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ELEVATOR SAFETY REVIEW BOARD MEETING

REPORT OF PROCEEDINGS, had at the meeting of the
Elevator Safety Review Board before CHAIRMAN FRANK
CHRISTENSEN, at the Office of the State Fire Marshal,
Springfield, Illinois, commencing on the 12th day of March,
A.D. 2009, at the approximate hour of 8:30 a.m.

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1 APPEARANCES:
2
3 ILLINOIS ELEVATOR SAFETY BOARD
4 FRANK CHRISTENSEN, CHAIRMAN
5 TOM GANIERE
6 ROD GILLES
7 RICHARD GREGORY
8 MARK HERTSBERG
9 KENNETH MASON
10 KELLY WELLER
11
12 OFFICE OF THE STATE FIRE MARSHAL
13 BOB CAPUANI
14 JIM AUBIN
15 MAUREEN CUNNINGHAM, ESQ.
16 ELAINE DEL GRECO
17 MAGGIE DELHEIMER
18 CHET JANUS
19 RICH MAYER
20 JANET PATTERSON
21 JODI SCHRAGE
22
23
24

1 CHAIRMAN CHRISTENSEN: We're going to call
2 the meeting to order.

3 Please rise for the pledge of allegiance.
4 Bob, will you lead us.

5 [WHEREUPON THE PLEDGE OF
6 ALLEGIANCE WAS RECITED.]

7 CHAIRMAN CHRISTENSEN: Did the Board get a
8 chance --

9 [WHEREUPON KELLY WELLER ENTERED
10 THE ROOM.]

11 MR. GREGORY: It's the late Kelly Weller.

12 CHAIRMAN CHRISTENSEN: Bob, would you
13 write a warning letter to Kelly please.

14 MS. DEL GRECO: Okay. Got it.

15 CHAIRMAN CHRISTENSEN: Did the Board get a
16 chance to review the minutes of February 15,
17 2009? Is there a motion to accept the minutes?

18 MR. GREGORY: I'll move that we accept
19 them.

20 MR. GANIERE: I'll second it.

21 CHAIRMAN CHRISTENSEN: Is there any
22 additions or corrections?

23 [NO RESPONSE.]

24 CHAIRMAN CHRISTENSEN: None being, all in

1 favor, say "aye."

2 [A CHORUS OF "AYES."]

3 CHAIRMAN CHRISTENSEN: All those against?

4 [NO RESPONSE.]

5 CHAIRMAN CHRISTENSEN: The "ayes" have it.

6 We're going to go to old business -- the
7 Elevator Safety Program progress report from
8 Bob Capuani as soon as he finds it.

9 MR. CAPUANI: Conveyances registered,
10 24,651; licensed contractors, 98; licensed
11 inspectors, a hundred and fifty-one; licensed
12 mechanics, 1,633; licensed apprentices, 697;
13 licensed inspection companies, 23;
14 municipalities with agreements,
15 153 -- correction, 156. I've got three in this
16 thing. Permits issued so far, it's 662, and
17 license renewals that were sent out were 1,541.

18 MR. GREGORY: How many registrations or
19 conveyances are you backlogged from entering?

20 MR. CAPUANI: I will ask. What's our
21 backlog in registration?

22 MS. SCHRAGE: We are in training from the
23 first week of February.

24 MR. GREGORY: And my concern is that we

1 set this cutoff date.

2 MS. SCHRAGE: I'm well aware of that, and
3 believe me, if we get any more behind as we get
4 into next month, that if we feel like we're
5 still in backlog, then we'll get another
6 temporary employee, someone else on staff to
7 enter them.

8 CHAIRMAN CHRISTENSEN: Thank you.

9 Bob, are you finished with the report? If
10 so, we'll go on.

11 Continue discussion on special purpose
12 elevators. Bob?

13 MR. CAPUANI: May I make a suggestion to
14 the Board? There is some legislation out here
15 that only grain elevators will be allowed to
16 move their registration date to August 1st.

17 CHAIRMAN CHRISTENSEN: To wait to see what
18 legislation takes place?

19 MR. CAPUANI: Yes. So I suggest we move
20 the registration date to August 1st.

21 CHAIRMAN CHRISTENSEN: Is there a motion
22 to change the registration date only for grain
23 elevators?

24 MR. WELLER: Back up and explain that to

1 me again.

2 MR. CAPUANI: There's some legislation out
3 there to exempt grain elevators.

4 MR. WELLER: You sent that in the email,
5 right?

6 MR. CAPUANI: Yes. And they will not make
7 the April 31st deadline for registration. So
8 we'll move just grain elevators registration to
9 August 1st and see what happens with this bill.

10 MR. WELLER: Just to give them some
11 temporary relief?

12 MR. CAPUANI: Yes.

13 MR. WELLER: I'll make that motion.

14 MR. GILLES: I'll second it.

15 CHAIRMAN CHRISTENSEN: The motion was
16 seconded by Rod Gilles.

17 Any questions? Dick?

18 MR. GREGORY: If I had brought my
19 projector, which I put the screen in my car,
20 but I forgot to put the projector in, but
21 special purpose personnel elevators, when
22 they're not being maintained, which is
23 typical -- and I'm not saying it's typical in
24 Illinois; I'm saying it's typical -- are pretty

1 much deathtraps. And I've had cases on grain
2 elevators in the State of Illinois. So I look
3 at this to make up my -- this would be like a
4 fund to make up my 401(k).

5 MR. WELLER: Is this discussion on motion?

6 CHAIRMAN CHRISTENSEN: Yes.

7 MR. WELLER: We're not doing anything
8 other than just holding off until August 1st to
9 determine what -- we're not changing anything?
10 We're just extending the deadline for them to
11 register the conveyance?

12 MR. CAPUANI: Just grain elevators.

13 MR. HERTSBERG: So it's 90 days?

14 MS. DEL GRECO: Yes, until August 1st is
15 90 days.

16 CHAIRMAN CHRISTENSEN: Any more questions?

17 MR. GANIERE: I understand we want to
18 extend the deadline, but are we, as a Board,
19 going to take any kind of position on the
20 pending legislation? I agree with Mr. Gregory
21 that, you know, we're concerned with safety,
22 and it doesn't matter whose safety it is,
23 whether it's employees of the grain elevators
24 or the public in general. We're concerned with

1 safety. And I take the opinion that they
2 should not be exempt from the code.

3 CHAIRMAN CHRISTENSEN: Well, we can make a
4 motion after this, and the Board can make a
5 decision on that.

6 MR. GANIERE: Okay.

7 CHAIRMAN CHRISTENSEN: Is there any more
8 questions?

9 [NO RESPONSE.]

10 CHAIRMAN CHRISTENSEN: All those in favor,
11 say "aye."

12 [A CHORUS OF "AYES."]

13 CHAIRMAN CHRISTENSEN: All those against?

14 [NO RESPONSE.]

