

**In The Matter Of:**

*Elevator Safety  
Review Board Meeting*

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*Before Chairman Frank Christensen  
April 21, 2009*

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*Marzullo Reporting Agency  
345 North LaSalle, 1605  
Chicago, IL 60654*

Original File pm4-23-09.txt

**Min-U-Script® with Word Index**

L\*4747\*L\* Page 1

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4 ELEVATOR SAFETY REVIEW BOARD MEETING  
5  
6 Thursday, April 23rd, 2009  
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8  
9 REPORT OF PROCEEDINGS had at the meeting of the  
10 Elevator Safety Review Board Before CHAIRMAN FRANK  
11 CHRISTENSEN, at 9511 West Harrison Street, Des Plaines,  
12 commencing on the 23rd day of April, A.D. 2009, at the  
13 approximate hour of 8:30 a.m.  
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Page 3

1 CHAIRMAN CHRISTENSEN: We're going to call the  
2 meeting to order. Please rise for the Pledge of  
3 Allegiance.  
4 (Whereupon, the Pledge of  
5 Allegiance was recited.)  
6 CHAIRMAN CHRISTENSEN: All right. Did the  
7 Board get a chance to review the minutes of  
8 March 12th, 2009?  
9 MR. GREGORY: Yes.  
10 CHAIRMAN CHRISTENSEN: Is there a motion to  
11 accept the minutes?  
12 MR. SWIENTON: Yes.  
13 MR. CAPUANI: So moved.  
14 MR. GILLES: Second.  
15 CHAIRMAN CHRISTENSEN: Any questions, any  
16 additions?  
17 (No response.)  
18 CHAIRMAN CHRISTENSEN: None being, all those in  
19 favor, say "aye"?  
20 (A chorus of ayes.)  
21 CHAIRMAN CHRISTENSEN: All those against?  
22 (No response.)  
23 CHAIRMAN CHRISTENSEN: Ayes have it. Moving on  
24 to old business. Elevator safety program progress

L\*4747\*L\* Page 2

1 PRESENT:  
2 ILLINOIS ELEVATOR SAFETY BOARD  
3 MR. FRANK CHRISTENSEN, Chairman  
4 MR. KENNETH MASON  
5 MR. DICK GREGORY  
6 MR. ROD GILLES  
7 MR. DARREL SWIENTON  
8 MR. THOMAS GANIERE  
9 MR. MARK HERTSBERG  
10  
11 OFFICE OF THE STATE FIRE MARSHAL  
12 MR. ROBERT CAPUANI  
13 MR. JIM AUBIN  
14 MR. CHET JANUS  
15 MR. RICHARD MAYER  
16 MR. JOHN FENNELL, ESQ.  
17  
18 ALSO PRESENT:  
19 MS. ELAINE DEL GRECO, Administrative Assistant  
20  
21  
22  
23  
24

Page 4

1 report. Bob Capuani, Director of the Elevator  
2 Division, Fire Marshal's Office.  
3 MR. CAPUANI: Thank you, Mr. Chairman.  
4 Conveyance register 26,853; contractors 97; 157  
5 inspectors; 1,633 mechanics; 706 apprentices; 25  
6 inspection companies; 161 municipalities with  
7 agreements; and 754 permits.  
8 MR. GREGORY: Question.  
9 CHAIRMAN CHRISTENSEN: There is a question.  
10 MR. GREGORY: How many conveyance registrations  
11 are sitting on your desk?  
12 MR. CAPUANI: 250 in Springfield as of  
13 yesterday.  
14 MR. GREGORY: Yesterday is pretty close, as far  
15 as 250 in -- can we call it in process?  
16 MR. CAPUANI: Yes. And they are averaging  
17 entering 500 a week, so they should be entered by  
18 Friday. We're knocking out three invoices a week.  
19 MR. GREGORY: Three.  
20 MR. CAPUANI: Yes.  
21 MS. DEL GRECO: Three days a week.  
22 MR. FENNELL: We're knocking out invoices three  
23 days a week, and keeping current on invoices of what  
24 is entered, so we're up to date.

Page 5

1 MR. CAPUANI: Yes. Thank you. As of right  
2 now, we're caught up.  
3 MR. GREGORY: My concern is that since we have  
4 a drop-dead date of 1 May, first of all, I do not  
5 want to push that drop date out at all.  
6 What I would like to know is this the  
7 appropriate time to move any registrations that are  
8 in the possession of the office of the State Fire  
9 Marshal, that those people be, let's say, given a  
10 waiver of however you want?  
11 MR. HERTSBERG: Extension maybe?  
12 MR. CAPUANI: I don't agree. I disagree.  
13 They've had three years to register their elevators.  
14 I disagree.  
15 What we have in process right now is we're  
16 going to put a form on the website. The form for  
17 emergency situations, or people that haven't  
18 registered yet, they could contact our office, they  
19 can go to our website, they could fill this form  
20 out.  
21 We'll have a digital signature from  
22 myself, and we could allow them certain number of  
23 days to comply, if that is okay with the Board.  
24 MR. HERTSBERG: I understand it is difficult to

Page 6

1 reach your office through the phone. It just rings  
2 and rings.  
3 MR. CAPUANI: Not my number.  
4 MR. HERTSBERG: And then the machine is full.  
5 MS. DEL GRECO: He's talking about Springfield.  
6 MR. FENNELL: I can answer that question. Yes,  
7 the machine is full, because everybody is calling  
8 and answering, and they are entering registrations.  
9 The best way to get the office is through  
10 the website. Fill out the form, submit it, and it  
11 gets done, because doing it on the phone isn't going  
12 to do any good anyway. All right? Submit the form.  
13 MR. CAPUANI: Everybody is waiting until the  
14 last minute. They have had three years.  
15 MR. FENNELL: You are right, the phone is full.  
16 MR. HERTSBERG: Well, the question is actually  
17 not that they didn't submit. The question was to  
18 make a phone call to verify whether it is in the  
19 process, and they can't do that.  
20 MR. CAPUANI: They could also check the website  
21 and see if it's registered.  
22 MR. GREGORY: A mechanic at night, when  
23 somebody is in trouble, can't check the website, can  
24 he?

Page 7

1 MR. CAPUANI: Correct. They have 24 hours to  
2 notify us. It is on our website, the instructions.  
3 So, say he goes out on the weekend, entrapment, they  
4 have to notify us, which would be the next business  
5 day, which would be Monday.  
6 MR. FENNELL: Right.  
7 MR. CAPUANI: And then it will be the  
8 administrator's decision if he will grant an  
9 extension, based on the circumstances. Correct?  
10 MR. FENNELL: Yes.  
11 MR. GREGORY: But I'm not looking for an  
12 extension of the date.  
13 MR. CAPUANI: It's not going to be a date.  
14 There will be circumstances where it could be a  
15 one-elevator building, or it could have been they  
16 sent in their registrations twice and it got  
17 misplaced. There are circumstances.  
18 MR. GREGORY: I understand. I'm saying what my  
19 thought is if the application is sitting in the pool  
20 to be entered, that we say, "All right, you can work  
21 or inspect on those elevators until it's actually --  
22 the processing is done," not extending the date by  
23 even a minute, just extending the processing time to  
24 catch up, as necessary.

Page 8

1 CHAIRMAN CHRISTENSEN: John, I know you want to  
2 say something.  
3 MR. FENNELL: I'm thinking we already -- I  
4 mean, yes, if it's in the office on May 1st.  
5 MR. GREGORY: The day before, because May 1st  
6 is the drop-dead date.  
7 MR. FENNELL: If it is in the office on May  
8 1st, which means it was delivered the day before, if  
9 it's in the office on May 1st, and somebody has to  
10 work on an elevator, they can fill out the form, get  
11 it in, and that's fine. The conveyance will be  
12 considered registered.  
13 We're not that far behind. It will be a  
14 couple of days, and it will be listed on the  
15 website, unless we get, okay, caveat, we get 25,000  
16 registrations on April 30th, all bets are off.  
17 Okay? All bets are off.  
18 It is just like if the post office gets  
19 25,000 tax returns on April -- at midnight on  
20 April 15th, sorry, some people aren't -- they are  
21 going to have to pay a penalty.  
22 What you are saying is correct. We would  
23 do that now, that's not a problem.  
24 MR. GREGORY: Tax time is such of a wonderful

Page 9

1 time, but if it's post marked.  
2 MR. FENNEL: You're fine. It's fine. What  
3 I'm saying is we're already doing it. You don't  
4 need a motion. Administratively, it is taken care  
5 of.  
6 MR. GREGORY: Administratively, if the owner,  
7 let's say, or an elevator company, because this  
8 should only really affect those two classes,  
9 inspectors might worry, too, forget about that  
10 momentarily, if the building owner has it in your  
11 hands, then the elevator company can work on it and  
12 fill out a form and send it to you?  
13 MR. FENNEL: Yes.  
14 MR. GREGORY: And everybody is okay, and then  
15 probably within a week or two weeks, considering you  
16 are entering them quite rapidly, they will have  
17 their invoice, and then another week or two they  
18 will have their tags? No, yes?  
19 MR. HERTSBERG: Who verifies the registration  
20 is in possession of the office?  
21 MR. CAPUANI: We will. As the administrator,  
22 we will. Right now, there is 250.  
23 MR. GREGORY: At a rate of 500 a week?  
24 MR. CAPUANI: If we don't receive any, they

Page 10

1 will all be in the system by tomorrow, and they are  
2 trickling in now. We're caught up. It's just the  
3 invoicing process.  
4 MR. HERTSBERG: I am referring to the one that  
5 might have been lost somehow in the process, they  
6 were submitted, but you don't have that.  
7 MR. CAPUANI: Right. I could always check with  
8 Springfield.  
9 MR. HERTSBERG: Okay.  
10 MR. CAPUANI: We work together hand in hand.  
11 MR. GREGORY: I always wonder about these  
12 things that are lost. How much is the lost stuff is  
13 really lost?  
14 MR. CAPUANI: Let's put it this way: We're  
15 getting registrations with my 2007 letter attached  
16 to it. What does that tell you? They waited until  
17 the last minute, "Well, we tried to register in  
18 2007, but we never got registered."  
19 Well, now you wait until the last minute.  
20 So, that's where we are at, and that is our process  
21 right now.  
22 CHAIRMAN CHRISTENSEN: Is that the end of your  
23 report?  
24 MR. GREGORY: What, then, if the elevator

Page 11

1 company sends this form in, which they are going to  
2 pick up off the website, I presume.  
3 MR. CAPUANI: No, it is not really the  
4 elevator. We don't want it from the elevator  
5 company. I want it from the owner. It is not the  
6 elevator company's responsibility.  
7 MR. GREGORY: If they worked on it, the owner  
8 says, "I sent it in. It is there in the thing," the  
9 elevator company has no way to check this out.  
10 MR. CAPUANI: No, I just want the elevator  
11 company to notify me what the building is, and if  
12 they got a contact, and we will contact the owner.  
13 MR. GREGORY: Okay, but the elevator company,  
14 do they send you a form, an E-mail?  
15 MR. CAPUANI: They can E-mail me, yes. The  
16 form will be on our website.  
17 MR. GREGORY: There will be a form on the  
18 website?  
19 MR. CAPUANI: Yes.  
20 MR. GREGORY: So, the elevator company, if they  
21 play ball with the OSFM by filling this form in and  
22 sending it to you, you are not going to be bent out  
23 of the shape about them?  
24 MR. CAPUANI: No. It's still the owner's

Page 12

1 responsibility.  
2 MR. GREGORY: I understand, but our rules say  
3 the elevator company can't work on it if it is not  
4 registered.  
5 MR. CAPUANI: Correct.  
6 MR. GREGORY: So the guy is going to go out  
7 there and say it's not registered, it is the middle  
8 of the night. He's not on the web, except for the  
9 Otis people they have a web phone -- you shouldn't  
10 sit where I can see you.  
11 The situation is they can send you a form  
12 that says, "I went to building address 1234 Street.  
13 They said they submitted a registration. Here I'm  
14 notifying you that we want there, so you can follow  
15 up." Is that safe or what?  
16 MR. CAPUANI: Bring up our website.  
17 MR. GREGORY: I'm not wanting to disbelieve  
18 you. I want to make it convenient for the elevator  
19 companies.  
20 MR. CAPUANI: Here is what it says, "Should a  
21 situation occur where a licensee has been contacted  
22 to remove a trap or injured person from a  
23 conveyance, or rendered the conveyance out of  
24 service for reasons of safety, the licensee may

Page 13

1 perform such work, but must notify the Division of  
2 Elevator Safety within 24 hours of the action. For  
3 other situations that do not imposition an immediate  
4 threat of harm, approval from the Division of  
5 Elevator Safety should be received in advance of  
6 such work."  
7 MR. GREGORY: What you are saying they can only  
8 release trapped passengers?  
9 MR. HERTSBERG: Or get prior approval.  
10 MR. CAPUANI: Or get prior approval. Come on,  
11 let's use common sense. If it is the only elevator  
12 in the building, and it's down, and seniors are  
13 coming on, we got to use common sense here.  
14 MR. FENNELL: That would constitute an  
15 emergency.  
16 MR. CAPUANI: Yes, that would be an emergency.  
17 CHAIRMAN CHRISTENSEN: There is a moral  
18 obligation.  
19 MR. CAPUANI: Just notify us the next day, and  
20 then we will follow through with the owner of the  
21 building; and then once we grant them whatever the  
22 extension is, that notification will be put in the  
23 machine room for everyone to see. So, a mechanic  
24 can see that so many days from the time that this

Page 14

1 was submitted.  
2 MR. GREGORY: Obviously it's the owner who's  
3 got to put that notification in the building.  
4 MR. CAPUANI: Yes, they have to post it in the  
5 machine room, correct.  
6 MR. GREGORY: I totally agree with people been  
7 ignoring this for three years or more, and I  
8 understand that, but I'm just trying to get --  
9 because there always gets to be a lot of pushback.  
10 MR. CAPUANI: There's going to be no pushback.  
11 I am saying if there are situations, we will give  
12 them -- it will be our decision how many days we'll  
13 give them.  
14 It would have to be posted in the machine  
15 room so mechanics can see it. We're not going to  
16 leave people out there.  
17 MR. GREGORY: That's my concern.  
18 MR. CAPUANI: Right. We got a process in  
19 place.  
20 CHAIRMAN CHRISTENSEN: Is there no more on  
21 this? All right, Bob, is that the end of your  
22 report?  
23 MR. CAPUANI: Pardon me, Mr. Chairman?  
24 CHAIRMAN CHRISTENSEN: Is that the end of your

Page 15

1 report?  
2 MR. CAPUANI: Yes, it is, Mr. Chairman.  
3 CHAIRMAN CHRISTENSEN: Thank you.  
4 MR. CAPUANI: You are very welcome.  
5 CHAIRMAN CHRISTENSEN: Next subject is  
6 discussion of start time, location of the Board  
7 meetings. Is there any changes or anything that  
8 anybody needs?  
9 MR. CAPUANI: We submitted a list. Did you  
10 okay the list?  
11 CHAIRMAN CHRISTENSEN: We've already accepted  
12 the list from before.  
13 MS. DEL GRECO: You accepted the list before  
14 this is regarding locations and times. The dates  
15 haven't changed.  
16 CHAIRMAN CHRISTENSEN: You have which ones that  
17 you wanted us to change the locations?  
18 MS. DEL GRECO: It would be June, August and  
19 October.  
20 CHAIRMAN CHRISTENSEN: To here?  
21 MS. DEL GRECO: And November to here, or some  
22 other place. Tom made the motion.  
23 MR. GANIERE: I brought it up, if you recall,  
24 at the January meeting, we were waiting for a member

Page 16

1 to get there, because they were caught up in  
2 traffic.  
3 My suggestion was not necessarily to  
4 change the location, but the time, but that's not  
5 possible, because of the way the rooms are booked  
6 with the state, evidently.  
7 MS. DEL GRECO: With the rooms at the Thompson  
8 Center, you really need to book way ahead of time to  
9 get a room.  
10 MR. GANIERE: The only reason I was saying that  
11 is, you know, with the way rush-hour traffic is at  
12 8:30 in the morning, it is kind of hard times for  
13 someone to get there, like we found out.  
14 January isn't the only time we waited for  
15 a member to start a meeting. So, I was just  
16 suggesting my first suggestion was change the time,  
17 but that's not possible.  
18 CHAIRMAN CHRISTENSEN: We can't do that.  
19 MR. GANIERE: Elaine came up with an  
20 alternative location, which, I don't know, for one  
21 meeting it seems to work out okay.  
22 MR. GREGORY: I would like the people who have  
23 to drive a distance, that doesn't include me,  
24 because I'm in the Chicago area, so it doesn't

Page 17

1 include Mark or Ken, but how do you guys who have to  
2 make this long trip from wherever, how do you feel  
3 about meeting here, as opposed to meeting at  
4 Thompson, because you are the guys who are making a  
5 long trip? To me, it doesn't make any difference.  
6 CHAIRMAN CHRISTENSEN: I still think we should  
7 keep some at the Thompson Center in Chicago.  
8 MR. GILLES: It doesn't matter to me. If it's  
9 here or downtown, it doesn't matter to me.  
10 CHAIRMAN CHRISTENSEN: I still like some at the  
11 Thompson Center, but that is me.  
12 MR. SWIENTON: It is shorter for me for the  
13 Thompson Center, three miles shorter.  
14 MS. DEL GRECO: We have rooms at the Thompson  
15 Center for the meeting dates that are to be downtown  
16 for the rest of the year. I also have rooms booked  
17 here.  
18 I can cancel either one. We have rooms  
19 booked at the Thompson Center for all of 2010  
20 already for the second Tuesday, Thursday of the  
21 month.  
22 CHAIRMAN CHRISTENSEN: Bob, is there something  
23 that would help you?  
24 MR. CAPUANI: It's up to the Board.

