
Fulton Cochran -- Clark County Fire Department, NV (Ret.)	ICC	X
Andy King -- Franklin Fire Department, TN	IAFC:SE	
Brian Sloat -- City of Fayetteville, AR	IAFC:SW	
Michael Desrochers -- State of Vermont Division of Fire Safety	NASFM	X
Joe McElvaney -- The Hiller Companies, Inc.	ICC	
TBD -- Appointment Pending --	IAFC:C	
Rick Boisvert -- Brighton Area Fire Authority, MI	IAFC:GL	
Coy Porter -- Utah State Fire Marshal's Office	NASFM	
Steve Swarthout -- Riverside County Fire Department, CA	ICC	X
Kelly Nicoello -- Underwriters Laboratories, TX	NASFM	X
Kara Gerczynski -- Elizabeth Fire Protection District, CO	IAFC:MV	X
Christine Reed -- Central County Fire Department, CA	ICC	X
Robert Buxton -- Hudson Fire Department, NH	IAFC:NE	
Joseph Fahd, Jr. -- Cohoes Fire Department, NY	IAFC:E	
Timothy Diehl -- Global Fire Protection Group	ICC	
Adolf Zubia -- A to Z Fire & Code Consulting, LLC, NM	ICC	X

International Code Council (ICC) Staff and Liaisons	Present
Greg Wheeler -- ICC Vice President -- Chief Building Official, Thornton, CO	X
Angie Wiese -- ICC Director, FSMC Liaison to the ICC BOD -- Fire Safety Manager, St. Paul, MN	
Jim Brown -- ICC Director -- Deputy Building Official, Gillette, WY	X
Karl Fippinger -- Vice President, Fire & Disaster Mitigation -- ICC	X
Dave Nichols -- Senior Regional Manager, Government Relations -- ICC	X

Members/Guests Joining by Teleconference	Present
Page Dougherty -- Fire Protection Engineer II, Thornton (CO) Fire Department	X
Robby Dawson -- Southeast Regional Director, NFPA	X
Doug Glenn CET, PSP -- Regional Sales Manager - Southeast, Eaton Life Safety & Mass Notification Solutions	X
Chief Byron Mathews -- Prevention & Public Education, Cheyenne (WY) Fire Rescue	X
Rock Meng -- Global Membership Council liaison to the FSMC, Capitol FPE LLC	X
Jeff Shapiro, P.E. -- International Code Consultants, Inc.	X

FSMC Governing Committee Teleconference Meeting Agenda:

- 1) Call to Order/Roll Call/Welcome guests (West/Fippinger)
 - a) Note: If you would like your attendance noted and you are not a standing invitee, please email kfippinger@iccsafe.org and CC dnichols@iccsafe.org
- 2) Opening Remarks from the Chair (West)
 - a) Welcome to everyone on the line and a special welcome to ICC Vice President, Greg Wheeler and ICC Director, Jim Brown who is filling in for Director Wiese today.
- 3) Additions or Corrections to the Agenda
 - a) None
- 4) Approval of Minutes
 - a) August 15, 2019 Webex
 - i) Motion to accept: Adolf Zubia; Second: Fulton Cochran; Discussion: None; Approved unanimously (Note: Vote taken out of order at conclusion of meeting)
- 5) Reports from Officers (West/Metz)
 - a) Director Brown (for Director Wiese)
 - i) The [ICC Annual Conference](#) is October 20-30, 2019 in Las Vegas, NV
 - ii) Update from last month's report on paint booths, the City of Gillette is now engaged in legal action with the portable, inflatable paint booth operators who were not permitted to operate in the city due to safety concerns
 - b) Vice President Wheeler
 - i) The NTA testing lab in Texas is expected to open in the first or second quarter of 2020
 - ii) ICC acquired [Coded Systems](#) over the summer
 - iii) The Code Council will be offering custom codes in the next year. The next time jurisdictions adopt and/or buy the I-Codes they will have the option to customize their codes with their AHJ/local amendments
 - iv) Question from Chief Zubia: Regarding the proposed by-law change to be considered in Las Vegas, how will it be presented to the membership by the board? With the board being split and not taking an official position, who should we refer folks with questions to?

Answer from Vice President Wheeler: The by-law proposal was submitted according to ICC by-laws and policies. The by-law change proposal will be presented to the

membership and opened for discussion. A floor vote will be taken in Las Vegas and if the measure passes with a 2/3 majority of voting members in attendance it will go forward to a vote of all Governmental Member Voting Representatives (GMVRs) where it will also need to pass with a 2/3 majority.