15 CHAIRMAN CHRISTENSEN: The "ayes" have it.
16 Okay. Did you want to make a motion on
17 it?

18 MR. GANIERE: Yeah, I think I'll make a
19 motion that this Board will go on record as
20 opposed to any legislation or attempt to exempt
21 any conveyance from the Elevator Safety Act.

22 CHAIRMAN CHRISTENSEN: Okay.

23 MR. GILLES: Yes, sir. I second it.

24 CHAIRMAN CHRISTENSEN: The motion has been

1 made. And it was seconded.

2 On the question.

3 MR. WELLER: Bob, didn't you send us out a
4 rather comprehensive set of questions and a
5 survey? What were the results of that coming
6 back? I mean, that should guide us.

7 MR. CAPUANI: I didn't bring the results
8 with me.

9 MR. GANIERE: I know I didn't send them
10 back.

11 MR. WELLER: Well, I think Tom's
12 suggestion is great, but we've already started
13 that path. I would rather see us bring that
14 data to Bob and kind of have that conversation
15 once all of that information has been compiled
16 back. Because, I mean, I took the time to
17 respond to it, and I gave you my opinions on
18 it. And I don't mind sharing them, but I'd
19 rather see all of them in one packet if we all
20 agree.

21 CHAIRMAN CHRISTENSEN: Well, I do believe
22 that our decision is going to be changed by the
23 Board even though we addressed that. I mean,
24 I, myself, don't have to deal with grain

1 elevators, but just hearing from Dick and
2 saying that they're deathtraps kind of changes
3 your mind.

4 MR. WELLER: I just take the opinion this
5 is a administrative board. The policy and
6 decision making is up to the legislature. I
7 mean, we're administering what they give us.

8 MR. GREGORY: But we're making a
9 recommendation with this motion.

10 MR. GILLES: Exactly. That's what I was
11 saying.

12 MR. GANIERE: And I understand what Kelly
13 is saying, and I don't necessarily disagree,
14 but I think we need to take that opinion or
15 position on something that we already
16 administer, that it shouldn't be changed, and
17 it should not be exempt. I mean, we're the
18 Elevator Safety Board. So we're concerned with
19 safety, and this issue directly affects safety.

20 And I understand what Kelly is saying
21 about waiting until we have all these surveys
22 back, but the legislature is in session now,
23 and they are considering that legislation.
24 Although I don't know if it's come out of

1 committee yet, but they're considering that
2 legislation, and it may be too late by our next
3 meeting. They may have already passed it. And
4 with an opinion from this Board, it may make a
5 difference.

6 MR. MASON: You know, I agree with you
7 also, but does this include private residences?

8 MR. GREGORY: No, because we're not
9 regulated out.

10 MR. MASON: Your statements are all --

11 MR. GANIERE: Yeah.

12 CHAIRMAN CHRISTENSEN: Any more questions?

13 MR. WELLER: I just don't think we can do
14 that without -- I mean, without public comment,
15 because the whole purpose of the legislature is
16 to have a committee and people who are on both
17 sides of that committee and make an argument,
18 and we haven't heard the arguments. I know
19 Dick is against it because he's seen it. I've
20 not seen it; I don't know the arguments. So I
21 don't know. I'm opposed to us doing that until
22 we've all got a chance to gather the
23 information.

24 CHAIRMAN CHRISTENSEN: I do think the

1 Board has made decisions before on this.

2 MR. GREGORY: We're just registering an
3 opinion. We are not passing a rule. We are
4 just making our opinion, as safety conscious,
5 known. This doesn't mean it happens or doesn't
6 happen. Either way, we're not in control over
7 that, and we know this.

8 CHAIRMAN CHRISTENSEN: Okay. Any more
9 questions?

10 [NO RESPONSE.]

11 CHAIRMAN CHRISTENSEN: All those in favor,
12 say "aye."

13 [A CHORUS OF "AYES."]

14 MR. WELLER: Can you read back the motion
15 please?

16 [WHEREBY THE REQUESTED PORTION
17 OF THE RECORD WAS READ BY THE
18 COURT REPORTER.]

19 CHAIRMAN CHRISTENSEN: It's been seconded
20 by Rod. Okay.

21 Now, we've went through the questions.
22 All in favor, say "aye."

23 [A CHORUS OF "AYES."]

24 CHAIRMAN CHRISTENSEN: All those against?

1 [NO RESPONSE.]

2 CHAIRMAN CHRISTENSEN: The "ayes" have it.
3 That's it.

4 We're moving on, and we'll continue
5 discussion on extension dates for A17.3
6 compliance.

7 MR. GREGORY: We have these various issues
8 that were brought up in the past, and I think
9 what -- at the last meeting, it was on
10 compliance with A17.3.

11 And, first of all, two A17.3 issues were
12 extended to 2013 already. I think everybody
13 knows that. The firefighter service and the
14 hydraulic cylinders without safety bulkheads,
15 which were going to be, I think, this year were
16 put off to 2013. So that extension was done
17 already once. And the discussion here is
18 putting those things off to 2018, which, you
19 know, I think the only way we can do
20 this -- and I'd like to ask if we think we have
21 time; when I teach this class to the licensed
22 State of Illinois elevator inspectors -- and
23 what is that? April 6th? This all comes up as
24 part of the class, because I go through A17.3

1 completely and what the reasoning behind these
2 various A17 rules are, and what amounts to, in
3 my opinion, the number of elevators in the
4 State of Illinois and the danger associated
5 with it.

6 So if it is feasible to put off
7 consideration to this until after you guys all
8 take that class and all the Board sitting on
9 that, too, I think it might give you plenty of
10 information.

11 But let's take the first one on the list
12 here. Door restrictors. And, Bob, I think you
13 really need to give us the rule numbers in
14 A17.3 when you say door restrictors. Whether
15 or not door restrictors require the number 1,
16 2, 3, 4, whatever it is.

17 But, roughly, we could ask an elevator
18 contractor what would it cost to put a
19 restricted door opening device on an elevator
20 of, let's say, five floors. Because the City
21 of Chicago made that retroactive a number of
22 years ago, and we don't handle them anyway. So
23 what would it cost?

24 And then what is the hazard when you don't

1 have restricted door openings? And the hazard
2 is if somebody is stuck between floors, and
3 they self rescue that they -- if they're enough
4 above the floor and they jump down, that they
5 fall over backwards, and they fall down the
6 elevator hoistway and fall to their death. And
7 that's a significant hazard.

8 And, you know, at the last meeting, I
9 said, you know, I had one out, I think, in
10 Bensenville where the guy didn't die. And Bob
11 said, "Oh, yeah, but there's another one out
12 there where the guy did die." So we've got a
13 50 percent chance of living through that. So
14 it would cost a couple grand to put on a
15 restricted door opening. What is it worth as
16 far as the risk of that? And I think we have
17 to analyze that, and then we can make
18 recommendations for putting things up, which
19 means we have to change the rules and the law.