Page 18

1 MR. GANIERE: Elaine, the ones for 2010 that  
2 we've already got booked, have we booked them for  
3 8:30, too?  
4 MS. DEL GRECO: Yes. Except I got the room for  
5 the whole day.  
6 MR. GANIERE: We could start the meeting later.  
7 MS. DEL GRECO: You could change the time. You  
8 could change the time for here or there. It's  
9 getting a date that's the problem there, not that  
10 you can't get a date at a last minute.  
11 It wouldn't be the date necessarily you  
12 want. It would be a date at the time the room was  
13 available.  
14 MR. GANIERE: If we could change the times for  
15 2010, I would suggest we start our meeting, when  
16 they are at the Thompson Center for sure, at 10:00,  
17 that way we're going to get away from rush-hour  
18 traffic, and we shouldn't have a problem, hopefully  
19 not have a problem, having to wait for a board  
20 member to get there to have a quorum.  
21 MR. SWIENTON: It's like anything else, you  
22 just got to get up earlier. That same board member  
23 is probably going to be late for the 10:00 o'clock  
24 meeting.

Page 19

1 MR. GANIERE: I've gotten up -- I've left my  
2 house at 5:30 and been late for the 8:30 meeting.  
3 MR. CAPUANI: I've left at 3:00 o'clock in the  
4 morning to make the Springfield meeting.  
5 MR. GANIERE: Leave the night before, Bob.  
6 CHAIRMAN CHRISTENSEN: Is there a motion to  
7 change the times or change the dates or change the  
8 area that is already set in place?  
9 MR. GREGORY: The issue for the people driving  
10 is that the later you start, then you get out later,  
11 and then you might face rush hour going in the  
12 reverse direction.  
13 MR. GANIERE: I would hope starting at 10:00 we  
14 don't get out a 3:00.  
15 MR. CAPUANI: I don't know sometimes.  
16 MR. GANIERE: Again, what's our meeting  
17 schedule for the Thompson Center the rest of this  
18 year?  
19 MS. DEL GRECO: The rest of this year we're in  
20 Springfield. In May, May, July and September we're  
21 at the Thompson Center the rest of the year or here,  
22 either place.  
23 MR. GREGORY: May, July, September Springfield?  
24 MS. DEL GRECO: It's not always the Thompson

Page 20

1 Center. It is sometimes the Bilandic Building  
2 across the street.  
3 CHAIRMAN CHRISTENSEN: We could split it up the  
4 Thompson Center to here, that wouldn't be a problem.  
5 MR. GANIERE: That would be a good idea.  
6 MR. CAPUANI: Why don't you make the winter  
7 months here, it would be easier. Would that be a  
8 suggestion? It's up to you.  
9 MR. GANIERE: I would say the other way around  
10 myself. For those of us that may come in and stay,  
11 it's a lot cheaper in the wintertime in Chicago.  
12 MR. CAPUANI: Is it?  
13 MR. GANIERE: Oh, yeah.  
14 MS. DEL GRECO: Than out here.  
15 MR. GANIERE: Summertime you can't get a state  
16 rate in Chicago. It doesn't work. Save the state  
17 some money.  
18 CHAIRMAN CHRISTENSEN: Can you set that up for  
19 us at the next meeting, have them split up, have the  
20 ones in the summer here?  
21 MS. DEL GRECO: Yes, I can. Summer Des  
22 Plaines?  
23 CHAIRMAN CHRISTENSEN: Yes.  
24 MS. DEL GRECO: That would be one meeting?

Page 21

1 CHAIRMAN CHRISTENSEN: One meeting?  
2 MS. DEL GRECO: Yes.  
3 CHAIRMAN CHRISTENSEN: We got one meeting for  
4 the summer.  
5 MS. DEL GRECO: That would be June and August  
6 here.  
7 CHAIRMAN CHRISTENSEN: Two meetings.  
8 MS. DEL GRECO: Two meetings.  
9 CHAIRMAN CHRISTENSEN: June and August here.  
10 MR. GANIERE: September we're in Springfield.  
11 October we're back in Chicago.  
12 MS. DEL GRECO: Yes, Thompson Center or here  
13 for October.  
14 MR. FENNELL: October we're in the Bilandic  
15 Building.  
16 MS. DEL GRECO: We're in the Bilandic Building.  
17 MR. GREGORY: That is crappy building. We  
18 ought to come here.  
19 MR. GANIERE: If it was me, come here in  
20 October, Chicago. I would reserve for November,  
21 January, and March is what I would suggest. That is  
22 my suggestion.  
23 MS. DEL GRECO: 11, 1 and 3, okay.  
24 MR. GANIERE: That's my suggestion.

Page 22

1 MS. DEL GRECO: Okay.  
2 CHAIRMAN CHRISTENSEN: Is that your motion?  
3 MR. GANIERE: Sure, I'll make the motion.  
4 MR. GREGORY: I would second.  
5 CHAIRMAN CHRISTENSEN: There's been a motion  
6 made and seconded. Do we have a motion set? You  
7 got it?  
8 MS. DEL GRECO: Yes.  
9 MR. GREGORY: Can we just go through the  
10 schedule, what would be the schedule then?  
11 MS. DEL GRECO: Chicago will be January, March.  
12 MR. GREGORY: Let's go through the whole year.  
13 May is in Springfield, June --  
14 MS. DEL GRECO: June will be Des Plaines, July  
15 is Springfield, August will be Des Plaines,  
16 September is Springfield, October will be Des  
17 Plaines, November will be Chicago.  
18 MR. GREGORY: September is where now?  
19 MR. FENNELL: Springfield.  
20 MR. GREGORY: October?  
21 MS. DEL GRECO: October here.  
22 MR. GREGORY: Okay. November?  
23 MS. DEL GRECO: Chicago, and we're in the  
24 Bilandic Building in November. No, Thompson Center.

Page 23

1 MR. FENNELL: Thompson Center.  
2 MS. DEL GRECO: Thompson Center in November.  
3 MR. GREGORY: No meeting in December.  
4 MS. DEL GRECO: January we're in Chicago, and  
5 it will be the Thompson Center in 2010.  
6 CHAIRMAN CHRISTENSEN: Do we have this on our  
7 website?  
8 MS. DEL GRECO: This new one?  
9 CHAIRMAN CHRISTENSEN: Yes.  
10 MS. DEL GRECO: No.  
11 CHAIRMAN CHRISTENSEN: Are we going to put it  
12 on the website?  
13 MS. DEL GRECO: Yes. It won't be until after  
14 the next meeting when you formally approve it all.  
15 MR. GREGORY: So, January 2010?  
16 MS. DEL GRECO: Is the Thompson Center.  
17 MR. GREGORY: February?  
18 MS. DEL GRECO: February is the Thompson  
19 Center. I got them booked. I don't have the  
20 schedule with me.  
21 MR. GANIERE: February is not Springfield?  
22 MS. DEL GRECO: No, Springfield would be March  
23 again.  
24 MR. GILLES: Did this motion include any change

Page 24

1 in the start time?  
2 MS. DEL GRECO: No. Are you going to include a  
3 time change? No time change?  
4 MR. HERTSBERG: It's okay.  
5 CHAIRMAN CHRISTENSEN: All right. Any more  
6 questions? All those in favor, say "aye"?  
7 (A chorus of ayes.)  
8 CHAIRMAN CHRISTENSEN: All those against?  
9 (No response.)  
10 CHAIRMAN CHRISTENSEN: Ayes have it.  
11 MS. DEL GRECO: I will type up a schedule and  
12 E-mail it to everyone, and then have it ready at the  
13 next meeting.  
14 MR. HERTSBERG: As soon as possible.  
15 CHAIRMAN CHRISTENSEN: Is there any new  
16 business?  
17 MR. GREGORY: Yes.  
18 CHAIRMAN CHRISTENSEN: Dick?  
19 MR. GREGORY: I E-mailed, and let me bring it  
20 up.  
21 MS. DEL GRECO: It's in the Board packages,  
22 Dick.  
23 MR. GREGORY: It's in it?  
24 MS. DEL GRECO: Yes.

Page 25

1 MR. GREGORY: In the Board packages, I E-mailed  
2 a motion, there's two pages. In essence, from the  
3 background information, there are two kinds of  
4 vertically-moving devices that carry material, and  
5 they are the A17.1 material lifts, and there are  
6 B20.1 vertical reciprocating conveyors.  
7 They are essentially identical devices  
8 being sold and installed under two different codes.  
9 In A17.1, that Section 7.4, 7.5, 7.6, 7.9 and 7.10  
10 and 7.11, which covers all the varieties of material  
11 lifts. The B20 covers in 6.21 and B20.1 covers  
12 vertical reciprocating conveyors, and there are  
13 significant differences in the safety devices  
14 between these two different things.  
15 The question is: When is a specific  
16 device covered by the Illinois rules, and is  
17 required to be inspected to provide safe operation;  
18 and, in my opinion, the answer, as to how this  
19 device is classified, is we need to adopt some  
20 motion to separate where they are one or the other.  
21 The reality is this: B20.1 is a code for  
22 conveyors, and there is all kinds of conveyors,  
23 let's say 21 different kinds, and there's bucket  
24 conveyors, and belt conveyors, and these kind of

Page 26

1 conveyors, and so on and so forth, pallet conveyors.  
2 MR. CAPUANI: Conveyors are not covered under  
3 the act. B20.1 is not covered under the act.  
4 MR. GREGORY: That is correct. And B20.1  
5 equipment is normally installed in factories,  
6 warehouses, and places where there is, more or less,  
7 general public will not be present.  
8 MR. CAPUANI: Right. Well, we're not mandating  
9 it anyway.  
10 MR. GREGORY: I understand. However, a lot of  
11 equipment is being installed in grocery stores, drug  
12 stores, and things like that, where the general  
13 public has access to this equipment, and inevitably  
14 -- if it's in a factory, you go in a factory, you  
15 want to see the factory. They give you a set of  
16 safety glasses, and somebody leads you around by the  
17 hand.  
18 You go in the grocery store and you say,  
19 "I need to get something. Come with me to the back  
20 room," and there they have this material lift.  
21 Okay?  
22 So, the public, or untrained people,  
23 delivery people from truck drivers, produce people,  
24 blah, blah, blah, they interact with this material

Page 27

1 lift; and I think that the issue is, quite frankly,  
2 the City of Chicago has never regulated B20.1  
3 equipment either. That is good for me. Every time  
4 somebody dies, then I get another case.  
5 I think if we could make a distinction  
6 that if it's where the general public can be getting  
7 access to it, we should be calling it a material  
8 lift, which is in A17.1; and if it's in a factory,  
9 warehouse, or similar application, where access is  
10 strictly limited, then it's a B20.1 device.  
11 CHAIRMAN CHRISTENSEN: I'm going to refer this  
12 to counsel, because I would say that our act or  
13 rules would have to change.  
14 MR. FENNELL: No, it sounds to me like the act  
15 is going to have to change.  
16 MR. CAPUANI: Correct.  
17 MR. GREGORY: But the same gadget, you call it  
18 this, or you call it that.  
19 MR. FENNELL: No, if we have to subdefine a  
20 gadget, then we have to make a change in the  
21 statute, because if it's a conveyance now that is  
22 covered by a code, that is exempt from our  
23 regulation. I don't care what you call it.  
24 If it's covered by a code that is exempt

Page 28

1 from our regulation, then we do not regulate it. In  
2 order to allow us to regulate it, we would have to  
3 get the statutory authority to do so.  
4 I am more than willing to look into that.  
5 I just need to make it clear that this is not a  
6 board action simply on a motion. You can't redefine  
7 it based on a motion.  
8 MR. GREGORY: So, that means -- also that means  
9 that none of them need to be registered with the  
10 state?  
11 MR. FENNELL: Correct.  
12 MR. GREGORY: And none of them need to be  
13 inspected?  
14 MR. FENNELL: Correct. Unless the local  
15 jurisdiction wants to inspect them, they are not  
16 subject to inspection or regulation by this Board.  
17 MR. SWIENTON: These are conveyors that bring  
18 material, people don't go on them or anything.  
19 CHAIRMAN CHRISTENSEN: We hope they don't.  
20 MR. SWIENTON: But the basic idea is just for  
21 material?  
22 CHAIRMAN CHRISTENSEN: Yes.  
23 MR. FENNELL: Right.  
24 MR. SWIENTON: I don't see a problem. We can

Page 29

1 stretch that into lift trucks, too. Like the ones  
2 at Home Depot where the guy goes up there, too, we  
3 don't regulate them.  
4 MR. GREGORY: But he has a key to allow only  
5 him to use that gadget.  
6 CHAIRMAN CHRISTENSEN: Dick, you are right,  
7 they should be regulated. I'm sure we wouldn't have  
8 a problem, if the law changed, if the bill changed.  
9 MR. FENNELL: Yes.  
10 CHAIRMAN CHRISTENSEN: Right now, I don't know  
11 if we can do it.  
12 MR. FENNELL: Right now we cannot, but  
13 absolutely we're able to look into it.  
14 MR. GREGORY: I'm not saying --  
15 MR. FENNELL: And report back to the Board.  
16 MR. GREGORY: I'm not saying everything that is  
17 a vertical reciprocating conveyer, no matter where  
18 it is, should be regulated; and I'm also saying no  
19 other conveyors would be considered regulated,  
20 because they don't look like elevators. These  
21 things look like elevators.  
22 MR. FENNELL: I guess, if I may, Mr. Chairman,  
23 I would like to ask if Mr. Gregory would send me a  
24 specific description of --

Page 30

1 CHAIRMAN CHRISTENSEN: Of equipment?  
2 MR. FENNELL: -- equipment we're talking about,  
3 because the picture I had in my head was just shot  
4 by what he just said; therefore, if you could send  
5 me what we're talking about, I would have a better  
6 idea of how to respond to the Board.  
7 MR. CAPUANI: I will also order you the code  
8 book B20.1. I'll order that code book.  
9 MR. FENNELL: You can order it for yourself.  
10 CHAIRMAN CHRISTENSEN: For the next meeting.  
11 MR. FENNELL: Yes, I'll have it for the next  
12 meeting.  
13 CHAIRMAN CHRISTENSEN: Is that good, Dick?  
14 MR. GREGORY: That's fine.  
15 CHAIRMAN CHRISTENSEN: Any more new business?  
16 MR. GREGORY: As long as we understand that  
17 these things -- these VRCs are not required to be  
18 registered and inspected. If that's what we're  
19 saying, because the building owners are up into a  
20 situation right now.  
21 MR. FENNELL: That's what the act says.  
22 MR. GREGORY: I know.  
23 MR. FENNELL: We don't say any more than what  
24 the act says.