- c) Staff liaison (Fippinger)
 - i) August 29th - September 4th led and coordinated Code Council preparations and response for Tropical Storm/Hurricane Dorian. This included storm monitoring and tracking, coordinating the efforts of regional government relations staff, coordinating with the Code Council communications and marketing teams, and briefing senior staff and the board of directors. This effort kept members informed of our actions and promoted available member resources should they have been needed.
 - ii) The Vision 20/20 Project was awarded a FY2018 AFG Grant for Fire Prevention and Safety. This will help continue the project's efforts for another year.
 - (a) The Vision 20/20 Model Performance in Community Risk Reduction Symposium will be held February 17-20, 2020 in Murfreesboro, TN. More information at: <https://strategicfire.org/2020symposium>
 - iii) The Fire Service Membership Council and the Building Membership Council selected members to review submissions for the [2019 Innovation in Code Administration Award](#). This organizational award is sponsored annually by the ICC Government Relations Department, the International Association of Fire Chiefs-Fire and Life Safety Section (IAFC-FLSS), and the National Association of State Fire Marshals (NASFM). The selected jurisdiction will be presented with the award during the Government Relations Forum at the Code Council's Annual Business Meeting in Las Vegas, NV. Chief West and I will notify the winning jurisdiction of their selection next week by phone.
 - iv) Participated as staff liaison to the FSMC Nominating Committee. The committee held their call on September 9th. Chief Metz will have the full report back from the committee later during today's call.
- 6) Reports from Special Committees
 - a) Update on Ad-Hoc Committee on Building Safety and Security (Wiese/Metz)
 - i) In-person meeting scheduled for November in Minneapolis
- 7) Unfinished Business
 - a) 2019 Work Group Updates
 - i) Chairman's Project (West/Metz)
 - (a) Continuing to explore ways to increase membership and encourage members of the fire service to be more engaged.
 - ii) Training and Education (Gerczynski)
 - (a) Group met earlier this week.
 - (b) Working on taking emerging issues and trends topics and developing them into brief training, informational opportunities, and talking points for distribution by the Public Awareness Committee.

- (c) Currently in the process of deciding which ones will take priority to work on first.
 - (d) All set for education at this year's ABM. Beginning to work on thoughts for next year's conference.
- iii) Member Recruitment (King)
- (a) No report
- iv) Public Awareness (Reed)
- (a) Committee developed tweets for Fire Prevention Week – October 6-12, 2019
 - (i) This year's theme is: Not every hero wears a cape. Plan and Practice your Escape
 - (b) Motion to approve Fire Prevention Week tweets
 - (i) Motion: Chief Zubia; Second: Chief Cochran; Passed unanimously (Note: Vote taken out of order at conclusion of meeting)
- v) Emerging Issues and Trends (Desrochers)
- (a) Provided quick update on FSMC portable, inflatable spray booth comment submission
 - (b) Next committee call will be Monday, September 16th
 - (c) Additional subjects are being submitted to the group that we will discuss
 - (d) Recognized Kelly Nicoletto to brief on what NASFM is doing with the portable, inflatable spray booth issue
 - (i) Issue is on the agenda for the Model Code Committee to review; group meets in two weeks
 - (ii) Information and outcomes will be shared with NASFM members serving on the ICC Fire Code Action Committee (FCAC)
 - (iii) The portable, inflatable spray booth issue is not currently addressed in the code
 - (iv) The ICC-ES process is at times being used as a way to circumvent the code development process
 - (v) NASFM is planning to take some ownership of this issue and work it through the code development process to help develop something we can work with manufacturers on and that AHJs can enforce
 - (e) Recognized Jeff Shapiro
 - (i) There is a bigger issue at play here. The issue is that it's not the first time we've discussed this, we've dealt with it several times
 - (ii) The question is how much leeway does ICC-ES have in developing listings, reports, etc. There really are no bounds on ES and what they want to do.
 - (iii) Reports and acceptance criteria reviews are a process while listings are done entirely by staff. ES operates in this space with impunity