20 When we have information -- I mean, an
21 emergency phone. What does an emergency phone
22 cost to install? I mean, perhaps by saying
23 this, that the contractor Board members here
24 would come up with some idea of, okay, you've

1 got a telephone without an emergency phone.
2 How much is it to put one in?

3 MR. MASON: Okay. Your first question for
4 a door restrictor, if you go to a manual like a
5 GAL, it would be 4 hours. So I think it might
6 be \$2,000.

7 MR. GREGORY: Okay.

8 MR. MASON: An emergency phone. If the
9 building doesn't have a phone line, and they
10 have a closet, the line has to go from the
11 closet to the machine room, and then it's
12 picked up. And then if there's no spares,
13 which there normally are spares, but if there's
14 no spares and traveling cable, then you have to
15 run the line from the control -- and then you
16 have the phone. So you'd figure -- I don't
17 know -- 2,500.

18 MR. GREGORY: Okay.

19 MR. MASON: But it's not really that
20 expensive.

21 MR. CAPUANI: That's the worst scenario.

22 MR. MASON: Yeah, that's the worst
23 scenario.

24 MR. GREGORY: I mean, so we compare the

1 risk versus the cost of mitigating the risk,
2 and then we can make recommendations once we
3 understand the risk. I mean, we all
4 have -- well, never mind. At best, I don't
5 want to rattle on about this because I could
6 talk about this for a day.

7 CHAIRMAN CHRISTENSEN: You said that's
8 going to be in your class. And Dick has just
9 invited anybody to be there from the Board on
10 April 6.

11 MR. GREGORY: Am I allowed to do that?

12 MR. CAPUANI: The Board is allowed to go
13 anywhere.

14 MR. GREGORY: All right. Where is it at?

15 MS. DEL GRECO: Des Plaines. The Suburban
16 North Region Facility in the State of Illinois.
17 Our next meeting is April 23rd. It's the same
18 place as our next meeting. The address is 9511
19 West Harrison Street. It's in Des Plaines.

20 MR. GILLES: Harrison?

21 MS. DEL GRECO: Yes, Harrison.

22 CHAIRMAN CHRISTENSEN: Moving on.

23 MS. DEL GRECO: We'll send out the flyer
24 to the Board members.

1 MR. WELLER: It's 1195 Harrison.

2 CHAIRMAN CHRISTENSEN: Moving on. The
3 report from Jim Aubin on the Radisson Hotel in
4 Northbrook.

5 MR. AUBIN: Good morning. In your packet,
6 there is a letter I received from the Radisson.
7 I did go out there. I met with two
8 representatives from the hotel, two
9 representatives from Schindler, and we went
10 over the situation out there. It was a lock
11 cut-off by one of the Radisson employees. And
12 I explained to the Radisson about the Act and
13 the law about people working on elevators that
14 are not licensed, impeding the safety of the
15 elevator. That person is no longer with the
16 Radisson. The letter is there to testify to
17 that.

18 CHAIRMAN CHRISTENSEN: Thanks, Jim. So
19 everybody has a clear understanding, they've
20 got a report on this, and there was a main
21 line. Once the main line is locked and tagged
22 out, it stays that way until a mechanic goes
23 over that elevator and makes sure it's running
24 properly. And somebody at the Radisson decided

1 to cut the lock, which Jim found out about, and
2 that person is no longer working for the
3 Radisson Hotel.

4 All right. Discussion on outside skips
5 ANSI 10.4. John Fennell is not here. So is
6 somebody going to --

7 MS. CUNNINGHAM: I am. Maureen
8 Cunningham, general counsel.

9 We looked at the statute. The outside
10 skips that were regulated by ANSI 10.4 used to
11 be regulated by the Act, but they are not.
12 When it went through its last legislation, that
13 was struck. So they're not regulated under the
14 Act.

15 CHAIRMAN CHRISTENSEN: Okay.

16 MR. GREGORY: Would that mean the fact
17 that they're in the rules, is it error? And
18 the rules would be corrected?

19 MS. CUNNINGHAM: We will amend the Act. I
20 mean we will amend the rules to comply with the
21 Act.

22 CHAIRMAN CHRISTENSEN: Thank you. Okay.

23 Discussion on Harris Industries' employees
24 grandfathered.

1 MR. CAPUANI: We'll table that when
2 Mr. Fennell is here.

3 CHAIRMAN CHRISTENSEN: On the advice of
4 Bob Capuani, we're going to table that until
5 the next meeting.

6 Okay. Discussion of start times and
7 location for Board meetings.

8 MS. DEL GRECO: There's a revised schedule
9 in your Board packages for the meetings that
10 have been set up for the rest of the year.
11 April is changed.

12 CHAIRMAN CHRISTENSEN: April is changed
13 because I couldn't make it.

14 MR. CAPUANI: Locations, I believe, are
15 now in Des Plaines.

16 MS. DEL GRECO: All the Chicago Board
17 meetings -- I now also have a room reserved in
18 Des Plaines. So if you want to move the
19 meetings to Des Plaines, we have accommodations
20 there. Or we can make them at Chicago at the
21 locations listed.

22 CHAIRMAN CHRISTENSEN: Is there a motion
23 to accept the revised version of the dates?

24 MR. GREGORY: So move.

1 CHAIRMAN CHRISTENSEN: Is there a second?

2 MR. HERTSBERG: I'll second it.

3 CHAIRMAN CHRISTENSEN: It's been seconded.

4 Any questions?

5 MR. GANIERE: But just, in general, on the
6 times and dates --

7 CHAIRMAN CHRISTENSEN: Let's go on. If
8 there's no questions, all those in favor say
9 "aye."

10 [A CHORUS OF "AYES."]

11 CHAIRMAN CHRISTENSEN: All those against?

12 [NO RESPONSE.]

13 CHAIRMAN CHRISTENSEN: Okay.

14 MR. GANIERE: I think I was the one to ask
15 to put this on the agenda, because as you
16 recall, in January, because of traffic, we were
17 sitting there waiting, I think, for close to an
18 hour or more to start our meeting because of
19 quorum. And my thought is, if we could just
20 get away from rush-hour traffic, especially
21 when we're up in Chicago, that we wouldn't have
22 that problem. Or, you know, maybe to
23 Des Plaines would solve that also. I don't
24 know.

1 MS. DEL GRECO: It's free parking in
2 Des Plaines.

3 CHAIRMAN CHRISTENSEN: Let's see how
4 Des Plaines works in April.

5 MR. GANIERE: If we've got dates, the
6 Chicago dates will be changed to Des Plaines.
7 Like Elaine said, maybe that will work out
8 well, and we won't have to change our times. I
9 don't object to the time. That's the only
10 problem I had, because you know, if I come up
11 to Chicago, I have to leave town by
12 5:00 o'clock, and I've done that before and
13 still missed the beginning of the meeting,
14 depending on what the traffic is like.