Page 31

1 MR. GREGORY: Okay.  
2 MR. FENNELL: Misuse of a conveyance is misuse  
3 of a conveyance. If somebody gets hurt because of  
4 misuse of a conveyance, that's the building owner's  
5 problem, as you said.  
6 CHAIRMAN CHRISTENSEN: Any more new business?  
7 MR. GANIERE: I've just got a question, Frank.  
8 Elaine sent out an E-mail concerning the  
9 appointments to the Board. It appears that  
10 everyone's appointment expires all at once.  
11 MS. DEL GRECO: Not everyone. There was only  
12 five.  
13 MR. GANIERE: We don't have any more than five  
14 on the Board right now.  
15 MS. DEL GRECO: We do.  
16 MR. FENNELL: If nobody applies and gets  
17 reappointed, then come June 30th, we have a  
18 four-member Board.  
19 MR. GANIERE: That was my question. Those of  
20 us that expire need to apply, if we want to be  
21 reappointed?  
22 MR. FENNELL: If you are still interested in  
23 being on the Board.  
24 MR. GANIERE: How do we do that verbally?

Page 32

1 MR. FENNELL: You have to fill out an  
2 application online with the State of Illinois.  
3 MR. CAPUANI: Elaine sent the link out.  
4 MS. DEL GRECO: To the ones that are expiring.  
5 MR. GANIERE: I got an E-mail.  
6 MS. DEL GRECO: Then you are expired.  
7 MR. GANIERE: I didn't look at it closely.  
8 MS. DEL GRECO: Let me go to Boards and  
9 Commissions then.  
10 MR. GANIERE: I notice when I went to Boards  
11 and Commissions, I notice we are short members.  
12 MS. DEL GRECO: Yes, we're down.  
13 MR. GANIERE: Most of the boards of the state  
14 are short members.  
15 MR. FENNELL: Do we have that link on the  
16 elevator website for members of the public who wish  
17 to apply for a position as a board member to use?  
18 MS. DEL GRECO: It is not on the elevator  
19 safety website.  
20 MR. FENNELL: Could we put it there?  
21 MS. DEL GRECO: Yes. The Boards and  
22 Commissions have a website listing of all the  
23 different boards.  
24 MR. FENNELL: I understand. All we're doing is

Page 33

1 linking to the Boards and Commissions.  
2 MS. DEL GRECO: I can do that.  
3 MR. FENNEL: But if somebody doesn't know how  
4 to get to the governor's website, the governor's  
5 office, they can go to our website, we'll take them  
6 over there.  
7 MS. DEL GRECO: Okay.  
8 MR. GREGORY: I filled out one of those  
9 applications.  
10 MR. FENNEL: Yes, sir.  
11 MR. GREGORY: And I got a little E-mail back  
12 that said, "Surprise, we got it."  
13 MR. FENNEL: Okay.  
14 MR. GREGORY: So, now what?  
15 MR. FENNEL: We wait.  
16 MR. GANIERE: Hurry up and wait.  
17 MR. GREGORY: Hurry up and wait. They ask if  
18 you are you a veteran, and then I spent nine years  
19 in Illinois Air National Guard, but that is so long  
20 ago, I can't remember the dates, and I don't have my  
21 DD214s anymore.  
22 MR. GANIERE: You are supposed to keep them for  
23 life.  
24 MR. CAPUANI: I think you can go to Missouri

Page 34

1 and get a copy.  
2 CHAIRMAN CHRISTENSEN: You can still get them.  
3 MR. CAPUANI: Really, it is a place in  
4 Missouri.  
5 MR. FENNEL: There is.  
6 MR. GREGORY: Anyway, I filled it out, as best  
7 I could.  
8 MR. FENNEL: We're just waiting, as well as  
9 everybody else that applies, we will just wait until  
10 they make the appointments. They are not making  
11 them right now.  
12 CHAIRMAN CHRISTENSEN: Correct. Any more new  
13 business?  
14 I know it doesn't have it on here, is  
15 there any old business we need to go back to?  
16 Nothing being, I'm going to move on to public  
17 comment.  
18 We have Don Plass, P-I-a-s-s.  
19 MR. PLASS: Good morning. I'm Don Plass. I'm  
20 the Director of Code Enforcement for the Village of  
21 Hoffman Estates, and I know that you talked about  
22 the May 1st, April 30th, cut-off here, and I don't  
23 want to belabor it or anything like that, but as a  
24 code official, I am concerned that there's no

Page 35

1 inspections after that date.  
2 So, we've talked about where the building  
3 owners are not registering right now, and they could  
4 take forever. That puts our people, let's say our  
5 residents here in Hoffman Estates, or in any other  
6 municipality, at a disadvantage, because they don't  
7 know about their owners. They are going to be  
8 continuing to ride those elevators that are not  
9 being inspected.  
10 The question I really have on this is it's  
11 been six years since the Board has been -- the act  
12 has been passed, and I'm wondering how the office of  
13 State Fire Marshal is contacting the building owners  
14 and letting them know that they have to register?  
15 CHAIRMAN CHRISTENSEN: You want to answer that,  
16 Bob?  
17 MR. CAPUANI: Well, there is newspaper  
18 articles. We contacted all the fire districts. We  
19 sent a letter to all municipalities, all the  
20 contractors, all the inspectors. No, we didn't send  
21 a letter to every conveyer's owner.  
22 MS. DEL GRECO: We don't know who they are.  
23 MR. PLASS: We don't know.  
24 MR. CAPUANI: Exactly.

Page 36

1 MR. PLASS: I printed this out this morning.  
2 This is the April 20th registration of 781 pages  
3 here.  
4 MR. CAPUANI: Correct.  
5 MR. PLASS: If I go across here, and I drop it  
6 off, this is like Cook County, and the rest of the  
7 state. That is about how it breaks down.  
8 So, it appears that we're doing fairly  
9 good, you know, around the area here; and I think  
10 the municipalities, and there are several  
11 municipalities that are here today, but I'm still  
12 concerned I know I spent time and I spent letters  
13 getting out to my building owners to make sure, and  
14 obviously I still have some in town, very few, but I  
15 still do have some in town that are not registered.  
16 I talk with them and go on.  
17 How are you going to get to the rest of  
18 them here? Are you going to do more of a program?  
19 I really appreciated the idea about putting the  
20 website, opening the website up. I think that is a  
21 good idea where you can go on and get your  
22 registration. Is there any other way?  
23 MR. CAPUANI: No, they are not going to get the  
24 registration on the website. They are going to

1 notify us that they are in the process of  
2 registering, and then it will be our decision if we  
3 allow them to continue to run.  
4 MR. PLASS: You couldn't -- you can print out  
5 the registration right now?  
6 MR. CAPUANI: Correct.  
7 MR. PLASS: You have been able to do that for  
8 quite some time.  
9 MR. CAPUANI: You can fax it in.  
10 MR. PLASS: We're still very concerned about  
11 this being able to still ride these elevators, no  
12 inspections. I definitely agree with you that  
13 people are going to put off as long as they can.  
14 You've had two drop-dead dates already.  
15 You had it in 2007, you've had it in 2008, now we're  
16 in 2009. You don't even know how many elevators  
17 there are in Illinois.  
18 MR. CAPUANI: That's correct.  
19 MR. PLASS: That's pretty much correct.  
20 MR. CAPUANI: I am surprised we're at the  
21 number we're at now.  
22 MR. PLASS: I think a year ago at this time you  
23 were talking about 14,000, now we are 25,000 now.  
24 That is good input.

1 MR. CAPUANI: To answer your question, also I  
2 know Chet Janus and Rich Mayer drive from  
3 municipality to municipality checking in with  
4 municipalities and spot checking buildings in areas  
5 south and west. We're making ourselves known out  
6 there. The word is out.  
7 MR. PLASS: Do you go to BOMA? There are  
8 suburban BOMA. Because Chicago is exempt, you got  
9 suburban BOMA. Here I think we have a BOMA member  
10 on the Board here.  
11 Is that person going out and getting to  
12 the building owners that way?  
13 MR. CAPUANI: No.  
14 MR. FENNELL: Probably not.  
15 MR. CAPUANI: No.  
16 MR. GREGORY: My guess, Don, and not having  
17 knowledge on it, suburban people who are members of  
18 suburban BOMA, more likely than not know what the  
19 heck is going on, and they are registering.  
20 It's these little things here and there  
21 that probably are the issue. I think perhaps in  
22 Hoffman Estates, you know where the buildings are,  
23 and you know where the elevators are, so you got a  
24 better shot at getting things registered.

1 MR. PLASS: As a code official, you are  
2 correct.  
3 MR. GREGORY: And so on. I think that Bob, you  
4 know, obviously feels I jumped on his case at the  
5 end of it, I will say he made it adequate -- more  
6 than adequate, a very good response to the whole  
7 question as to how to handle it.  
8 MR. CAPUANI: Thank you, Mr. Gregory.  
9 MR. GREGORY: You are welcome. I will tell you  
10 this, the State of Texas went through the same thing  
11 in 1993, and I had a case just a year-and-a-half ago  
12 in Port Aransas, Texas, where there was an elevator  
13 that was not registered.  
14 So, that is from '93 on. So, they are  
15 still kind of finding things in Texas. You know,  
16 there is mostly, what, grass and steers down there.  
17 MR. CAPUANI: I'm guessing eventually the  
18 elevator has to break down, and the company that  
19 goes out there better not work on it, and they are  
20 going to have to notify you.  
21 So, actually, we're counting really on the  
22 companies and inspectors and everyone out there, to  
23 be honest with you.  
24 MR. PLASS: Is there some other way that you

1 can put this out, as I did, I pulled it out, most of  
2 this is DuPage County and Cook County that we're  
3 seeing over here.  
4 There is a half million dollar budget that  
5 goes to the Office of State Management or Office of  
6 State Fire Marshal each year. Is there some way  
7 that it can be a public notice program that goes out  
8 throughout the state, as opposed to just a newspaper  
9 article or something?  
10 MR. FENNELL: Can you suggest a public notice  
11 that we haven't done? We can't send it to every  
12 property owner. That is absolutely impossible.  
13 Give me a list of property owners that have  
14 elevators.  
15 MR. GREGORY: Our problem would have been  
16 solved.  
17 MR. FENNELL: Our problem would have been  
18 solved. We don't know where they are. So, that  
19 means send it to every address in the state.  
20 MR. GREGORY: That won't work either, because  
21 you don't even know all the addresses.  
22 MS. DEL GRECO: Half of them will come back.  
23 MR. FENNELL: That's true, too. Public  
24 information going out, inspectors going out,

Page 41

1 companies going out, we have done about everything  
2 we can.  
3 MR. PLASS: You answered a little bit about  
4 what I was going to ask. My other question was:  
5 How do other states like Indiana, Ohio, Wisconsin  
6 handle this? You talked about Texas.  
7 MR. GREGORY: Indiana has had a state code for  
8 years and years. I remember going down to  
9 Indianapolis and meeting one of the two Clark  
10 brothers who worked for the state some time in the  
11 '80s, it had to be in the '80s, and they are  
12 inspecting buildings, but they were state  
13 inspectors.  
14 Indiana has had state for years and years.  
15 Michigan has had state inspectors for years and  
16 years. Wisconsin has had state inspectors for years  
17 and years. They went through some very difficult  
18 times, when the state inspectors got a little goofy  
19 for a while, but they are back on track, let's say.  
20 They are getting the stuff done properly.  
21 Iowa had no code, and now they do finally  
22 have a chief inspector, and they are proceeding.  
23 And Missouri, and I'm just going around in a circle  
24 this way, Missouri had pretty much no code, and they

Page 42

1 are in the same boat that we are finding stuff.  
2 So, it all depends on the different  
3 states. California has had a state code for many,  
4 many years.  
5 CHAIRMAN CHRISTENSEN: With a lot of changes.  
6 MR. GREGORY: With a lot of changes, but  
7 they've always had it. So, there is not a problem  
8 of where are those elevators in California.  
9 CHAIRMAN CHRISTENSEN: Massachusetts had it for  
10 a long time.  
11 MR. GREGORY: Massachusetts has had a state  
12 code for ages and ages. Boston being a separate  
13 entity in Massachusetts. Ohio has a state code.  
14 You know, we as a state got, you know,  
15 behind in getting this together, and that wasn't the  
16 fault of the State Fire Marshal, they just got  
17 assigned the project when it got passed.  
18 CHAIRMAN CHRISTENSEN: There was a lot of  
19 changes.  
20 MR. GREGORY: Yes.  
21 CHAIRMAN CHRISTENSEN: There's been a lot of  
22 changes. Has your question been answered?  
23 MR. PLASS: Yes, it is pretty good I think in  
24 there. I am still concerned that people can still

Page 43

1 ride the elevators, and they don't know that there  
2 actually could be a situation on inspection.  
3 CHAIRMAN CHRISTENSEN: I am sure that is all of  
4 our concern.  
5 MR. CAPUANI: We do have the authority to shut  
6 the elevator down.  
7 MR. SWIENTON: Your town, you would know the  
8 ones that aren't registered.  
9 MR. PLASS: Still working with some of them  
10 there.  
11 MR. SWIENTON: Then you can send him over to  
12 shut it down.  
13 MR. PLASS: We have no problem with that.  
14 MR. GREGORY: You could shut it down, as the  
15 building official in the town.  
16 MR. PLASS: It's already at the jurisdiction of  
17 the local administrator at that point.  
18 MR. GREGORY: You could shut it down.  
19 MR. PLASS: We have 102 counties in Illinois.  
20 Like I say, this is pretty much two counties here,  
21 and this is the rest of the counties in Illinois;  
22 and some of the counties have only, like, one  
23 elevator that is registered here.  
24 I'm wondering how we get the word out, so

Page 44

1 you can understand how many elevators there are in  
2 Illinois. I support this act. I believe it's a  
3 very good safe act I think for all of Illinois, so I  
4 think this is a good idea.  
5 MR. SWIENTON: Municipalities can help. Go to  
6 the Illinois municipal meetings, put the word out  
7 there.  
8 MR. PLASS: That's another way I was wondering  
9 if the office of the State Fire Marshal could do.  
10 MR. FENNELL: We've done that. We're done the  
11 fire department, fire protection, we have notified  
12 them. All right?  
13 They have a vested interest in the  
14 elevators operating or not, but I got a question:  
15 Hoffman Estates, how many elevators do you have?  
16 MR. PLASS: We have, I believe, 227, I think is  
17 what we have.  
18 MR. FENNELL: 214 are registered?  
19 MR. PLASS: Yes, that's pretty close.  
20 MR. FENNELL: That's over three years in a  
21 municipality that has an active program. Okay?  
22 They know. They all know.  
23 We're still coming up to it. You know,  
24 we're going to always have the one percent that

Page 45

1 never gets the word; or, I am sorry, never listens  
2 to the word. That may be true. That's a concern  
3 for everybody. All right?  
4 We're doing everything we can to get the  
5 word out, but we're relying on other people who know  
6 to also get the word out.  
7 MR. PLASS: I think what Bob said before it is  
8 the owner, not to be the inspector or the mechanic,  
9 it is the owner. So, I mean, if you get to the  
10 owner, BOMA is good around Chicago. Suburban BOMA  
11 is fairly decent around the outside.  
12 What are you going to do when you get to  
13 the lower part of the state? That is the hard part.  
14 MR. FENNELL: It always will be, you are right.  
15 MR. CAPUANI: That is why we have Chet Janus  
16 down there.  
17 MR. JANUS: I've been with BOMA in central and  
18 Southern Illinois three times this year alone.  
19 We're take caring of it.  
20 MR. PLASS: Okay.  
21 MR. CAPUANI: Thank you, Chet.  
22 MR. PLASS: Thank you very much for your time.  
23 MR. CAPUANI: Thanks, Don.  
24 CHAIRMAN CHRISTENSEN: David Skurkis,