- (f) Recognized Chief Zubia
- (i) Chief Zubia: What is the recommendation? Should the ICC board examine the scope of ES responsibilities?
 - (ii) Director Brown: With the FSMC being an advisory council to the ICC board, why don't you assemble something for the board on this? Once you put it together and submit it, the board will have to review it and take it for action.
 - (iii) Page Daugherty: In looking at the [ICC-ES Board of Managers](#) there is a fire service person on the board
 - (iv) Jeff Shapiro: The FSMC worked previously to find a fire service person to fill this role with ES. The FSMC had a hard time finding someone who wanted to participate. There is not much of a fire service interest in serving with ES because much of the work to be done is non-fire service. Much of the issue centers on staff reviews rather than testing or panel reviews. For example, this is not unprecedented but to be fair when a service like UL performs staff reviews or staff approve listings they are able to perform those more effectively because they have deeper technical staff resources.
 - (v) Chief Cochran: Jeff and I struggled for years to get someone for this role. When we did find someone, it was a staff member from my department. He was on for two cycles then got burned out. ES put out a call and are very receptive to getting a fire person, however 98% of the work is non-fire (steel, masonry, etc.). When fire things are brought up as an issue, the fire rep is outvoted.
 - (vi) Chief West: This has been a good conversation and shows us that a presentation from ES should be on the FSMC agenda for one of our next meetings.
 - (vii) Chief Cochran: I learned in my time as chair that there is a lot to be said for getting these folks together to meet with the whole committee. Members with previous background on this issue should be there, then if there are concerns to be addressed the group should decide how to bring them to the board.
 - (viii) Chief Metz: Remember, there is a difference between participation on the [ES Board of Managers](#) as opposed to serving on the [ES Evaluation Committee](#). There is no FPE on the Evaluation Committee.
 - (ix) Jeff Shapiro: It's going to be tough for FSMC to find someone. A word of caution is that if we raise concerns they will likely be answered with a "put-up or shut-up" response.
 - (x) Chief Cochran: Suggest that our discussions should be focused on ES processes being used to circumvent the code. The inclusion of a fire service person should be secondary and yields little to no return.
 - (xi) Chief West: If that's all for now, we need to make sure we continue this discussion during on our next in-person meeting. We will set up a

presentation and meeting with ES making sure we have the right people in place.

(xii) Jeff Shapiro: Remember, this affects everyone in the code community, not just the fire service. We need to be careful not to just pitch this as fire service vs. ES because if that happens the concerns won't go anywhere. We should engage other membership council governing committees to get see if they are seeing similar issues and get them on board. If Building, PMG, and others get engaged then it will get attention.

(xiii) Chief West: Ok. We will get our FSMC discussions opened and ironed out first, then look at getting with the other councils from there. Is there any disagreement? [None heard]

b) FSMC Charter Revision (Fippinger)

i) Proposed language (as approved previously) has been vetted by Code Council staff and submitted as an agenda item for review by the ICC Board of Directors during its October meeting in Las Vegas. The FSMC Charter revision language is coupled with 2 other, similar proposed changes to Council Policy 31 and Council Policy 9 for Code Action Committees and other membership councils respectively.

c) Innovation in Code Administration Award (Fippinger)

i) See staff liaison report above.

8) New Business

a) Report from FSMC Nominating Committee (Metz)

i) Chief Metz reported that the FSMC Nominating Committee (Chief Metz, Chief Reed, Kelly Nicolello) met on September 9th.

ii) The Nominating Committee reviewed 7 applications for 3 ICC seats on the FSMC Governing Committee. The Nominating Committee selected 3 applicants for endorsement by the FSMC. The individuals selected have been historically very active within ICC and would make great additions to the FSMC Governing Committee. Individuals selected for endorsement by the FSMC are:

(a) Bryan Adams, Battalion Chief/Fire Marshal
Pleasant Valley Joint Fire District
Plain City, OH

(b) Kevin Gallagher, Fire Chief
Acushnet Fire & EMS Department
Acushnet, MA

(c) Mark Wassom, Assistant Fire Chief - Community Risk Reduction
Olathe Fire Department
Olathe, KS

iii) Motion to accept and endorse: Chief Zubia; Second: Steve Swarhout; Discussion; None; Result: Passed Unanimously

9) Next Meeting

a) Wednesday, October 23, 2019 @ 9:00 a.m. PDT

10) Questions/Comments from the Audience

- a) None heard

11) Good of the Order

- a) Chief Reed: Have we confirmed our meeting dates for Las Vegas? Are we doing anything on Tuesday? Karl will send out a data call to Governing Committee members to get a sense of their travel. Chief West and Chief Metz will discuss Tuesday activities at the ABM in the next couple of weeks. A schedule update will be sent to the Governing Committee shortly thereafter.

12) Adjourn

- a) Motion: Chief Metz; Second: Chief Zubia; Discussion: None; Result: Passed unanimously

Gary West, Chair
2019 FSMC Governing Committee

Randy Metz, Vice-Chair
2019 FSMC Governing Committee

2019 FSMC Meeting Schedule

Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.
17	21	21	27-28	16	27	18	15	12	22-23	21	19
WebEx	WebEx	WebEx	ABQ	WebEx	WebEx	WebEx	WebEx	WebEx	ABM	WebEx	WebEx

For questions or additional information, contact:

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