15 MR. GREGORY: If I have to go to
16 Springfield, I have to leave town by 4 o'clock.

17 MR. GANIERE: That's why you leave the day
18 before.

19 CHAIRMAN CHRISTENSEN: Is there any new
20 business for the Board? Bob Capuani has
21 something for the Board.

22 MR. CAPUANI: The limited mechanics test
23 will be available starting March 16th, and the
24 test is on -- the application is on line right

1 now.

2 One other thing. We need a clarification.
3 I sent out a letter for a Board decision last
4 February. At the February 19, 2009 Board
5 meeting, the Board took the position that
6 allows category one question witnessing of
7 elevators to be witnessed by licensed
8 inspectors employed by a licensed contractor
9 provided that a separate licensed mechanic
10 performs the test. This is in the event that
11 there are insufficient independent licensed
12 inspectors available. This was statewide, not
13 by municipality. We need to clarify it because
14 we're getting calls from certain municipalities
15 saying we have enough inspectors in this
16 municipality. This is -- your vote was
17 statewide issued.

18 CHAIRMAN CHRISTENSEN: Correct.

19 MR. CAPUANI: I just wanted to clarify
20 this, and we'll put a clarification on the
21 website.

22 CHAIRMAN CHRISTENSEN: Well, you have to
23 clarify it with the inspection companies
24 because they're the ones that are getting the

1 different decision on it.

2 MR. CAPUANI: I already did, but there's
3 individual inspectors that work for these
4 inspection companies that are saying they're
5 available.

6 CHAIRMAN CHRISTENSEN: So you need to get
7 ahold of them individually.

8 MR. CAPUANI: I did that also, but there's
9 still arguments, and I'd rather clarify it in
10 public, and I'll put it on the website.

11 CHAIRMAN CHRISTENSEN: Everybody got that?
12 All right.

13 No more new business? No one?

14 [NO RESPONSE.]

15 CHAIRMAN CHRISTENSEN: We're going to move
16 on to public comment. Okay. Robert Byers?

17 MR. BYERS: Rob Byers with Goeddeke (sp)
18 Company.

19 I just need more clarification on the ANSI
20 10.4, which is typically -- that's the business
21 we're in, the rack and pinion business. I
22 think we need clarification that ANSI 10.4 is
23 exempt, but, you know, we've got permanent
24 installed rack and pinions in power plants and

1 stacks. I think there needs to be
2 clarification that those aren't exempt. Those
3 fall under 17.1. And a stack elevator, a 900
4 capacity stack elevator -- I think this is a
5 question for Mr. Gregory. Is that a special
6 purpose elevator, or is that a 17.1?

7 MR. GREGORY: Well, special purpose
8 personnel elevators are in A17.1. So either
9 way, it would be A17.1. If it's a special
10 purpose personnel elevator, it is limited in
11 its capacity and speed. So if you've got a
12 rack and pinion elevator that's 4,000 pounds
13 capacity and at 150-foot a minute, that's not
14 an SPE. That's an elevator.

15 There is no prohibition in the A17.1
16 against rack and pinion drive. I mean, there
17 is -- we recognize the A17.1 rack and pinion
18 drive. That's fine. So if it's a big
19 elevator -- you know, if they say it's a big
20 elevator, it's an elevator.

21 First of all, although I am a member of
22 the A17.1 status committee, I can't issue an
23 interpretation. If you want an interpretation
24 from the committee, you have to make an inquiry

1 to the committee, but I mean, that's a -- I'll
2 tell you how it will come out.

3 MR. BYERS: That's what I would like
4 clarification on. There's going to be some
5 confusion here of ANSI 10.4 not being
6 jurisdictioned by the Elevator Board as to
7 permanent rack and pinions where people --

8 MR. CAPUANI: Well, it says right here in
9 1.1.2, "The standard does not apply to the
10 following: Permanent elevators that are
11 temporarily installed in the hoistways during
12 the construction of buildings, and which
13 incorporate a part of the permanent elevator
14 that will be installed later. Hoists for
15 raising and lower materials that have no
16 provision for carrying personnel. Manlifts of
17 the counter-balanced and endless-belt type,
18 mine hoists, wire-rope guided or non-guided
19 hoists."

20 MR. GREGORY: Well, I also sit on the
21 A10.4 committee. And from the A10.4 point of
22 view, we do not -- those are things that you
23 guys install. You go around and dynamite the
24 side of buildings that are being constructed,

1 and at the end of it, you take them down.

2 MR. BYERS: Right, but there are still
3 rack and pinions that are installed permanently
4 on power plants on the side of stacks.

5 MR. GREGORY: And those are A17.1
6 elevators, but they're permanent.

7 MR. GILLES: That's what he was asking.

8 MR. BYERS: I just need clarification.
9 What's going to come out of this, is that
10 everybody is going to walk around the state and
11 say all rack and pinions are exempt. And I
12 need clarification on that. That is not true.

13 MR. GREGORY: A permanent installation is
14 an elevator.

15 MR. BYERS: Which has to have licensed
16 State of Illinois mechanics working on that
17 elevator and installing that elevator.

18 MR. GREGORY: A temporary hoist, whether
19 it's an A10.4 -- I'll presume you also do
20 A10.5s?

21 MR. BYERS: Yes.

22 MR. GREGORY: Those are not elevators.
23 Those are exempt from the state law, etcetera.

24 MR. BYERS: Okay.

1 MR. GREGORY: And your problem --

2 MR. BYERS: But permanent rack and pinons
3 are not.

4 MR. GREGORY: Are not A10.4s?

5 MR. BYERS: That's correct. I mean, if
6 you guys -- what I'm suspecting after this
7 meeting, you guys are going to send a letter to
8 all mechanics stating that A10 --

9 MR. CAPUANI: No, we won't send a letter
10 to all mechanics. We'll post something on our
11 website.

12 MR. BYERS: I think that needs to state
13 that this does not mean all rack and pinons are
14 exempt. There are some A17.1s --

15 MR. CAPUANI: I will put it right in the
16 code.

17 MR. BYERS: There are rack and pinions
18 that have to meet A17.1 code. I can just see
19 it coming down the road; we're going to have
20 arguments about this. I'm going to have
21 building owners say, "No, my rack and pinion is
22 not A17.1. I do not have to get it licensed."
23 You know, I can see this is going to be a
24 long-term -- if you don't address it, there are

1 some 17.1 rack and pinions out there.

2 CHAIRMAN CHRISTENSEN: Do you feel it's
3 been addressed? Or no?

4 MR. BYERS: Yeah. I think you can ask the
5 inspectors -- are there going to be arguments
6 after this is over? Yeah. I mean, there are
7 going to be some.

8 MR. CAPUANI: "This standard applies to
9 the design, construction, installation,
10 operation, inspection, testing, maintenance,
11 alterations and repair of hoist and elevators
12 that are, (1) are not an integral part of the
13 building, (2) are installed inside or outside
14 buildings or structures during construction,
15 alteration, demolition or operations, and
16 (3) are used to raise and lower workers and
17 other personnel connected with or related to
18 the structure. These personnel hoists and
19 employee elevators may also be used for
20 transporting materials under specific
21 circumstances defined in this standard."