Page 46

1 S-k-u-r-k-i-s, Village of North Riverside.  
2 MR. SKURKIS: I was just wondering -- Dave  
3 Skurkis, Building Commissioner of the Village of  
4 North Riverside.  
5 I was just wondering if there was a list  
6 -- I've submitted all our inspections in the past.  
7 So, you know every conveyance in my town. I don't  
8 know which ones are registered or not. Can you  
9 provide a list for me?  
10 MR. CAPUANI: It's right on the website. You  
11 could do a search by Riverside.  
12 MR. FENNELL: Is it Riverside or North  
13 Riverside?  
14 MR. SKURKIS: North Riverside.  
15 MR. FENNELL: Give it a few minutes, a few  
16 seconds here. I'll tell you exactly the number.  
17 MR. SKURKIS: And I, personally, went out, when  
18 this law was passed, and took those forms to every  
19 building owner myself.  
20 MR. FENNELL: Thank you.  
21 MR. SKURKIS: Okay.  
22 MR. CAPUANI: We understand. We appreciate it,  
23 too.  
24 MR. SKURKIS: But there is also problems with

Page 47

1 wheelchair lifts. Now, if they can't work on those,  
2 now we're getting into accessibility issues. I  
3 don't think you guys are thinking these things  
4 through.  
5 MR. CAPUANI: Is that an emergency situation?  
6 MR. SKURKIS: I don't know. What if they just  
7 want to go up to the break room, and no one is going  
8 to work on it, because it is not functioning.  
9 MR. CAPUANI: Is that an emergency situation?  
10 MR. FENNELL: Yes.  
11 MR. SKURKIS: It violates the accessibility.  
12 MR. CAPUANI: Is it an emergency situation?  
13 MR. SKURKIS: I don't know.  
14 MR. FENNELL: Yes.  
15 MR. SKURKIS: It could be.  
16 MR. CAPUANI: It is an emergency situation, you  
17 can work on it.  
18 MR. FENNELL: How many do you have in town?  
19 MR. SKURKIS: I think about 40.  
20 MR. FENNELL: I've got 51. I've got 51  
21 registered in North Riverside.  
22 MR. SKURKIS: Where is the list?  
23 MR. FENNELL: The list is on our website of  
24 everyone that is registered.

Page 48

1 MS. DEL GRECO: Where tags have been issued.  
2 MR. FENNELL: Every conveyance in North  
3 Riverside that is registered with the Elevator  
4 Safety Division is on the website.  
5 MR. SKURKIS: Okay. But here is my point: You  
6 know every conveyance I have, every building owner.  
7 MR. FENNELL: Excuse me, no, we do not.  
8 MR. SKURKIS: Yes, you do.  
9 MR. CAPUANI: How do we know that?  
10 MR. FENNELL: How do we know that?  
11 MR. SKURKIS: Because I submitted a spreadsheet  
12 with every inspection we've ever done on every  
13 conveyance. So you know where they are, and who  
14 they are, who owns them.  
15 MR. CAPUANI: Okay. So, you are saying it's  
16 our responsibility now?  
17 MR. SKURKIS: For the ones that aren't  
18 registered, you know who these owners are. You  
19 should send a letter directly to them and say that  
20 this is what is going to go.  
21 The other flaw in this whole thing is:  
22 You are penalizing the mechanics and the inspectors,  
23 but there is no fine against the building owner.  
24 MR. CAPUANI: We could fine the building owner.

1 MR. SKURKIS: But all you are talking about is  
2 stopping the inspections and maintenance. If it's  
3 not registered, you are not doing anything to the  
4 owners. So, it just seems like you are doing things  
5 backwards.  
6 CHAIRMAN CHRISTENSEN: Dick?  
7 MR. GREGORY: We are doing things to the  
8 owners. We just have not pushed that issue. It is,  
9 what, a class something misdemeanor?  
10 MS. DEL GRECO: C felony.  
11 MR. FENNEL: It is a class B misdemeanor.  
12 MR. GREGORY: It is a class B misdemeanor, and  
13 the owners can be in a heck of a lot more serious  
14 issue than the elevator mechanic or the inspector,  
15 if we discover it.  
16 May I suggest, respectfully, since you  
17 know where they are, and they are in your  
18 jurisdiction -- are you registered?  
19 MR. SKURKIS: We signed up. We are an official  
20 program.  
21 MR. GREGORY: You know what, you are close to  
22 the situation. It's your people and your buildings  
23 in your jurisdiction.  
24 MR. SKURKIS: We've been doing these

1 happened. So, that's where my disagreement comes  
2 in. Why don't you just let us be? We have a  
3 program in place. We been doing it for 50 years.  
4 Just leave us alone. Worry about the places that  
5 don't have the programs.  
6 MR. GREGORY: Your point is understood. It has  
7 not always -- it may have worked fine for you. I  
8 mean, without boring the entire audience, and I  
9 didn't bring all the pictures that I have, but with  
10 cases all over in the State of Illinois only, with  
11 people in serious accidents, some of which places  
12 have programs and some don't, the issue is it hasn't  
13 really always worked fine.  
14 It may be because you have a limited area  
15 of people to take care of. You may have been doing  
16 a better job than others, I don't know, but you have  
17 control. You could tell these nine, if there is  
18 nine, "You guys get registered," and be done. End  
19 of problem.  
20 MR. SKURKIS: I've told them, but this is your  
21 law, it's not my law to enforce.  
22 CHAIRMAN CHRISTENSEN: It's a state law. It's  
23 your law, too.  
24 MR. CAPUANI: You signed an agreement with the

1 inspections for 50 years without anybody butting in.  
2 All of a sudden you guys pass a law, and create a  
3 policy.  
4 MR. CAPUANI: We didn't pass the law.  
5 MR. SKURKIS: Okay, the state passed the law.  
6 You institute a policy, and now we can't do the  
7 regular maintenance, like we've done for 50 years  
8 before you guys took over.  
9 It just doesn't make any sense to me. You  
10 should be working with us, not against us.  
11 MR. GREGORY: Well, and I would ask, you know,  
12 as Bob over here well knows, I am always willing to  
13 jump on his case, but the reality is he can't be  
14 going around to all these little buildings in North  
15 Riverside, Riverside, Brookfield, whatever.  
16 You are the local guy. You have the power  
17 in that area to say, "Hey, guys, there's nine of you  
18 guys who didn't register."  
19 MR. SKURKIS: That's my point. We've been  
20 doing it for 50 years. Everything has been running  
21 smooth, until this Board sets a drop-dead day or  
22 policy or whatever, and now all of a sudden it's  
23 hitting the fan.  
24 Things have been fine up until this has

1 state.  
2 MR. SKURKIS: Why can't I get some cooperation?  
3 Give me a list of owners that aren't registered.  
4 MR. CAPUANI: You have the list.  
5 MR. SKURKIS: I don't have the list.  
6 MR. CAPUANI: You can go on the website and  
7 find the list who is registered, compare it to your  
8 list of conveyance owners.  
9 MR. SKURKIS: This is an unfunded mandate for  
10 me to do your work.  
11 MR. CAPUANI: Thank you.  
12 CHAIRMAN CHRISTENSEN: Hang on a second. I'm  
13 going to take this over. We're not going to have  
14 argument over this. We're not going to argue.  
15 We have just told you what you could do.  
16 You said you didn't have a problem to hand over the  
17 paperwork to each building that had an elevator,  
18 then I'm sure you don't have a problem going to  
19 check what elevators you got and what aren't  
20 registered.  
21 Because if you didn't have a problem going  
22 to each building, and letting them know about the  
23 elevators, you shouldn't have a problem to just to  
24 look on a website to see what's not registered out

Page 53

1 there. Correct?  
2 MR. SKURKIS: That's correct.  
3 CHAIRMAN CHRISTENSEN: It would only take a few  
4 minutes, correct?  
5 MR. SKURKIS: Correct.  
6 CHAIRMAN CHRISTENSEN: Walking to a building,  
7 or driving to each building, it wasn't too hard to  
8 do either for yourself. So, what's the argument?  
9 MR. SKURKIS: I went out of my way.  
10 CHAIRMAN CHRISTENSEN: Why are we having  
11 argument here?  
12 MR. SKURKIS: I went out of my way to do this.  
13 CHAIRMAN CHRISTENSEN: It's going to take a few  
14 minutes for you to check this out, to see which ones  
15 are registered. You can let the Fire Marshal Office  
16 know what elevators you believe are not registered  
17 in your town.  
18 MR. SKURKIS: Which board member here  
19 represents municipalities from zero to 25,000?  
20 CHAIRMAN CHRISTENSEN: I do not know.  
21 MR. SKURKIS: You do not know?  
22 CHAIRMAN CHRISTENSEN: No.  
23 MR. SKURKIS: So, if I wanted to talk to that  
24 board member and give my concerns, we don't know who

Page 54

1 it is?  
2 CHAIRMAN CHRISTENSEN: You could talk to the  
3 Board. It wouldn't be just that board member. You  
4 could talk to the Board.  
5 MR. SKURKIS: They should be representing us,  
6 because that is where we fit in, and yet I don't  
7 even believe they work for a municipality. I mean,  
8 there's bigger issues here.  
9 CHAIRMAN CHRISTENSEN: We would have over  
10 argument over that, too. My argument about the  
11 municipalities, if you want somebody employed there,  
12 then they could decide from that municipality we'll  
13 put a janitor into that position that has no  
14 knowledge about elevators, and what knowledge do you  
15 have on elevators?  
16 Have you ever worked on an elevator? Have  
17 you ever inspected an elevator yourself?  
18 MR. SKURKIS: I've been with our inspectors  
19 when they've done it, and we've run tests. We've  
20 done all the tests that we need to do.  
21 CHAIRMAN CHRISTENSEN: We're not going to argue  
22 about this. This is the state law. This is what  
23 the Board decided to do. We told you how you could  
24 handle this. You could go on to the website and

Page 55

1 find out what elevators are not registered.  
2 MR. GREGORY: You'll find out what are  
3 registered, and you know the ones that are there,  
4 and it becomes patently simple, especially because  
5 you only have about 60. If you had 15,000, I might  
6 have some concern.  
7 MR. SKURKIS: We are only a little town of  
8 6,000 people. To have 60, that is a lot. We're  
9 only two-and-a-half square miles, but I have never  
10 seen anybody from your office come to my town to  
11 look over our program or anything. I don't know why  
12 we're even doing this.  
13 CHAIRMAN CHRISTENSEN: Thank you. Dick  
14 Budmats, B-u-d-m-a-t-s?  
15 MR. BUDMATS: Nick Budmats, Jeffrey Elevator  
16 Company. I would respectfully request that the  
17 Board consider the placement of a 30-day moratorium  
18 on the enforcement of any penalties against those  
19 individuals and/or companies servicing and/or  
20 inspecting any conveyance after May the 1st, where  
21 the building owner provides proof of submission of a  
22 registration of conveyance form to the State Fire  
23 Marshal's Office, where he can show the inspector or  
24 the mechanic a certified mail receipt or a faxed

Page 56

1 receipt.  
2 According to Bob's figures, he's been  
3 registering 500 a week for the past three weeks. If  
4 we got 28,000 registered conveyances, that means in  
5 the past three weeks, he's registered 5 percent of  
6 all of the elevators in the State of Illinois. 1500  
7 would be 5 percent of 28,000.  
8 So, the problem is that it's going to take  
9 30 days for all those people to send their checks in  
10 to get those tags back, to get them installed; and  
11 for 30 days, my guys are going to be calling your  
12 office saying, "Is this really registered? Have you  
13 really received this form?"  
14 So, 5 percent of the elevators that are  
15 currently registered, or of the number of known  
16 elevators in the state have just been registered or  
17 processed in the last three weeks, that's a huge  
18 amount.  
19 The very people who are working with you,  
20 the inspectors and the companies, to get these  
21 conveyances registered, and give you the knowledge  
22 that they are there, are the people who would suffer  
23 some pretty severe penalties, in the event they did  
24 the thing they thought was best to keep a single

Page 57

1 elevator building running, or to continue on with  
2 their contractual obligation, to provide service for  
3 somebody, when they know full well that the process  
4 is already going on.  
5 MR. CAPUANI: Like I said before, it's their  
6 obligation, the owners, to fill out that form. When  
7 I E-mail that form back, they can post it in the  
8 machine room, and you can go by that.  
9 I'm not going to use the receipt that they  
10 send in a registration, because people have sent  
11 them in, in 2007, and still haven't paid their fee.  
12 So, that's gone by the wayside. If they receive a  
13 letter from me, or an E-mail, they could post it in  
14 the machine room, and you could work on the  
15 conveyance.  
16 MR. BUDMATS: If there is not an E-mail in the  
17 machine room, we're just not allowed to work on it?  
18 MR. CAPUANI: No, unless you make a call to me.  
19 Unfortunately, I will put my cell phone number on my  
20 voice mail also, so you can get ahold of me, and I  
21 carry my phone with me 24 hours a day, and my  
22 inspectors, too, would be happy.  
23 MR. GREGORY: I suggest you do that.  
24 MR. CAPUANI: I'm going to have to.

Page 58

1 MR. BUDMATS: Interestingly enough, you had  
2 sent me an E-mail saying I needed to register a  
3 bunch of material lifts for a certain customer. The  
4 problem is those material lifts can be classified as  
5 either material lifts or vertical conveyors.  
6 It is the same device, it just happens to  
7 be which code that the individual who either  
8 installed them or inspects them wants to call them.  
9 It's the same device.  
10 So, whether you call it a car or an  
11 automobile, it is, and two individual codes happen  
12 to regulate the same device. One of them, which is  
13 not covered by your law; one of them, which is  
14 covered by your law.  
15 MR. CAPUANI: If it is covered by our law, then  
16 they have to be registered.  
17 MR. GREGORY: We just went through that  
18 earlier.  
19 MR. CAPUANI: We just went through that.  
20 MR. BUDMATS: It's the same device.  
21 MR. GREGORY: It is the same device. You have  
22 a good point there. What do we call it, an  
23 automobile or a car?  
24

Page 59

1 MR. BUDMATS: It's the same device. If you  
2 have a law that says you don't have to register  
3 automobiles, but you do have to register cars, I  
4 tell everybody with a car, "Go ahead and register  
5 it; but if you call it an auto, don't bother  
6 registering it." Is that what I'm supposed to tell  
7 these people?  
8 MR. GREGORY: Aren't we going to look into  
9 that?  
10 MR. FENNELL: Yes, we are.  
11 MR. BUDMATS: Do we have to register these  
12 devices now, because I've got people running around  
13 like crazy trying to register them all.  
14 MR. CAPUANI: At this time, yes. It's my  
15 opinion at this time, yes.  
16 MR. BUDMATS: Thank you for your time.  
17 MR. GANIERE: Can I make one comment? This law  
18 has been out there for quite some time. They've had  
19 three years to get them registered.  
20 There's been more public notice about the  
21 enactment of this law than almost any other law that  
22 the state passes, with all the letters that the Fire  
23 Marshal's Office has sent out and the articles in  
24 the newspaper, and the articles on the website.

Page 60

1 You know, everybody has received more  
2 notice about this law than probably 99 percent of  
3 the laws the State of Illinois passes. I don't know  
4 what the problem is with the people getting these  
5 things registered.  
6 Now we're sitting here at the last minute  
7 being asked to forego implementation of the law.  
8 I'm sorry, I don't have any sympathy. That's my  
9 opinion.  
10 MR. CAPUANI: Thank you.  
11 MR. GREGORY: Bob, you said something I thought  
12 we were looking into whether it was a B20.1.  
13 MR. CAPUANI: But at this point, they are  
14 covered under A17.1, correct?  
15 MR. GREGORY: Yes.  
16 MR. CAPUANI: Then they need to be registered.  
17 MR. GREGORY: I can walk in there and say it's  
18 a B20.1. That's the issue.  
19 MR. FENNELL: If they are a B20 conveyance,  
20 they are not regulated. If they are an A17  
21 conveyance, which obviously these are, then they are  
22 covered.  
23 MR. GREGORY: Unfortunately, it's not obvious.  
24 From the A17 Standards Committee, which I sit on, we

Page 61

1 are having negotiations with the B20 Standards  
2 Committee.  
3 MR. FENNELL: Okay.  
4 MR. GREGORY: We can't seem to agree on what's  
5 what.  
6 MR. FENNELL: But that's not a problem this  
7 Board can address sitting right here, because the  
8 law says B20 is out and A17 is in. If they are  
9 covered by A17, there is no choice.  
10 MR. GREGORY: But what if they are covered by  
11 both?  
12 MR. FENNELL: Then there is no choice, you have  
13 to register.  
14 MR. GREGORY: I think we'll just leave this  
15 slide for the time being.  
16 MR. FENNELL: Exactly.  
17 MR. GREGORY: We can talk about this for two  
18 weeks.  
19 MR. FENNELL: We could. We probably will.  
20 MR. CAPUANI: As of right now, they have to be  
21 registered.  
22 CHAIRMAN CHRISTENSEN: Rick Jandora,  
23 J-a-n-d-o-r-a.  
24 MR. JANDORA: Good morning. Rick Jandora, Otis

Page 62

1 Elevator Company. With regard to conveyance  
2 registration, I echo the same concerns that have  
3 been raised this morning.  
4 A couple questions that I have is if we  
5 have gone to a unit where a placard is not present,  
6 can we use the website as verification?  
7 MR. CAPUANI: Yes.  
8 MR. JANDORA: How often is the website updated?  
9 MS. DEL GRECO: Right now, we're doing it twice  
10 a week, so 4-20 was the last date. I will send in  
11 an update again tomorrow.  
12 MR. CAPUANI: What is the ending date of the  
13 month, April 30th?  
14 MS. DEL GRECO: April 30th.  
15 MR. CAPUANI: There will be a final one put on  
16 the web side April 30th.  
17 MS. DEL GRECO: That still will not be  
18 everything that's in the office, because they are  
19 not added to the list until the tags are issued.  
20 MR. JANDORA: So, they are not being added to  
21 the list until the tags are actually sent out in the  
22 mail.  
23 MS. DEL GRECO: Right.  
24 MR. CAPUANI: There could be a situation where

Page 63

1 the mechanics go out, and there is no tag, but yet  
2 their registration is complete. So we'll honor  
3 that, if it is on our website.  
4 MR. JANDORA: Okay.  
5 MR. CAPUANI: If it is on our website, the  
6 process is complete, except for them receiving the  
7 tag?  
8 MS. DEL GRECO: No, if it's on the website,  
9 they've received the tag.  
10 MR. CAPUANI: Well, it was mailed out.  
11 MS. DEL GRECO: It was mailed out.  
12 MR. CAPUANI: But it could be not installed  
13 yet.  
14 MR. JANDORA: Okay. So, if it is on the  
15 website, I can --  
16 MR. CAPUANI: Yes.  
17 MR. JANDORA: -- maintain the equipment without  
18 any issues?  
19 MR. CAPUANI: Yes, correct.  
20 MR. JANDORA: If you wouldn't mind, if I have,  
21 let's say an example, on May 1st, a customer has a  
22 call. It's one elevator in a building. It's a  
23 commercial office building. I don't know if that's  
24 an emergency or not an emergency.

Page 64

1 If there is somebody in a wheelchair on  
2 the third floor, obviously I would say it is an  
3 emergency.  
4 MR. CAPUANI: Right.  
5 MR. JANDORA: But if we go out there on May  
6 1st, we determine it is an emergency, we perform the  
7 service, we then notify you, we get them to  
8 register, we help fill out the form and send it to  
9 you, what's the timeframe from when you receive it  
10 to when it's going to post on the website?  
11 MR. CAPUANI: A couple weeks. The problem is  
12 you are going to have to not just register, you are  
13 going to have to have them contact me to get this  
14 form that they could display in the machine room  
15 that will give them 30 days, or whatever we feel is  
16 adequate.  
17 MR. JANDORA: If we have a situation where it  
18 is not registered, and we provide that service, they  
19 send the registration form to you, you, in turn,  
20 could send them an E-mail or forms stating --  
21 MR. CAPUANI: No. My suggestion to you is if  
22 your mechanic goes out there, tell him to contact me  
23 and register. They need to contact our office, so I  
24 could E-mail them back a confirmation that they

Page 65

1 could post in their machine.  
2 That would be more important. Then we'll  
3 give them a certain amount of days.  
4 MR. JANDORA: Let's say we go out, and we do  
5 see a conveyance that is not registered, should we  
6 -- do we have a responsibility, as a licensed  
7 contractor, to notify the State Fire Marshal's  
8 Office for action?  
9 MR. CAPUANI: We would appreciate it if you  
10 would contact us, because you know on some  
11 locations, the owner is not on-site. So, if you  
12 could contact us, we would appreciate it.  
13 It would help us contact the owner. It  
14 would be a help to us.  
15 MR. JANDORA: Thank you.  
16 CHAIRMAN CHRISTENSEN: Thanks, Rick. Robert  
17 McGinnis, Village of Hinsdale.  
18 MR. McGINNIS: Good morning. Thank you. Rob  
19 McGinnis, Building Commissioner of the Village of  
20 Hinsdale.  
21 We've yet to execute that agreement.  
22 We've got some concerns with the rules that J-CAR  
23 put in place. We've got 161 municipalities out of,  
24 what, 1300 state wide that are registered so far.

Page 66

1 So, obviously I don't stand alone on that one.  
2 My concern right now, being the code  
3 official for the municipality, if you are the AHJ,  
4 with respect to elevators for Hinsdale, I got a  
5 couple of questions: One, permit turn-around. I  
6 need to know what you are looking at.  
7 MR. CAPUANI: About six weeks, three to six  
8 weeks.  
9 MR. McGINNIS: Is that accurate? I know it  
10 used to take like six months to get a public pool  
11 permit. I'm going to have people flipping out.  
12 MR. CAPUANI: What is the maximum term of  
13 permit?  
14 MR. AUBIN: I don't think we've had anything go  
15 longer than three weeks.  
16 MR. CAPUANI: Our application said three to  
17 six, I believe.  
18 MR. AUBIN: Yes, it says right on the  
19 application three to six week.  
20 MR. McGINNIS: Does it generally pass the first  
21 time through, or is there generally a couple  
22 go-arounds?  
23 MR. AUBIN: If everything is correct, the form  
24 is filled out correctly, it goes pretty smooth.

Page 67

1 MR. CAPUANI: If you have an emergency, we'll  
2 work with you. You know, if a cylinder blows, you  
3 need to order it, we'll work with you. Trust me.  
4 Just give Jim a call.  
5 MR. McGINNIS: Okay. The problem I've got, as  
6 the building official, I can't cut that permit loose  
7 on my end, until I get a receipt from, that I got an  
8 approved set of plans from you.  
9 Now, with respect to elevators that need  
10 to be taken out of service, how equipped are you  
11 guys to have that done, to get that taken care of?  
12 MR. CAPUANI: In what way? I mean, permanently  
13 taken out of service?  
14 MR. McGINNIS: If I got a dangerous elevator,  
15 are you guys going to take that elevator out of  
16 service?  
17 MR. MAYER: You take it out.  
18 MR. McGINNIS: I am no longer the authority  
19 that has jurisdiction.  
20 MR. GREGORY: You have not signed an agreement?  
21 MR. McGINNIS: We have not executed an  
22 agreement yet.  
23 MR. CAPUANI: You would have to contact our  
24 office, and I'll send someone out.

Page 68

1 MR. McGINNIS: OSFM would take that elevator  
2 down?  
3 MR. CAPUANI: We can.  
4 MR. McGINNIS: Obviously I understand the  
5 implications tied to that.  
6 MR. CAPUANI: We can, yes.  
7 CHAIRMAN CHRISTENSEN: Dick?  
8 MR. GREGORY: Does the Village of Hinsdale have  
9 an agreement with some inspection company?  
10 MR. McGINNIS: We did. We had a program for 30  
11 years plus.  
12 MR. GREGORY: You did?  
13 MR. McGINNIS: Sure.  
14 MR. GREGORY: Now you are, let's say, quote,  
15 open territory, unquote?  
16 MR. McGINNIS: Right.  
17 MR. GREGORY: The building owners have to  
18 arrange for it.  
19 MR. CAPUANI: I've taken them out of service in  
20 municipalities that have an agreement. So, yes, we  
21 can take an elevator out of service, and we will  
22 take an elevator out of service.  
23 MR. McGINNIS: All right. Everything else has  
24 been covered. Thank you.

Page 69

1 MR. CAPUANI: Thank you.  
2 CHAIRMAN CHRISTENSEN: Jody Heger, Elevator  
3 Inspection Services.  
4 MS. HEGER: Good morning, Jody Heger,  
5 H-e-g-e-r. State tags has been on and on, we're  
6 kind of used to that in getting phone calls and  
7 everything from everyone saying, "We need an  
8 elevator inspected now, because it's never been  
9 inspected."  
10 After May 1st we can't even go out and do  
11 that, correct?  
12 MR. CAPUANI: Correct.  
13 MS. HEGER: We are giving them paperwork, as  
14 well as the service companies, I believe, are to be  
15 doing that. I get 40 phone calls a day regarding  
16 these state tags, "What do would we do? What do we  
17 do? What do we do?"  
18 Shouldn't the service companies be helping  
19 out as well telling them what to do, literally 40  
20 calls a day? I do go through it with the people.  
21 MR. CAPUANI: Join the crowd.  
22 MS. HEGER: I know. We even have stickers on  
23 there that say, "Please contact your service  
24 provider," and with the inspection report they call

Page 70

1 us.  
2 I'm going to change things to witness  
3 pressure tests. Many of the service companies are  
4 saying that the inspection companies are behind on  
5 doing witnessing. That is untrue for Elevator  
6 Inspection Service.  
7 They call, they call the inspector  
8 themselves. They set everything up themselves. I'm  
9 just wondering why the service companies are saying  
10 that we're behind, when we're not.  
11 I've had several complaints from a  
12 customer saying, "So and so is telling us you are  
13 two months behind." That's not true. I have a form  
14 here back dated from 4-3 of 09. This pressure test  
15 has not been done since 4 of '07. Not our  
16 responsibility.  
17 Here is our inspection report. We are not  
18 behind. Elevator Inspection Service, I just want to  
19 make clear for clarification, is not behind. I  
20 don't know why we cannot do our municipalities that  
21 were contracted with, that we have to go with Otis,  
22 Schindler, whomever, unless we get behind.  
23 MR. CAPUANI: I believe this was a state-wide  
24 decision, and we contacted different inspection

Page 71

1 companies who admitted that they were behind. The  
2 company spoke up, inspection companies spoke up.  
3 I know south of -- in the southern part of  
4 the state, they were waiting, what, months, three  
5 months, for a pressure test, an annual test from  
6 inspectors. There weren't enough inspectors down  
7 there to handle the load.  
8 MR. JANUS: The question came up, but when the  
9 issue came up with annual pressure tests, I was  
10 actually informed of two separate answers.  
11 I was told that they were caught up, and  
12 none of the inspection companies I talked to said  
13 they were behind; but when talking to building  
14 owners and the companies, they said they were.  
15 So it is a double-edged sword. It is a  
16 matter of me going out to each individual  
17 municipality and having to investigate myself.  
18 Especially in Southern Illinois, it is a little  
19 different animal than the communities up here.  
20 None of the communities south of Kankakee  
21 are signed up with any municipality. They are all  
22 open territories all the way down to Cairo. In some  
23 cases I heard people say that, but I've not really  
24 had that happen at this point in time.

Page 72

1 MR. CAPUANI: I attended a lot of safety  
2 meetings with elevator mechanics from different  
3 companies, and they were saying they were three,  
4 four months behind on pressure tests.  
5 MS. HEGER: They were?  
6 MR. CAPUANI: At that time, yes.  
7 MS. HEGER: Not us.  
8 MR. CAPUANI: I don't know what inspection  
9 company they had.  
10 MS. HEGER: I mean, we've got proof, much  
11 proof.  
12 CHAIRMAN CHRISTENSEN: One second. Go ahead,  
13 Dick.  
14 MR. GREGORY: The fact that that they are not  
15 required to use you to witness the test does not  
16 mean that the elevator company cannot make the  
17 decision to use you to witness the test.  
18 I mean, I'm thinking of a company I talked  
19 to a few days ago, who is going to be making a  
20 pressure test on four hydros that there is some  
21 concerns about, and I said, "Who in your company is  
22 QEI?" I actually knew the answer.  
23 He said, "We hired an inspector to do  
24 that." I think they hired your company, in fact. I

Page 73

1 said, "Why do you do that?" He says, "Oh, well,  
2 that is the way we do it."  
3 So, as a company decision, they made that  
4 decision, not that you have their company guy  
5 witness it, they made the decision, and I'm sure  
6 it's your company, to have you guys witness it, and  
7 that's just the way they do business. That's okay.  
8 You know, they've got two ways of doing  
9 it. This business of who is going to witness a  
10 test, we have a state-wide rule now; and within  
11 that, and I know Frank will agree with me that we  
12 said if we think there's enough inspectors in the  
13 entire state, we can revisit this whole deal.  
14 I mean, we could revisit it, and we just  
15 see how it works out. We also stated when we passed  
16 this rule that if we think there is any, let's say,  
17 hanky-panky going on, we'll revisit it in a heart  
18 beat.  
19 CHAIRMAN CHRISTENSEN: Immediately.  
20 MR. GREGORY: Yes, it will be very sickening  
21 for somebody.  
22 MS. HEGER: We just had, as I sai, many of the  
23 business owners who have called us and said, "A  
24 service company has told us, you know, you are two

Page 74

1 months behind," this and that. Again, this is not  
2 for our company, that is not the case.  
3 Then again we go over and explain to them  
4 the situation with pricing so forth and so on, they  
5 decide they go with us, and then everyone gets mad  
6 and so forth and on.  
7 Again, these pressure tests, some of them  
8 should have been done a year ago. You know, we all  
9 those that. Now I'm just speaking for Elevator  
10 Inspection Service, we are not one that is behind.  
11 MR. GREGORY: Okay, thank you.  
12 MS. HEGER: I just want to say thank you. And  
13 on another note, on the May 1st conveyance report  
14 that went out on page 2, and I can pass this around,  
15 it says that "Proposals should be reviewed by a  
16 licensed elevator inspector to verify that the work  
17 and upgrades proposed are actually necessary."  
18 Is that not consulting? I can give this  
19 to whomever wants to see this.  
20 MR. CAPUANI: It is not really consulting. It  
21 is that we found some elevator companies that were  
22 giving false -- they were saying that they needed  
23 door restrictors.  
24 What we're saying is when your inspector

Page 75

1 comes out there, you can verify with your inspector  
2 if you really need it, if it is there or not. That  
3 is basically it. You are not going to go out there  
4 and recommend it, "Well, you know, you should have  
5 this, this, this." You are just going to verify  
6 that it was there.  
7 CHAIRMAN CHRISTENSEN: We had a company, if I  
8 recall right, we had a company that said you needed  
9 all this work done, and they already had the work  
10 done.  
11 MS. HEGER: Okay. I just want to make sure.  
12 It said you get several proposals. We had several  
13 proposals mailed into our office and so forth.  
14 Okay, thank you very much.  
15 CHAIRMAN CHRISTENSEN: Thank you. Tom Gray,  
16 Elevator Inspection Services, G-r-a-y.  
17 MR. GRAY: Thank you and good morning. I'm  
18 expanding on Jody's remarks with regard to  
19 communities that have contracts with elevator  
20 inspection companies.  
21 It's my understanding that then the  
22 community is the AHJ, as an extension of the Fire  
23 Marshal's Office; and they, in turn, extend that  
24 authority to the inspection company, who goes out