22 MR. GREGORY: I think you can quote that,
23 but --

24 MR. CAPUANI: So it basically states --

1 MR. BYERS: I understand that, but there's
2 other people that aren't going to understand
3 that. I understand the difference between 10.4
4 and 17.1. There's going to be power plants,
5 there's going to be coal mines, there's going
6 to be -- that aren't going to understand the
7 difference and don't think that they -- and
8 think that they are exempt because they have a
9 rack and pinion elevator that they think falls
10 under 10.4 when it falls under 17.

11 MR. CAPUANI: They're not exempt. It's
12 right here.

13 MR. GREGORY: You might have to read
14 the -- no, no. A17.1. Or maybe I should make
15 a motion -- we can just kind of -- I would move
16 that Bob send a letter out that says rack and
17 pinion elevators are subject to A17.1 and hence
18 the state law because they are permanent
19 installations. Rack and pinion personnel
20 hoists are subject to the requirements of
21 A10.4, and they are temporary installations.
22 Does that make it clear?

23 MR. BYERS: Yeah.

24 MR. CAPUANI: We'll put it up. We'll put

1 a clarification on the website.

2 MR. BYERS: Because stack elevators, a
3 900-pound stack elevator that's over here at
4 CWLP is regulated by the state. It has to be
5 permitted? It has to be inspected, correct?

6 MR. GREGORY: Yeah.

7 MR. BYERS: Yeah. So that's -- yep, that
8 will work. Thank you.

9 CHAIRMAN CHRISTENSEN: Scott Harris?

10 MR. HARRIS: I think the Board has
11 answered my question for right now.

12 CHAIRMAN CHRISTENSEN: Okay. Thank you.
13 Rich Jandora?

14 MR. JANDORA: Mr. Capuani addressed my
15 concerns as well. Thank you.

16 CHAIRMAN CHRISTENSEN: Jeff Adkisson?

17 MR. ADKISSON: Thank you members of the
18 Board. I'm Jeff Adkisson from the Grain & Feed
19 Association of Illinois, the executive director
20 there.

21 First of all, I just want to say thank you
22 for extending the deadline for clarifying that
23 particular issue for us and moving it back to
24 August 1 with the legislation that is pending

1 in the General Assembly. I just wanted to say
2 thank you for that.

3 I do want to say that our organization is
4 very concerned about the safety as well, and
5 I've shared a copy of the video and a safety
6 book with Director Capuani that talks about
7 safety. It's about a 15-minute safety video on
8 special purpose personnel elevators. And if
9 the members of the Board would like to get a
10 copy of that, we would be more than happy to
11 share that with you. We'd be happy to do that,
12 Dick.

13 And, Chairman, just to let Director
14 Capuani know, and if you could let me know or
15 have your staff know, let me know, and we'd be
16 happy to provide anybody with copies of that
17 and get that sent to them.

18 The second thing I just wanted to clarify
19 that the motion from earlier was that the
20 general consensus, general opinion of this
21 Board is that there should not be any
22 exemptions to the Elevator Safety Act? Is that
23 correct?

24 CHAIRMAN CHRISTENSEN: That was correct.

1 MR. ADKISSON: Okay. Thank you very much.
2 That's all. Thank you.

3 CHAIRMAN CHRISTENSEN: Mike Gibbs? Did we
4 answer your question on this already?

5 MR. GIBBS: Yes. I'd like to thank the
6 Board for the clarification that the Board has
7 determined that throughout the state, there are
8 insufficient inspectors to complete the
9 pressure tests and allowing the in-house people
10 to do the testing.

11 CHAIRMAN CHRISTENSEN: Thank you.
12 David Beard?

13 MR. BEARD: You answered my question, and
14 I want to thank the Board for a timely answer
15 to my question last month on the 10.4.

16 CHAIRMAN CHRISTENSEN: David, thanks for
17 being so patient.

18 MR. BEARD: Excuse me?

19 CHAIRMAN CHRISTENSEN: Thanks for being so
20 patient.

21 Mike -- is it Parrish? Mike, this is over
22 the variances?

23 MR. PARRISH: Yes, it is.

24 CHAIRMAN CHRISTENSEN: It will be coming

1 after the meeting. I'm sorry. You've got it
2 under public comments, so.

3 Steve Stuard?

4 MR. STUARD: Yes, that's correct. Thank
5 you. I apologize for being late. I thought I
6 overheard Dick say that only flat bottom
7 cylinders and fire service had been pushed back
8 to 2013. Did I hear that correctly?

9 MR. GREGORY: Yes.

10 CHAIRMAN CHRISTENSEN: He said "yes."

11 MR. GREGORY: Yes.

12 MR. STUARD: It was my understanding at
13 the meeting that I was at in Chicago, that same
14 question was asked of counsel, and counsel said
15 that was incorrect. That everything under
16 A17.3 had been pushed back to 2013.

17 MR. CAPUANI: Correct.

18 MR. STUARD: Now, which is correct please?

19 MR. CAPUANI: Everything is pushed --
20 A17.3 for existing elevators -- correct me if
21 I'm wrong -- everything was pushed back to
22 2013. They are not violations right now.

23 MR. GREGORY: The rules -- the law that
24 pushed things back, and the rules don't read

1 that way.

2 MR. CAPUANI: Read the amended Act.

3 MR. GREGORY: I've got to go back. Bob
4 will pull it up.

5 MR. STUARD: I've got a copy of it.

6 CHAIRMAN CHRISTENSEN: The amended Act?
7 Thank you.

8 MS. DEL GRECO: Here it is.

9 MR. CAPUANI: Any rule adopted under this
10 Act that requires compliance beginning in 2009,
11 and any rule adopted under this Act requires
12 compliance beginning in 2011 shall be made to
13 require compliance beginning in 2013 instead of
14 2009 and 2011.

15 MR. GREGORY: But those were fire service
16 and single bottom jacks.

17 MR. CAPUANI: No. 2009 was everything but
18 the jacks, and the fire service was 2011, and
19 the rest of it was 2009, and it has all been
20 changed to 2013.

21 MR. GREGORY: I'd like to request that the
22 counsel look into this because that was
23 certainly not my understanding. My
24 understanding was 2009 was fire service.

1 MR. CAPUANI: No. 2011 in the original
2 was fire service, and 2009 was like your door
3 restrictors and upgrades like that. All of
4 that was pushed to 2013. So right now, there
5 are no violations until 2013, for anything, for
6 existing elevators upgrades.

7 MR. STUARD: I apologize. I didn't
8 introduce myself. I own Stuard & Associates,
9 elevator consulting and inspection services.

10 We've probably done close to 3,000
11 inspections to date. Based on the previous
12 information, all of our inspections, we have
13 been relating to clients and customers that the
14 A17.3 violations are not due to be done and
15 completed until 2013. And that's the way we'll
16 continue, I guess, until we hear otherwise.