Page 76

1 and functions representing the community.  
2 The issue becomes a concern, because the  
3 contractor agreement is for us to do all the  
4 inspections in the community; and, indeed, do the  
5 witnessing, because we have been chosen by the  
6 particular municipalities to function that way.  
7 Some of the remarks Jody made reference  
8 calls that have been placed by service companies,  
9 claiming that we were not available, and indeed we  
10 were available for the times that they had requested  
11 us to be there, and have gone aside from that and  
12 chosen to use their own QEI fellow employee within  
13 the community that we have a contract.  
14 It's a complaint that I'm lodging here and  
15 asking for a clarification in that regard. Is it  
16 not correct that if we're contracted with a  
17 municipality, we are the extension of the authority  
18 to be the only witness in that town?  
19 MR. CAPUANI: Correct me if I'm wrong, when  
20 they sign a municipality agreement, they agree to  
21 follow the state standards and the rules? This is a  
22 rule set by the Board?  
23 CHAIRMAN CHRISTENSEN: Or better.  
24 MR. CAPUANI: So, the Board set this state-wide

Page 77

1 rule, which the municipality must follow. Am I  
2 correct?  
3 MR. FENNELL: Yes, but I also think in the  
4 contract with an inspection company, that's a  
5 contract between two people. Whoever submits the  
6 inspection report to the municipality should be one  
7 that is -- okay, hold on.  
8 I'm not -- I can't get into specific  
9 contract language, because I haven't seen it. I  
10 would say, in most cases, if it's in an exclusive  
11 contract, then the municipality would not accept an  
12 inspection from somebody other than their inspection  
13 company, but that is between the municipality and  
14 the inspection company and the contractor.  
15 So, that would be -- my intent would be  
16 that would be more restrictive than what the Board  
17 is doing by restricting inspections to one company.  
18 That's between the municipality and the people who  
19 live in the municipality.  
20 MR. CAPUANI: Can we look into this and rule at  
21 the next meeting? Can we look into it?  
22 MR. FENNELL: Okay, yes, we can look into it.  
23 CHAIRMAN CHRISTENSEN: Does that help you?  
24 We're going to look into this.

Page 78

1 MR. GRAY: It does. Part of what I struggle  
2 with is we reached this point, because the Board has  
3 made a decision, and I understood earlier in  
4 conversation that the Board doesn't have the  
5 authority to redefine a regulation. A regulation  
6 was in place, and the Board has expanded that.  
7 MR. CAPUANI: No, I think what was meant is we  
8 cannot go against what is in the act.  
9 MR. FENNELL: What the Board did in making  
10 their decision about the witnessing was absolutely  
11 within their authority.  
12 MR. GRAY: Okay. Thank you. I didn't  
13 understand it to be that way, as I read it.  
14 MR. FENNELL: Okay.  
15 MR. GRAY: Thank you. That's all I needed.  
16 CHAIRMAN CHRISTENSEN: The last public comment,  
17 Patty Young, Y-o-u-n-g, and that's with, she doesn't  
18 have it on here, but that's Thompson Inspection.  
19 Nothing under the description of public comment.  
20 MS. YOUNG: The first topic that I want to  
21 bring back, because it is such a hot topic of the  
22 day, is the May 1st deadline.  
23 How I'm understanding it, and because  
24 we're kind of getting near the end of the meeting

Page 79

1 for public comment here, is that May 1st, the  
2 acceptance of having either -- having your E-mail  
3 confirmation, Bob, on the controller is considered  
4 acceptable?  
5 MR. CAPUANI: Correct.  
6 MS. YOUNG: I want to make sure everybody is  
7 clear on that. Now, if they have a copy of their  
8 invoice, with a copy of their check, would that be  
9 considered acceptable?  
10 MR. CAPUANI: No, we're not going to accept it.  
11 MS. YOUNG: The only thing that could be taped  
12 to the controller is the E-mail confirmation from  
13 Bob Capuani?  
14 MR. CAPUANI: Correct.  
15 MS. DEL GRECO: Or the tag.  
16 MR. CAPUANI: Or the tag, or on our website.  
17 MS. YOUNG: Now you are saying the website. So  
18 we now have a second nuance?  
19 MR. CAPUANI: It is not a nuance.  
20 MS. YOUNG: A second thing. The first thing  
21 it's got to be an E-mail confirmation. Now you are  
22 proposing or stating the second thing could be from  
23 the website, so they could go to the website and  
24 print out their address?

Page 80

1 MR. CAPUANI: You can confirm it with the  
2 website.  
3 MS. YOUNG: I'm not going to run around and do  
4 the confirmation. Can a building owner, if they  
5 were to call up and I advise them, or Jody advises  
6 from her company, "Oh, go ahead and print out from  
7 the website where it states your address and your  
8 conveyance number"?.  
9 MR. CAPUANI: I would accept that. I would  
10 accept that.  
11 MS. YOUNG: I want to make sure.  
12 MR. CAPUANI: Yes, I would accept that.  
13 MS. YOUNG: Okay. So everybody in the industry  
14 knows what we're looking for.  
15 MR. CAPUANI: Yes, we would accept that,  
16 because it is registered, so I would accept that,  
17 yes.  
18 MS. YOUNG: Okay. So those are the only two  
19 pieces of paper you will accept? So, no  
20 application, no invoice, nothing?  
21 MR. CAPUANI: No.  
22 MS. YOUNG: All right. So, the May 1st date  
23 really is only addressing, for our really 11th-hour  
24 people, is posting a piece of paper.

Page 81

1 So I bring back to you the letter that you  
2 send out with the tags, and I'm going to read again  
3 the paragraph, "Enclosed you will find an  
4 identification plate which must be permanently  
5 attached to the upper right-hand corner of the  
6 control panel located in the machine room for the  
7 life of the equipment. You will need to contact a  
8 licensed elevator mechanic, if you need assistance  
9 with insuring the identification plate is properly  
10 attached."  
11 So, what I bring to the Board here is May  
12 1st, you are good to go with either this piece of  
13 paper, or that piece of paper, or you are lucky  
14 enough you already got your tag up there. So, are  
15 we going to have a new date for when everybody has  
16 got to have their red tags posted?  
17 MR. CAPUANI: No. The date is May 1st for  
18 registering, period. When they receive their tag --  
19 MS. YOUNG: I go back to the letter, "Which  
20 must be permanently attached to the upper right-hand  
21 corner." That is the final step, and I asked you  
22 this at the February meeting, and you said that you  
23 would get back to me. I'm back.  
24 MR. CAPUANI: Repeat that question again? I'm

Page 82

1 sorry, can you just repeat what you just said? I  
2 was thinking of something else.  
3 MS. YOUNG: I asked the question at the  
4 February meeting about the red tags, because May 1st  
5 we're still going to be talking about paper. The  
6 question is: When are we going to have the date for  
7 the red tags to be permanently affixed?  
8 The Fire Marshal's letter says it has to  
9 be permanently affixed. That is the final step.  
10 MR. CAPUANI: There is no final date on that.  
11 I can't give you a final date.  
12 MS. YOUNG: There's no final date? So again,  
13 I'm looking for the industry --  
14 MR. CAPUANI: When they receive it, their tag,  
15 they must affix it to the controller.  
16 MS. YOUNG: So, now, the position, as an  
17 inspection company, is no pieces of paper, and no  
18 red tags, it's blank, because the statute, the act,  
19 requires that it be registered, it fails  
20 immediately, due to the state law requirement, and  
21 will continue to fail?  
22 MR. CAPUANI: You shouldn't even be going out  
23 there.  
24 MS. YOUNG: How am I going to verify if the tag

Page 83

1 is there or not?  
2 MR. CAPUANI: It is not if the tag is there.  
3 You are going to verify if the process is complete.  
4 If the process is complete, it's on the website.  
5 MS. YOUNG: There is still a lag time between  
6 the website getting posted. Elaine mentioned that  
7 it will be put in there, but there is still a  
8 timeline.  
9 MR. CAPUANI: Then they will have my letter on  
10 their controller.  
11 MS. YOUNG: We're going to have to take the  
12 position we have to fail the inspection.  
13 MR. CAPUANI: So, you're going to go out there  
14 any way, even though --  
15 MS. YOUNG: I have to. I have a contractual  
16 agreement with my local programs to do my job.  
17 MR. GREGORY: Bob, she's going to go there, and  
18 she's going to see there's no paper would and no  
19 tag. That doesn't mean -- I think she fits -- what  
20 she's saying fits right in with what you want to do.  
21 It is not an issue here.  
22 MR. CAPUANI: Okay.  
23 MR. GREGORY: I mean, going there is how she's  
24 going to totally find out. How is she going to

Page 84

1 totally find out?  
2 MR. CAPUANI: Check the website.  
3 MR. GREGORY: No, but that is not going to show  
4 the paper on the controller.  
5 MR. CAPUANI: True.  
6 MR. GREGORY: You go there, you see a red tag,  
7 you got no problem. You see the paper there, you  
8 got no problem. You see nothing, you got a problem.  
9 MR. CAPUANI: You fail.  
10 MS. YOUNG: You are continuing to penalize the  
11 people in the industry who are trying to do the  
12 work.  
13 MR. CAPUANI: We're not penalizing the people  
14 in the industry.  
15 MS. YOUNG: Not penalizing in a financial  
16 aspect, but by dragging it down, in order for us to  
17 all do our jobs.  
18 The building owners, like you've been  
19 saying, have had three years to get registered. So,  
20 failing them and saying it's going to be turned over  
21 to the building department, or turned over to OSFM  
22 for further follow-up, is going to be the kick in  
23 the pants for them.  
24 MR. CAPUANI: Correct.

Page 85

1 MR. FENNEL: Absolutely.  
2 MR. CAPUANI: I agree. I'm sorry, I agree.  
3 MS. YOUNG: So, that's the stance, May 1st, no  
4 papers, no tags, it fails?  
5 MR. CAPUANI: Yes, no inspection.  
6 MS. YOUNG: It either goes to the local  
7 administrator, or it will be to OSFM?  
8 MR. CAPUANI: It is going to go to OSFM. You  
9 can notify the local administrator, but we need to  
10 be notified also.  
11 MR. FENNEL: She would give it to the local.  
12 MR. CAPUANI: That they are not registered.  
13 MR. FENNEL: The local administrator that has  
14 an agreement with us, that she has a contract with,  
15 her inspection report would go to them to say, "This  
16 is not registered," and the action is taken by the  
17 local government under the agreement.  
18 MR. CAPUANI: And us.  
19 MS. DEL GRECO: Us if there's no agreement.  
20 MS. YOUNG: You are catching them because they  
21 are not sending in a passing certificate, so you  
22 send out these inspection due notices that say, "If  
23 you don't have it, you are not going to get a  
24 certificate."

Page 86

1 So, somehow in your world, you are being  
2 queued in the system to send Chet, or Jim, or Rich,  
3 or yourself out to the building, to shut them down  
4 right then and there, and start giving them fines.  
5 Is that the process that is occurring?  
6 MR. CAPUANI: It's possible.  
7 MS. YOUNG: Obviously things from '08, if I got  
8 inspected in January of '08, and I haven't had  
9 anything from January '09, how many have been shut  
10 down since January '09, because they haven't had  
11 their inspection for a year? What is the report  
12 progress on that?  
13 MR. CAPUANI: We haven't shut any down.  
14 MS. YOUNG: So, none have been shut down, even  
15 though the building owners get the threatening  
16 letter that they will be shut down?  
17 MR. CAPUANI: If the building owner gets the  
18 letter, they get it 120 days in advance; and then we  
19 get a letter, or we get a notification stating that  
20 it's overdue, then we will proceed. We can shut it  
21 down.  
22 MS. YOUNG: "Can" is a pretty loose word. You  
23 are right now stating that the Fire Marshal has not  
24 shut any down, so is it because you are four months

Page 87

1 behind?  
2 MR. CAPUANI: Not because of permit or  
3 certificates, no.  
4 MS. YOUNG: Okay. So, then, I guess what I  
5 would be concerned is Mr. McGinnis mentioned if he  
6 had to get something on a date, you obviously aren't  
7 shutting anything down since January, how would you  
8 be able to address a building official where there  
9 was something going on, and he wants somebody out  
10 there ASAP?  
11 MR. GREGORY: Excuse me.  
12 CHAIRMAN CHRISTENSEN: Go ahead, Dick.  
13 MR. GREGORY: It seems if you have an  
14 agreement, and most of your work, I'm going to say  
15 where you have an agreement, you report it to the --  
16 MS. YOUNG: But I'm not talking about an  
17 agreement, now, Dick. I'm talking about for the  
18 open territories.  
19 MR. GREGORY: Okay. So then, therefore, the  
20 fact that we, as a staff at OSFM, have been working  
21 with building owners all this length of time, and  
22 trying to get things registered to keep things  
23 moving away in a nice manner, I think that's nice,  
24 but we finally come to the end of niceness.

Page 88

1 MS. YOUNG: We're done talking about that.  
2 We've already figured that out.  
3 What I'm talking about right now is that  
4 the process so if one of my open territory clients  
5 calls me up and says, "I'm not getting this. They  
6 shut me down," I kind of want to know what the  
7 inside of the procedure is from the Fire Marshal.  
8 If it's already been over a year, the  
9 January '09 people should have had their pass  
10 inspection and received their certificates, I would  
11 think by the end of February at a minimum; and I'm  
12 already here at April 23rd, shouldn't there have  
13 been shutdowns? Shouldn't there have been fines?  
14 MR. GREGORY: I actually didn't realize that's  
15 what you were saying.  
16 MS. YOUNG: You know how many of those letters  
17 I'm getting. I bet you Jody has gotten a ton of  
18 them, and there hasn't been any action by OSFM to  
19 get on those open territories.  
20 MR. CAPUANI: Okay.  
21 MS. YOUNG: So, what's the action plan?  
22 MR. GREGORY: And this is registered  
23 conveyances that are not getting inspections; is  
24 that what you are talking about?

1 MS. YOUNG: Whether they are registered or not  
2 registered, they haven't had their inspection. They  
3 went past a year.  
4 CHAIRMAN CHRISTENSEN: I would say they will  
5 have an answer for you in the next meeting.  
6 MS. YOUNG: And I expect one.  
7 MR. GREGORY: I would suggest, Patty, you  
8 notice I'm the guy on the Board with the big mouth.  
9 You make a proposal of what should be done.  
10 I made a proposal when we argued about  
11 this. It's going to be taken under advisement  
12 regarding vertical reciprocating conveyors versus  
13 material lifts. That's fine. It's brought up. It  
14 will take its course.  
15 So, come up with a proposal what you think  
16 ought to be done. I think we'll give it a fine  
17 hearing.  
18 MS. YOUNG: I'm glad you brought up about the  
19 B20, A17, I want to go back to that. The issue of  
20 the action plan, I'll follow up with you in  
21 Springfield on that.  
22 B20.1, A17.1, as I remember earlier in the  
23 meeting, Mr. Fennell had said, let's see, that there  
24 needed to be some sort of subdefinition that would

1 MS. YOUNG: I understand that.  
2 CHAIRMAN CHRISTENSEN: That is what John didn't  
3 know, so that is why he's going to look into it.  
4 MS. YOUNG: What I want to go back to is the  
5 registration tag, because many of these conveyors  
6 were put in under the B20.1, and their blueprints of  
7 plan review submittals, and that's what they were  
8 inspected under code are indicating that, even  
9 though they may be defined as material lift, but  
10 they were -- the code that they were installed was  
11 B20.1.  
12 So, therefore, because B20.1 is exempted  
13 from the Fire Marshal, therefore, I am recognizing  
14 they at this point in time, until we get a decision,  
15 would not require registration. And Mr. Capuani  
16 said, "No, they do need registration," when he was  
17 referring to Mr. Budmats E-mail requiring the  
18 registration. So, we're getting a conflicting  
19 report here.  
20 MR. CAPUANI: What I said, and I think he said,  
21 that if they were covered under A17.1, they would  
22 have to be registered at this time.  
23 MR. FENNELL: Correct.  
24 MS. YOUNG: Okay. So, only if the blueprint

1 need to happen, and the statute would have to be  
2 changed. That it's not -- the Safety Board can't  
3 make a motion on it.  
4 And also he had said there would be no  
5 regulation number or inspection by OSFM at this  
6 point, because he needed to do more investigation on  
7 it and did not want to comment.  
8 Did I paraphrase that pretty correctly?  
9 MR. FENNELL: No, you did not.  
10 MS. YOUNG: Could we go back?  
11 CHAIRMAN CHRISTENSEN: No, we not going to go  
12 back to the minutes.  
13 MR. FENNELL: My answer was if it is -- first  
14 of all, we're going to look into the differences  
15 between the equipment, the similarities between the  
16 equipment, does one qualify as being exempt or not;  
17 but in the meantime, anything that is regulated by  
18 B20 is exempt under the act. Anything that is  
19 regulated by A17 is not exempt under the act.  
20 CHAIRMAN CHRISTENSEN: When it originally came  
21 up, John thought that it was just the conveyance.  
22 He just thought it was a conveyance that was just  
23 running material up; but then after Dick got done  
24 talking, he understood it was more like an elevator.

1 had said the code was A17.1, yes, registration. If  
2 the blueprint said B20.1, no registration until  
3 further notice?  
4 MR. CAPUANI: Correct.  
5 MR. FENNELL: I would say yes.  
6 MS. YOUNG: That is what I want confirmation  
7 on. That's going to be important for those building  
8 owners to go back and look at their prints.  
9 The last item is I want to make a note on  
10 the record, and this is also an extension of Jody's  
11 comment about witnessing pressure tests. The only  
12 time that Thompson Elevator has been asked of the  
13 Fire Marshal to give any feedback or insight on  
14 witnessing pressure test scheduling was when Chet  
15 had called me, it was probably the end of the  
16 calendar year 2007, and had asked to have something  
17 put into writing to him about kind of what the  
18 scheduling and where things were at.  
19 So, this letter is with Chet. It is dated  
20 February 4th, 2008; and at that time, you know, it  
21 was still brand new. Everybody was still kind of  
22 getting used to things, and we did not experience  
23 major scheduling problems, and nor have we since.  
24 We had them working very well with all the

Page 93

1 companies, and we have actually just recently seen a  
2 spike in cancellations. And we have been recording  
3 why are they getting cancelled, and the response  
4 we're hearing is that they don't have enough  
5 mechanics or their work force to be able to be at  
6 the job site.  
7 MR. CAPUANI: Did you or did you not stand up  
8 at a board meeting, when I asked a question if the  
9 inspection companies were behind, you stood up at  
10 the Board meeting at the JRT Center and said, "Yes,  
11 we are behind"?  
12 MS. YOUNG: I did not say we are behind.  
13 MR. CAPUANI: Yes, you did.  
14 MS. YOUNG: I said we were managing the work as  
15 it comes in first come first service.  
16 MR. CAPUANI: No, you said you were behind.  
17 CHAIRMAN CHRISTENSEN: You said you were  
18 behind.  
19 MS. YOUNG: I'll refer back to those meeting  
20 minutes.  
21 MR. CAPUANI: Okay.  
22 MS. YOUNG: Thank you. That's all I have.  
23 CHAIRMAN CHRISTENSEN: That's it for public  
24 comment. Is there anything else by the Board?

Page 94

1 All I've got to say is you know there is  
2 always a problem with change. Everybody always has  
3 a problem with change. This is a change, and I see,  
4 Patty, you brought up, you know, what's being done.  
5 We're going to have an answer four at the  
6 next meeting about what action should be taken.  
7 MS. YOUNG: Great.  
8 CHAIRMAN CHRISTENSEN: But I do believe since  
9 this law has taken effect, that more has been done  
10 before the law.  
11 MS. YOUNG: I'm not disagreeing with that.  
12 Thank you, Frank.  
13 CHAIRMAN CHRISTENSEN: You are welcome. Is  
14 there a movement for the meeting to be adjourned?  
15 MR. GREGORY: So moved.  
16 CHAIRMAN CHRISTENSEN: Is there a second?  
17 MR. GANIERE: Second.  
18 CHAIRMAN CHRISTENSEN: All those in favor, say  
19 "aye"?  
20 (A chorus of ayes.)  
21 CHAIRMAN CHRISTENSEN: All those against?  
22 (No response.)  
23 CHAIRMAN CHRISTENSEN: We're going to move on  
24 to the variances and appeals. The first one I have

Page 95

1 here is for Kone. Correct?  
2 You want to take a five-minute break?  
3 MR. CAPUANI: Yes.  
4 CHAIRMAN CHRISTENSEN: Let's take a five-minute  
5 break, and then we'll move onto variances.  
6 (Recess taken.)  
7 CHAIRMAN CHRISTENSEN: Variances and appeals.  
8 I'm going to call Kone. Is anybody from Kone here?  
9 We'll move onto the next variance, and see if Kone  
10 is outside or something.  
11 Peoria, Ecospace. The next variance who  
12 applied for the variance is Weese Langley, Weese  
13 Architects for Northwestern University, 9 West  
14 Hubbard, Chicago, Illinois, Harris Hall.  
15 MR. DONNELLY: My name is Joe Donnelly,  
16 D-o-n-n-e-l-l-y. I'm the elevator consultant for  
17 the project.  
18 The project is a historic building in  
19 Evanston, Harris Hall at Northwestern University.  
20 It sits right by the lake. It was built in 1914.  
21 It is a historic building.  
22 We're doing renovation there. Part of the  
23 renovation is to provide elevator accessibility for  
24 the students who are taking classes up on the second

Page 96

1 and third floors. Variances situation is that we  
2 have footings in the way, so we can only dig a  
3 four-foot pit.  
4 What we're requesting is the use of a  
5 retractable apron, to allow us to meet the four-foot  
6 requirement for traction elevators, but yet still  
7 not hit anything in the pit while we're going down.  
8 We have footings in the way, so we won't  
9 be able to make the pit any deeper than four feet.  
10 We're very close to the lake. Trying to put a  
11 hydraulic cylinder down at that depth that close to  
12 the lake could be very problematic.  
13 So, traction elevators are the best option  
14 for us to do that. Any questions, as far as the  
15 process goes?  
16 CHAIRMAN CHRISTENSEN: Dick?  
17 MR. GREGORY: You are wanting a collapsible, or  
18 toe guard?  
19 MR. DONNELLY: Retractable. It is the one that  
20 slides up and down in the area. As an existing  
21 condition, that's why we're not able to meet the  
22 construction requirement.  
23 CHAIRMAN CHRISTENSEN: Any board member --  
24 first, is there a motion to accept the variance?

1 MR. GREGORY: So moved.  
2 MR. MASON: Second.  
3 CHAIRMAN CHRISTENSEN: It's been seconded and  
4 made. Any questions on the variance?  
5 (No response.)  
6 CHAIRMAN CHRISTENSEN: None being, all those in  
7 favor, say "aye"?  
8 (A chorus of ayes.)  
9 CHAIRMAN CHRISTENSEN: All those against?  
10 (No response.)  
11 CHAIRMAN CHRISTENSEN: Ayes have it. Again I  
12 am calling out Kone Elevator. This is for 6106 West  
13 Plank Road, Peoria, Illinois. Just in case, we  
14 probably should see if they are in the hallway.  
15 MR. GILLES: Right here it says they want to  
16 present it at the May 14th meeting.  
17 MS. DEL GRECO: Nobody out there.  
18 CHAIRMAN CHRISTENSEN: We found out they want  
19 to present it at the May 14th meeting. That is the  
20 end of our variances and appeals. The meeting is  
21 closed.  
22 (WHICH WERE ALL THE PROCEEDINGS HAD.)  
23  
24

1 STATE OF ILLINOIS )  
2 COUNTY OF C O O K ) SS:  
3  
4 PAMELA A. MARZULLO, C.S.R., being first duly sworn,  
5 says that she is a court reporter doing business in the city  
6 of Chicago; that she reported in shorthand the proceedings  
7 had at the Proceedings of said cause; that the foregoing is  
8 a true and correct transcript of her shorthand notes, so  
9 taken as aforesaid, and contains all the proceedings of said  
10 hearing.  
11  
12 PAMELA A. MARZULLO  
License No. 084-001624  
13  
14 SUBSCRIBED AND SWORN TO  
15 before me this day \_\_\_\_\_ 2009.  
16  
17 Notary Public  
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|--|--|---|---|
| <b>0</b>   | <b>2009 (2)</b><br>3:8;37:16   | <b>51 (2)</b><br>47:20,20   | <b>absolutely (4)</b><br>29:13;40:12;78:10;85:1   |
| <b>07 (1)</b><br>70:15<br><b>08 (2)</b><br>86:7,8<br><b>09 (4)</b><br>70:14;86:9,10;88:9   | <b>2010 (5)</b><br>17:19;18:1,15;23:5,15<br><b>20th (1)</b><br>36:2<br><b>21 (1)</b><br>25:23<br><b>214 (1)</b><br>44:18<br><b>227 (1)</b><br>44:16  | <b>6</b>  | <b>accept (10)</b><br>3:11;77:11;79:10;80:9,10,12,15,<br>16,19;96:24<br><b>acceptable (2)</b><br>79:4,9<br><b>acceptance (1)</b><br>79:2<br><b>accepted (2)</b><br>15:11,13<br><b>access (3)</b><br>26:13;27:7,9  |
| <b>1</b>   | <b>23rd (1)</b><br>88:12   | <b>6,000 (1)</b><br>55:8<br><b>6.21 (1)</b><br>25:11<br><b>60 (2)</b><br>55:5,8<br><b>6106 (1)</b><br>97:12   | <b>accessibility (3)</b><br>47:2,11;95:23<br><b>accidents (1)</b><br>51:11<br><b>According (1)</b><br>56:2<br><b>accurate (1)</b><br>66:9<br><b>across (2)</b><br>20:2;36:5<br><b>act (13)</b><br>26:3,3;27:12,14;30:21,24;<br>35:11;44:2,3;78:8;82:18;90:18,<br>19<br><b>action (8)</b><br>13:2;28:6;65:8;85:16;88:18,21;<br>89:20;94:6<br><b>active (1)</b><br>44:21<br><b>actually (10)</b><br>6:16;7:21;39:21;43:2;62:21;<br>71:10;72:22;74:17;88:14;93:1   |
| <b>1 (2)</b><br>5:4;21:23<br><b>1,633 (1)</b><br>4:5<br><b>10:00 (3)</b><br>18:16,23;19:13<br><b>102 (1)</b><br>43:19<br><b>11 (1)</b><br>21:23<br><b>11th-hour (1)</b><br>80:23<br><b>120 (1)</b><br>86:18<br><b>1234 (1)</b><br>12:12<br><b>12th (1)</b><br>3:8<br><b>1300 (1)</b><br>65:24<br><b>14,000 (1)</b><br>37:23<br><b>14th (2)</b><br>97:16,19<br><b>15,000 (1)</b><br>55:5<br><b>1500 (1)</b><br>56:6<br><b>157 (1)</b><br>4:4<br><b>15th (1)</b><br>8:20<br><b>161 (2)</b><br>4:6;65:23<br><b>1914 (1)</b><br>95:20<br><b>1993 (1)</b><br>39:11<br><b>1st (17)</b><br>8:4,5,8,9;34:22;55:20;63:21;<br>64:6;69:10;74:13;78:22;79:1;<br>80:22;81:12,17;82:4;85:3 | <b>24 (3)</b><br>7:1;13:2;57:21<br><b>25 (1)</b><br>4:5<br><b>25,000 (4)</b><br>8:15,19;37:23;53:19<br><b>250 (3)</b><br>4:12,15;9:22<br><b>26,853 (1)</b><br>4:4<br><b>28,000 (2)</b><br>56:4,7 | <b>7</b>  | <b>7.10 (1)</b><br>25:9<br><b>7.11 (1)</b><br>25:10<br><b>7.4 (1)</b><br>25:9<br><b>7.5 (1)</b><br>25:9<br><b>7.6 (1)</b><br>25:9<br><b>7.9 (1)</b><br>25:9<br><b>706 (1)</b><br>4:5<br><b>754 (1)</b><br>4:7<br><b>781 (1)</b><br>36:2   |
| <b>2</b>   | <b>3</b>   | <b>8</b>  | <b>8</b>  |
| <b>2 (1)</b><br>74:14<br><b>2007 (5)</b><br>10:15,18;37:15;57:11;92:16<br><b>2008 (2)</b><br>37:15;92:20   | <b>3 (1)</b><br>21:23<br><b>3:00 (2)</b><br>19:3,14<br><b>30 (4)</b><br>56:9,11;64:15;68:10<br><b>30-day (1)</b><br>55:17<br><b>30th (6)</b><br>8:16;31:17;34:22;62:13,14,16                     | <b>8:30 (3)</b><br>16:12;18:3;19:2<br><b>80s (2)</b><br>41:11,11  | <b>added (2)</b><br>62:19,20<br><b>additions (1)</b><br>3:16<br><b>address (6)</b><br>12:12;40:19;61:7;79:24;80:7;<br>87:8<br><b>addresses (1)</b><br>40:21<br><b>addressing (1)</b><br>80:23<br><b>adequate (3)</b><br>39:5,6;64:16<br><b>adjourned (1)</b><br>94:14<br><b>Administratively (2)</b><br>9:4,6<br><b>administrator (5)</b><br>9:21;43:17;85:7,9,13<br><b>administrator's (1)</b><br>7:8<br><b>admitted (1)</b><br>71:1<br><b>adopt (1)</b><br>25:19<br><b>advance (2)</b><br>13:5;86:18<br><b>advise (1)</b> |
| <b>2 (1)</b><br>74:14<br><b>2007 (5)</b><br>10:15,18;37:15;57:11;92:16<br><b>2008 (2)</b><br>37:15;92:20   | <b>4</b>   | <b>9</b>  | <b>9</b>  |
|  | <b>4 (1)</b><br>70:15<br><b>40 (3)</b><br>47:19;69:15,19<br><b>4-20 (1)</b><br>62:10<br><b>4-3 (1)</b><br>70:14<br><b>4th (1)</b><br>92:20   | <b>9 (1)</b><br>95:13<br><b>93 (1)</b><br>39:14<br><b>97 (1)</b><br>4:4<br><b>99 (1)</b><br>60:2  | <b>9</b>  |
|  | <b>5</b>   | <b>A</b>  | <b>A</b>  |
|  | <b>5 (3)</b><br>56:5,7,14<br><b>5:30 (1)</b><br>19:2<br><b>50 (4)</b><br>50:1,7,20;51:3<br><b>500 (3)</b><br>4:17;9:23;56:3  | <b>A17 (6)</b><br>60:20,24;61:8,9;89:19;90:19<br><b>A17.1 (7)</b><br>25:5,9;27:8;60:14;89:22;91:21;<br>92:1<br><b>able (7)</b><br>29:13;37:7,11;87:8;93:5;96:9,<br>21 | <b>A</b>  |