17 Really, what I wanted to talk about is a
18 procedure that is in effect right now with the
19 fire marshal's elevator safety office, and that
20 procedure has to do with the inspection form.

21 A couple three months ago, we had a
22 meeting, a very fruitful meeting, with Bob and
23 the inspectors regarding elevator inspectors'
24 procedures, what was expected, what kind of

1 forms, how the forms would be filled out. And
2 out of that meeting, we were told that we were
3 no longer -- it was no longer desirable for us
4 to put comments in the section of the state
5 form right here where it says "comments," and
6 we were asked not to put any violations in
7 there. Now --

8 MR. CAPUANI: Wrong. What was stated at
9 that meeting was, is that we wanted an
10 inspection report that passed the elevator. So
11 there should be no violations in a passed
12 inspection report.

13 MR. STUARD: That is correct. I'm sorry,
14 Bob.

15 MR. CAPUANI: And the personnel we have
16 that does the entering of this data, they do
17 not understand what a light bulb is. It could
18 be an emergency light. They don't know if it's
19 a machinery light. So we ask that you attach a
20 separate sheet that you had recommendations for
21 2013, but all violations should be clear before
22 that is sent to our office. That's what I'm
23 asking for.

24 MR. STUARD: Yeah, but basically what it

1 said was we want a form sent to us that is
2 marked "passed" and "pass only" with no
3 comments.

4 MR. CAPUANI: Correct.

5 MR. STUARD: Okay. Now, at that same
6 meeting, it was discussed -- there were a
7 couple of different violations categories. And
8 I came out of there with the belief that a
9 procedural violation -- and by that, I mean a
10 door restrictor not working, fire service not
11 working, emergency lights not working,
12 telephone there not working. Does a procedure
13 violation require a reinspection? There were
14 other violations, such as cleaning the machine
15 room, fire extinguisher, non-procedurals that
16 are indeed violations, but do not generate a
17 reinspection.

18 What has happened between the time that we
19 were asked to use this form and the previous
20 form, as far as that goes, and our meeting of
21 three months ago, we inspected several hundred
22 elevators whereby we wrote down in the comment
23 section, "fire extinguisher," and wrote the
24 rule, "A" point whatever it is, and marked the

1 paper "pass." The state is currently sending
2 all of those back, the postage, the time,
3 everything, sending those back to our clients
4 who are already, quite frankly, "up to here"
5 with expense and time and everything involved
6 in this. And I think the Board knows that. So
7 that notice that we've already marked "pass" is
8 going back to them and saying we cannot process
9 this.

10 The other thing that is really making them
11 upset is the fact that they're receiving
12 letters from the Division of Elevator Safety
13 that says -- and I'm paraphrasing -- "Your
14 elevator has not been inspected according to
15 our records." And that letter has been
16 generated on the date that the elevator
17 registration came in compared to whether or not
18 you have received the proper application for
19 certificate of operation.

20 So if that time element is such that you
21 haven't received that and that hundred bucks
22 that goes with it, the letter is going out
23 saying, "Your elevator has not been inspected,"
24 when in fact they have been inspected in many

1 cases.

2 MR. CAPUANI: Okay. But they would just
3 have to show proof.

4 MR. STUARD: But for whatever
5 reason -- and you're right, and they are. But
6 what they're doing is, they are sending in this
7 form where we have the comments along with
8 their certificate of operation, application,
9 and it's kicking back to them.

10 CHAIRMAN CHRISTENSEN: Let me ask you a
11 question.

12 MR. STUARD: Yes, sir.

13 CHAIRMAN CHRISTENSEN: Did Bob -- I mean,
14 I just got this a few minutes ago from Bob.
15 That he said they did not want anything -- if
16 you pass that elevator, and they did not want a
17 comment, why wouldn't if you have a fire
18 extinguisher that needs to be refilled or
19 anything like that, why wouldn't you, if you
20 passed it, let the building or let the elevator
21 company know that that needs to be taken care
22 of? If you're still passing the elevator,
23 they're asking you not to put a comment on that
24 form, and then you're saying you're putting the

1 comment on the form? Is that not what I got?

2 MR. STUARD: What I'm saying is, I've got
3 a thousand of them out there prior to the time
4 when they said, "Hey, stop putting" -- "We
5 don't want any comments on it."

6 MR. CAPUANI: Okay. We are reviewing
7 those. Janet sends them up to Chicago; we
8 review them. And let me be honest with you. A
9 lot of these are saying they're passed with
10 broken strands on cable. Now, do I pass that
11 elevator? Put phase 2 not working, pass. Is
12 that a passed elevator? No. And I'm not going
13 to issue a certificate of operation. They're
14 sent back to the customer. Until you clear the
15 violation.

16 MR. STUARD: I understand that. Part of
17 that problem, in my estimation, stems from in
18 the early phases of this, not really knowing
19 the direction and not understanding exactly
20 what the office was going to dictate and
21 demand.

22 In other states, in Indiana -- and I know
23 some of you people don't want to hear about
24 Indiana, but Florida as well, you know, they

1 give them 30 days to complete that. Some of
2 them let them come back in 30 days and go ahead
3 and issue that, and then the compliance comes
4 in.

5 The other problem with what I see here is,
6 if an elevator fails, and we go through the
7 whole process of filling out the entire
8 inspection form, and it fails, we mark it
9 "failed" or write on the comment section, and
10 hand it to the owner and say, "Here. Your
11 elevator failed. It has to be done in 30
12 days." We go back in 30 days, and reinspect.
13 The only thing we're going back to reinspect is
14 what failed, not the whole elevator.

15 So I've been told don't send two
16 forms -- the original failed form and the
17 reinspect form, when in my estimation, the
18 state should have both of those. They should
19 have the complete inspection form that says
20 "fail" and another one from me that says
21 "pass," this is corrected, couple it together
22 and send it to the office. Otherwise I can do
23 10 or 20 reinspections at a university, because
24 their phones don't work, in a day. And I'm

1 going to send that in, and somebody is going to
2 be wanting my QEI license because it's there at
3 the state that I did 20 inspections in one day
4 when in reality all I did was check telephones.

5 So all I'm asking is, with the way that
6 things are between owners and the state right
7 now, give this some consideration. If nothing
8 else, change the language in your letter that
9 says, "Your elevator has not been inspected,"
10 or "It has been inspected and we haven't
11 received your application for certificate" --

12 CHAIRMAN CHRISTENSEN: I'm sure the
13 Board -- I mean, I'm sure Bob is going to look
14 into this. He's going to look into all this.

15 But, you know, you gave the shot of the 20
16 inspections; you're going to lose your license.
17 We did have an elevator inspector that did do
18 20 inspections. I said two and a half hours,
19 but they think it was four hours. But it
20 wasn't over looking at phone lines. It was
21 doing a full inspection of an elevator.

22 MR. STUARD: I understand that.

23 CHAIRMAN CHRISTENSEN: We would not go
24 after you if you're going after 20 phones in a

1 building.

2 MR. STUARD: I know. Basically I'm going
3 to try and prove a point. If I only send one
4 inspection form in there, they're not going to
5 know the difference what it was. They're not
6 going to know it was a reinspect.

7 MR. CAPUANI: Well, at the bottom of the
8 form, it says, "Failed, Pass, Reinspected 30
9 days." You could circle "Reinspected" if you
10 want. We don't have the capability to track
11 the violations. We count on the third parties,
12 and God forbid there is an accident, we will
13 come to the third parties because you're
14 supposed to keep all the records. And we will
15 ask you in the future -- this might be a
16 possibility in our database to track all the
17 violations, but as of right now, no. So we're
18 counting on the third-party inspectors and
19 contractors, everyone to keep their records and
20 for us to review them.

21 MR. STUARD: I just think you need to know
22 that my clients and the elevator companies'
23 clients are hot over this.

24 MR. CAPUANI: Well, what will happen in

1 the future is right now in our database, it's
2 saying that you're not inspected, okay?
3 Because we don't have a current certificate of
4 operation in our system. In the future, I
5 believe the letters go out 120 days in advance?
6 Your clients will receive a letter 120 days in
7 advance that an inspection is due August 1st,
8 and that will give them 120 days to have their
9 inspection completed. But right now, I know
10 there's a lot of confusion, but until we get
11 everything in our database, that's the best we
12 can do.

13 MS. SCHRAGE: Bob, we can discuss, you
14 know, making a little more clarification in
15 that letter. I tried to write in there we
16 don't have any on file, and I've tried to tell
17 people when they called, "I'm not saying that
18 you've not been inspected. I'm saying we don't
19 have anything on file. If you're in the
20 process, we understand that." But, you know, I
21 can try to look at that and discuss that with
22 staff and see if we can put some other
23 additional clarification on that. We
24 understand. We talk to these people every day,

1 all day.

2 MR. STUARD: I know you do.

3 MS. SCHRAGE: We understand.

4 MR. STUARD: We're getting 15 or 20 people
5 a day, and I know the elevator companies are
6 flooded.

7 One more closing part. Your website
8 frequently asks questions. It's been there for
9 two years. It's been under construction. I
10 know you're all busy. Start and please find --

11 MS. DEL GRECO: Soon. It's almost done.

12 MR. STUARD: Because a lot of these things
13 go away if we can go there.

14 MR. CAPUANI: We understand that. We are
15 trying to finish it up.

16 CHAIRMAN CHRISTENSEN: Can I ask you a
17 question?

18 MR. STUARD: Absolutely.

19 CHAIRMAN CHRISTENSEN: When you're
20 inspecting an elevator, how do you put "pass"
21 on the form if you have bad cables if you don't
22 have the fire service working? How does the
23 inspection company put a form that says
24 "elevator pass"?

1 MR. STUARD: We cannot and do not do that
2 any longer.

3 CHAIRMAN CHRISTENSEN: Okay.

4 MR. STUARD: Up until the procedural
5 meeting we had three months ago, we were
6 allowing the latitude, rightly or wrongly,
7 not -- I mean with cables right now. We're
8 writing up cables as a reinspect. Now, at the
9 meeting, they said use some common sense.
10 We're trying to. So we're writing up cables 30
11 to 90 days. The law says 30, okay? You've got
12 to order the cables, schedule the manpower, all
13 that. So we're trying to reflect a little bit
14 of common sense.

15 But, no, after the procedural meeting, any
16 operational problem is a failure. So we're
17 getting a lot of reinspects. And there again,
18 we're getting a lot of complaints, but I don't
19 know what else to do about it.

20 MR. CAPUANI: But, understand, if you put
21 bad cables on, they're not going to be issued
22 as operational unless cables are replaced.

23 MR. STUARD: I understand that. They
24 can't get their application through. Exactly.

1 I appreciate your time. Thank you.

2 MS. SCHRAGE: Bob, can I make one other
3 clarification, too, just so everyone here
4 understands?

5 We do get a number of calls, too, that
6 owners are confused because their inspectors
7 are telling them, "We'll send that in for you."
8 So they think that the process has started.
9 And then, you know, I know that the law says
10 it's the owner's responsibilities, but this is
11 a learning process for owners. So I just want
12 to make sure that inspectors are not telling
13 people that they will take care of this. It is
14 the owner's responsibility. It should be their
15 responsibility. You should leave that report
16 with them, and they should submit it.

17 CHAIRMAN CHRISTENSEN: Okay.

18 MR. GANIERE: I have a question on the
19 reports that were sent in because I think what
20 Mr. Stuard brings up is, it's kind of valid if
21 they're going out on the first inspection, and
22 they're finding a violation, and they're
23 failing it, and then it says reinspect in 30
24 days, and they go out and reinspect such as for

1 the phone or whatever it is, and then they're
2 only sending that second inspection report in.

3 MR. CAPUANI: Right. We're only requiring
4 the report to be sent as the elevator has
5 passed all violations.

6 MR. GANIERE: I guess I have to agree with
7 what he's saying, though. Like he said the 20
8 phones that he goes out and sees in one day
9 that were 20 phones that were installed. If
10 they send in those 20 reports for that one day,
11 we're going to have a problem with that because
12 we're not going to know that they didn't do the
13 full inspection that day. So I think it's wise
14 that the first report is also submitted.

15 MR. CAPUANI: If you're that very
16 concerned, could you staple maybe the second to
17 the first sheet if you're that concerned?

18 MR. WELLER: Wouldn't it say "reinspected"
19 at the bottom? Wouldn't you circle that?

20 MR. CAPUANI: You could circle "reinspect"
21 also?

22 MR. WELLER: I'm following what he's
23 saying, and I guess I'm looking at it and
24 saying, all right, you don't want it until it's

1 done. All right. So you're going to get a
2 series of -- you won't get failed, which I'm
3 surprised you don't want. I would think at
4 some point in time you want that.

5 MR. CAPUANI: At some point in time, yes.

6 MR. WELLER: So let's tell him when you
7 want that. I mean, we're saying one thing, and
8 we're telling him something else. You're
9 saying you don't want anything else except for
10 a passed elevator.

11 MR. CAPUANI: Right.

12 MR. WELLER: But is that true? No. At
13 some point in time, you want them to say this
14 elevator failed. So how does that work? You
15 know -- wait, wait.

16 And, now, I get what Tom is saying. So if
17 he's going to send a piece of paper, and the
18 elevator passes the first round, and it's got
19 no issues, it's going to come in, and it's
20 going to say elevator inspected and passed, all
21 right? So you'll see that at the bottom. Or
22 it could be it will come 30 days after the
23 inspection, and it will say not passed, but
24 reinspected and passed.

1 MR. CAPUANI: He could circle "reinspect"
2 and "pass." It's on the form.

3 MR. WELLER: No. He "should" circle. Not
4 "could," but "should." There's going to be
5 passed, no violations, and it comes in. The
6 second one, 30 days, corrected, reinspected,
7 passed or failed. 30 days, failed. So that,
8 to me, solves his problem. Because you're not
9 going to go out and say, hey, it's a reinspect.
10 It took you 20 minutes. I don't care.

11 MR. CAPUANI: Right.

12 MR. WELLER: Well, the initial pass took
13 you 20 minutes. Now, I've got an issue with
14 that. How did you do that? So, to me, you're
15 going to end up with those three inclusions.
16 So you could get a failed elevator. But it's
17 going to be after the 30 days, and it's going
18 to be -- we've done everything to correct it,
19 and now we're telling you it's off line.

20 MS. SCHRAGE: Bob, I understand what Steve
21 is saying completely. And I think it is an
22 internal policy, a procedure of our staff, not
23 when the Board meets and needs to make a
24 decision on, but I think we do need to take his

1 comments into consideration and talk about that
2 as a procedure to put something else to
3 clarify, you know, his concerns.

4 MR. STUARD: May I make one more comment
5 please? Thank you.

6 CHAIRMAN CHRISTENSEN: If I said "no,"
7 would you still stand up and say it?

8 MR. STUARD: I'm not sure of the makeup of
9 the Board, but I would like to suggest that
10 someone from an inspection company be
11 considered as a Board member.

12 CHAIRMAN CHRISTENSEN: And he would kind
13 of have a conflict of interest, wouldn't he?

14 MR. STUARD: I don't think so, no more so
15 than a union rep would have a conflict.

16 MR. CAPUANI: The Board cannot make that
17 recommendation.

18 MR. STUARD: All I'm saying is, you know,
19 I don't know how you would judge it as a
20 conflict in as much as I'm only or somebody
21 would only be a single voice, but at least it's
22 a voice that can talk in your meetings and tell
23 you what is happening out in the field. It's
24 just something I think should be considered.

1 CHAIRMAN CHRISTENSEN: Okay. Thank you.

2 Let's see. If there's no more public
3 comment, anything else for the Board? Any
4 comments for the Board? Any other things for
5 the Board?

6 MR. GREGORY: He was right.

7 CHAIRMAN CHRISTENSEN: All public comments
8 are already in.

9 MR. GREGORY: You were right.

10 MR. CAPUANI: What am I right about?

11 MR. GREGORY: The 2013 A17. I just copied
12 the stuff in my office website, and that's
13 exactly what it reads.

14 MR. CAPUANI: I want that on public
15 record. Dick Gregory admitted I was right.
16 What's the date today?

17 MR. GREGORY: Okay.

18 CHAIRMAN CHRISTENSEN: Is there a motion
19 to adjourn?

20 MR. GREGORY: So moved.

21 CHAIRMAN CHRISTENSEN: Second?

22 MR. HERTSBERG: I'll second it.

23 CHAIRMAN CHRISTENSEN: All in favor, say
24 "aye."

1 [A CHORUS OF "AYES."]
2 CHAIRMAN CHRISTENSEN: The "ayes" have it.
3 We'll move on to variances and appeals,
4 and we have one variance.
5 MR. CAPUANI: There should be two in
6 there.
7 MR. MASON: Bradley University and --
8 CHAIRMAN CHRISTENSEN: Mike Parrish of
9 Bradley University.
10 MR. PARRISH: Good day. Thanks for
11 meeting with us today. I'm Mike Parrish. I'm
12 a professional engineer. I'm representing
13 Bradley University on a request for a variance
14 for an elevator on a parking deck on that
15 campus. Whether I need to address the variance
16 hearing request, items 1 through 3, or you just
17 want me to go into the descriptions here?
18 We were, I think, flagged by the company
19 here for not having detectors in the elevator
20 lobbies of this deck. Part of the reasoning
21 that was not put in is several fold.
22 MR. GREGORY: Smoke detectors?
23 MR. PARRISH: Smoke detectors, yes, as
24 part of the elevator recall system.

1 MR. GREGORY: I know.

2 MR. PARRISH: The elevator lobby has been
3 designed to be open -- it's a campus
4 environment -- primarily for security reasons.
5 We want them acoustically and individually open
6 to people around that area. So it's an
7 unenclosed stairwell. It's an unconditioned
8 stairwell. So that because it's unconditioned,
9 the detectors by NFPA, UL and the
10 manufacturers, basically they're not suitable
11 for that kind of an installation. So what
12 we've done, we've put in manual pull stations
13 at each location, within each of the two
14 stairwells for that reason and purpose. And we
15 recognize that if it's not fully compliant with
16 the text of the code, that's really what we're
17 here to discuss.

18 MR. GREGORY: I move we grant the
19 variance.

20 CHAIRMAN CHRISTENSEN: There's been a
21 motion made to grant the variance. Is there a
22 second?

23 MR. WELLER: Second.

24 CHAIRMAN CHRISTENSEN: Second? Is there

1 any questions?

2 [NO RESPONSE.]

3 CHAIRMAN CHRISTENSEN: No questions? All
4 in favor, say "aye."

5 [A CHORUS OF "AYES."]

6 CHAIRMAN CHRISTENSEN: All those against?

7 [NO RESPONSE.]

8 CHAIRMAN CHRISTENSEN: The "ayes" have it.

9 MR. PARRISH: That was easier than I
10 thought.

11 CHAIRMAN CHRISTENSEN: With everything you
12 heard about us, huh?

13 MR. GREGORY: I've been through this so
14 many times.

15 MR. PARRISH: Okay. Thank you for your
16 time.

17 CHAIRMAN CHRISTENSEN: Who do we have
18 next?

19 MR. AUBIN: I don't know if they're here.
20 It's the Lincoln Center.

21 CHAIRMAN CHRISTENSEN: Is there anybody
22 here from the Lincoln Center? Lincoln Library?
23 That was carried over from the last meeting.
24 They didn't show up at the last meeting either.

1 MR. CAPUANI: They have to be present.
2 They have to explain the variance.

3 CHAIRMAN CHRISTENSEN: No more variances
4 or appeals.

5 Is there a motion to adjourn?

6 MR. GREGORY: I move.

7 MR. GILLES: Second.

8 CHAIRMAN CHRISTENSEN: All those in favor,
9 say "aye."

10 [A CHORUS OF "AYES."]

11 CHAIRMAN CHRISTENSEN: The "ayes" have it.
12 Thank you.

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14 [END OF MEETING.]

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NOTARIAL CERTIFICATE

I, ANN MARIE HOLLO, a Certified Shorthand Reporter for the State of Illinois, CSR# 084-003476, and a duly commissioned Notary Public within and for the State of Illinois, do hereby certify that the foregoing is a true and correct transcription of the foregoing proceeding.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on March 19, 2009.

My commission expires April 5, 2010.

Notary Public