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|--|---|---|---|
| <p>80:5<br/> <b>advisement (1)</b><br/> 89:11<br/> <b>advises (1)</b><br/> 80:5<br/> <b>affect (1)</b><br/> 9:8<br/> <b>affix (1)</b><br/> 82:15<br/> <b>affixed (2)</b><br/> 82:7,9<br/> <b>Again (10)</b><br/> 19:16;23:23;62:11;74:1,3,7;<br/> 81:2,24;82:12;97:11<br/> <b>against (8)</b><br/> 3:21;24:8;48:23;50:10;55:18;<br/> 78:8;94:21;97:9<br/> <b>ages (2)</b><br/> 42:12,12<br/> <b>ago (5)</b><br/> 33:20;37:22;39:11;72:19;74:8<br/> <b>agree (8)</b><br/> 5:12;14:6;37:12;61:4;73:11;<br/> 76:20;85:2,2<br/> <b>agreement (15)</b><br/> 51:24;65:21;67:20,22;68:9,20;<br/> 76:3,20;83:16;85:14,17,19;<br/> 87:14,15,17<br/> <b>agreements (1)</b><br/> 4:7<br/> <b>ahead (5)</b><br/> 16:8;59:4;72:12;80:6;87:12<br/> <b>AHJ (2)</b><br/> 66:3;75:22<br/> <b>ahold (1)</b><br/> 57:20<br/> <b>Air (1)</b><br/> 33:19<br/> <b>Allegiance (2)</b><br/> 3:3,5<br/> <b>allow (5)</b><br/> 5:22;28:2;29:4;37:3;96:5<br/> <b>allowed (1)</b><br/> 57:17<br/> <b>almost (1)</b><br/> 59:21<br/> <b>alone (3)</b><br/> 45:18;51:4;66:1<br/> <b>alternative (1)</b><br/> 16:20<br/> <b>always (12)</b><br/> 10:7,11;14:9;19:24;42:7;44:24;<br/> 45:14;50:12;51:7,13;94:2,2<br/> <b>amount (2)</b><br/> 56:18;65:3<br/> <b>and/or (2)</b><br/> 55:19,19<br/> <b>animal (1)</b><br/> 71:19<br/> <b>annual (2)</b><br/> 71:5,9<br/> <b>answered (2)</b><br/> 41:3;42:22</p> | <p><b>anymore (1)</b><br/> 33:21<br/> <b>appeals (3)</b><br/> 94:24;95:7;97:20<br/> <b>appears (2)</b><br/> 31:9;36:8<br/> <b>application (6)</b><br/> 7:19;27:9;32:2;66:16,19;80:20<br/> <b>applications (1)</b><br/> 33:9<br/> <b>applied (1)</b><br/> 95:12<br/> <b>applies (2)</b><br/> 31:16;34:9<br/> <b>apply (2)</b><br/> 31:20;32:17<br/> <b>appointment (1)</b><br/> 31:10<br/> <b>appointments (2)</b><br/> 31:9;34:10<br/> <b>appreciate (3)</b><br/> 46:22;65:9,12<br/> <b>appreciated (1)</b><br/> 36:19<br/> <b>apprentices (1)</b><br/> 4:5<br/> <b>appropriate (1)</b><br/> 5:7<br/> <b>approval (3)</b><br/> 13:4,9,10<br/> <b>approve (1)</b><br/> 23:14<br/> <b>approved (1)</b><br/> 67:8<br/> <b>April (9)</b><br/> 8:16,19,20;34:22;36:2;62:13,14,<br/> 16;88:12<br/> <b>apron (1)</b><br/> 96:5<br/> <b>Aransas (1)</b><br/> 39:12<br/> <b>Architects (1)</b><br/> 95:13<br/> <b>area (6)</b><br/> 16:24;19:8;36:9;50:17;51:14;<br/> 96:20<br/> <b>areas (1)</b><br/> 38:4<br/> <b>argue (2)</b><br/> 52:14;54:21<br/> <b>argued (1)</b><br/> 89:10<br/> <b>argument (5)</b><br/> 52:14;53:8,11;54:10,10<br/> <b>around (10)</b><br/> 20:9;26:16;36:9;41:23;45:10,<br/> 11;50:14;59:12;74:14;80:3<br/> <b>arrange (1)</b><br/> 68:18<br/> <b>article (1)</b><br/> 40:9<br/> <b>articles (3)</b><br/> 35:18;59:23,24</p> | <p><b>ASAP (1)</b><br/> 87:10<br/> <b>aside (1)</b><br/> 76:11<br/> <b>aspect (1)</b><br/> 84:16<br/> <b>assigned (1)</b><br/> 42:17<br/> <b>assistance (1)</b><br/> 81:8<br/> <b>attached (4)</b><br/> 10:15;81:5,10,20<br/> <b>attended (1)</b><br/> 72:1<br/> <b>AUBIN (3)</b><br/> 66:14,18,23<br/> <b>audience (1)</b><br/> 51:8<br/> <b>August (4)</b><br/> 15:18;21:5,9;22:15<br/> <b>authority (7)</b><br/> 28:3;43:5;67:18;75:24;76:17;<br/> 78:5,11<br/> <b>auto (1)</b><br/> 59:5<br/> <b>automobile (2)</b><br/> 58:11,23<br/> <b>automobiles (1)</b><br/> 59:3<br/> <b>available (3)</b><br/> 18:13;76:9,10<br/> <b>averaging (1)</b><br/> 4:16<br/> <b>away (2)</b><br/> 18:17;87:23<br/> <b>aye (4)</b><br/> 3:19;24:6;94:19;97:7<br/> <b>ayes (7)</b><br/> 3:20,23;24:7,10;94:20;97:8,11</p> <p style="text-align: center;"><b>B</b></p> <p><b>B20 (6)</b><br/> 25:11;60:19;61:1,8;89:19;90:18<br/> <b>B20.1 (15)</b><br/> 25:6,11,21;26:3,4;27:2,10;30:8;<br/> 60:12,18;89:22;91:6,11,12;92:2<br/> <b>back (22)</b><br/> 21:11;26:19;29:15;33:11;34:15;<br/> 40:22;41:19;56:10;57:7;64:24;<br/> 70:14;78:21;81:1,19,23,23;<br/> 89:19;90:10,12;91:4;92:8;93:19<br/> <b>background (1)</b><br/> 25:3<br/> <b>backwards (1)</b><br/> 49:5<br/> <b>ball (1)</b><br/> 11:21<br/> <b>based (2)</b><br/> 7:9;28:7<br/> <b>basic (1)</b><br/> 28:20<br/> <b>basically (1)</b></p> | <p>75:3<br/> <b>beat (1)</b><br/> 73:18<br/> <b>becomes (2)</b><br/> 55:4;76:2<br/> <b>behind (19)</b><br/> 8:13;42:15;70:4,10,13,18,19,22;<br/> 71:1,13;72:4;74:1,10;87:1;93:9,<br/> 11,12,16,18<br/> <b>belabor (1)</b><br/> 34:23<br/> <b>belt (1)</b><br/> 25:24<br/> <b>bent (1)</b><br/> 11:22<br/> <b>best (4)</b><br/> 6:9;34:6;56:24;96:13<br/> <b>bet (1)</b><br/> 88:17<br/> <b>bets (2)</b><br/> 8:16,17<br/> <b>better (5)</b><br/> 30:5;38:24;39:19;51:16;76:23<br/> <b>big (1)</b><br/> 89:8<br/> <b>bigger (1)</b><br/> 54:8<br/> <b>Bilandic (4)</b><br/> 20:1;21:14,16;22:24<br/> <b>bill (1)</b><br/> 29:8<br/> <b>bit (1)</b><br/> 41:3<br/> <b>blah (3)</b><br/> 26:24,24,24<br/> <b>blank (1)</b><br/> 82:18<br/> <b>blows (1)</b><br/> 67:2<br/> <b>blueprint (2)</b><br/> 91:24;92:2<br/> <b>blueprints (1)</b><br/> 91:6<br/> <b>Board (42)</b><br/> 3:7;5:23;15:6;17:24;18:19,22;<br/> 24:21;25:1;28:6,16;29:15;30:6;<br/> 31:9,14,18,23;32:17;35:11;<br/> 38:10;50:21;53:18,24;54:3,3,4,<br/> 23;55:17;61:7;76:22,24;77:16;<br/> 78:2,4,6,9;81:11;89:8;90:2;93:8,<br/> 10,24;96:23<br/> <b>Boards (6)</b><br/> 32:8,10,13,21,23;33:1<br/> <b>boat (1)</b><br/> 42:1<br/> <b>Bob (12)</b><br/> 4:1;14:21;17:22;19:5;35:16;<br/> 39:3;45:7;50:12;60:11;79:3,13;<br/> 83:17<br/> <b>Bob's (1)</b><br/> 56:2<br/> <b>BOMA (8)</b><br/> 38:7,8,9,9,18;45:10,10,17</p> |
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| <p><b>book (3)</b><br/>16:8;30:8,8<br/><b>booked (6)</b><br/>16:5;17:16,19;18:2,2;23:19<br/><b>boring (1)</b><br/>51:8<br/><b>Boston (1)</b><br/>42:12<br/><b>both (1)</b><br/>61:11<br/><b>bother (1)</b><br/>59:5<br/><b>brand (1)</b><br/>92:21<br/><b>break (4)</b><br/>39:18;47:7;95:2,5<br/><b>breaks (1)</b><br/>36:7<br/><b>Bring (7)</b><br/>12:16;24:19;28:17;51:9;78:21;<br/>81:1,11<br/><b>Brookfield (1)</b><br/>50:15<br/><b>brothers (1)</b><br/>41:10<br/><b>brought (4)</b><br/>15:23;89:13,18;94:4<br/><b>bucket (1)</b><br/>25:23<br/><b>budget (1)</b><br/>40:4<br/><b>Budmats (10)</b><br/>55:14,15,15;57:16;58:1,20;59:1,<br/>11,16;91:17<br/><b>B-u-d-m-a-t-s (1)</b><br/>55:14<br/><b>building (47)</b><br/>7:15;9:10;11:11;12:12;13:12,<br/>21;14:3;20:1;21:15,16,17;22:24;<br/>30:19;31:4;35:2,13;36:13;38:12;<br/>43:15;46:3,19;48:6,23,24;52:17,<br/>22;53:6,7;55:21;57:1;63:22,23;<br/>65:19;67:6;68:17;71:13;80:4;<br/>84:18,21;86:3,15,17;87:8,21;<br/>92:7;95:18,21<br/><b>buildings (5)</b><br/>38:4,22;41:12;49:22;50:14<br/><b>built (1)</b><br/>95:20<br/><b>bunch (1)</b><br/>58:3<br/><b>business (10)</b><br/>3:24;7:4;24:16;30:15;31:6;<br/>34:13,15;73:7,9,23<br/><b>butting (1)</b><br/>50:1</p> | <p><b>California (2)</b><br/>42:3,8<br/><b>call (18)</b><br/>3:1;4:15;6:18;27:17,18,23;<br/>57:18;58:8,10,22;59:5;63:22;<br/>67:4;69:24;70:7,7;80:5;95:8<br/><b>called (2)</b><br/>73:23;92:15<br/><b>calling (4)</b><br/>6:7;27:7;56:11;97:12<br/><b>calls (5)</b><br/>69:6,15,20;76:8;88:5<br/><b>came (4)</b><br/>16:19;71:8,9;90:20<br/><b>can (72)</b><br/>4:15;5:19;6:6,23;7:20;8:10;<br/>9:11;11:15;12:10,11,14;13:7,24;<br/>14:15;17:18;20:18,21;22:9;27:6;<br/>28:24;29:11;30:9;33:2,5,24;<br/>34:2;36:21;37:4,9,13;40:1,7,10;<br/>41:2;42:24;43:11;44:1,5;45:4;<br/>46:8;47:17;49:13;52:6;53:15;<br/>55:23;57:7,8,20;58:4;59:17;<br/>60:17;61:7,17;62:6;63:15;68:3,<br/>6,21;73:13;74:14,18;75:1;77:20,<br/>21,22;80:1,4;82:1;85:9;86:20,<br/>22;96:2<br/><b>cancel (1)</b><br/>17:18<br/><b>cancellations (1)</b><br/>93:2<br/><b>cancelled (1)</b><br/>93:3<br/><b>CAPUANI (167)</b><br/>3:13;4:1,3,12,16,20;5:1,12;6:3,<br/>13,20;7:1,7,13;9:21,24;10:7,10,<br/>14;11:3,10,15,19,24;12:5,16,20;<br/>13:10,16,19;14:4,10,18,23;15:2,<br/>4,9;17:24;19:3,15;20:6,12;26:2,<br/>8;27:16;30:7;32:3;33:24;34:3;<br/>35:17,24;36:4,23;37:6,9,18,20;<br/>38:1,13,15;39:8,17;43:5;45:15,<br/>21,23;46:10,22;47:5,9,12,16;<br/>48:9,15,24;50:4;51:24;52:4,6,<br/>11;57:5,18,24;58:15,19;59:14;<br/>60:10,13,16;61:20;62:7,12,15,<br/>24;63:5,10,12,16,19;64:4,11,21;<br/>65:9;66:7,12,16;67:1,12,23;68:3,<br/>6,19;69:1,12,21;70:23;72:1,6,8;<br/>74:20;76:19,24;77:20;78:7;79:5,<br/>10,13,14,16,19;80:1,9,12,15,21;<br/>81:17,24;82:10,14,22;83:2,9,13,<br/>22;84:2,5,9,13,24;85:2,5,8,12,<br/>18;86:6,13,17;87:2;88:20;91:15,<br/>20;92:4;93:7,13,16,21;95:3<br/><b>car (3)</b><br/>58:10,23;59:4<br/><b>care (4)</b><br/>9:4;27:23;51:15;67:11<br/><b>caring (1)</b><br/>45:19<br/><b>carry (2)</b><br/>25:4;57:21</p> | <p><b>cars (1)</b><br/>59:3<br/><b>case (6)</b><br/>27:4;39:4,11;50:13;74:2;97:13<br/><b>cases (3)</b><br/>51:10;71:23;77:10<br/><b>catch (1)</b><br/>7:24<br/><b>catching (1)</b><br/>85:20<br/><b>caught (4)</b><br/>5:2;10:2;16:1;71:11<br/><b>caveat (1)</b><br/>8:15<br/><b>cell (1)</b><br/>57:19<br/><b>Center (19)</b><br/>16:8;17:7,11,13,15,19;18:16;<br/>19:17,21;20:1,4;21:12;22:24;<br/>23:1,2,5,16,19;93:10<br/><b>central (1)</b><br/>45:17<br/><b>certain (3)</b><br/>5:22;58:3;65:3<br/><b>certificate (2)</b><br/>85:21,24<br/><b>certificates (2)</b><br/>87:3;88:10<br/><b>certified (1)</b><br/>55:24<br/><b>CHAIRMAN (109)</b><br/>3:1,6,10,15,18,21,23;4:3,9;8:1;<br/>10:22;13:17;14:20,23,24;15:2,3,<br/>5,11,16,20;16:18;17:6,10,22;<br/>19:6;20:3,18,23;21:1,3,7,9;22:2,<br/>5;23:6,9,11;24:5,8,10,15,18;<br/>27:11;28:19,22;29:6,10,22;30:1,<br/>10,13,15;31:6;34:2,12;35:15;<br/>42:5,9,18,21;43:3;45:24;49:6;<br/>51:22;52:12;53:3,6,10,13,20,22;<br/>54:2,9,21;55:13;61:22;65:16;<br/>68:7;69:2;72:12;73:19;75:7,15;<br/>76:23;77:23;78:16;87:12;89:4;<br/>90:11,20;91:2;93:17,23;94:8,13,<br/>16,18,21,23;95:4,7;96:16,23;<br/>97:3,6,9,11,18<br/><b>chance (1)</b><br/>3:7<br/><b>change (19)</b><br/>15:17;16:4,16;18:7,8,14;19:7,7,<br/>7;23:24;24:3,3;27:13,15,20;<br/>70:2;94:2,3,3<br/><b>changed (4)</b><br/>15:15;29:8,8;90:2<br/><b>changes (5)</b><br/>15:7;42:5,6,19,22<br/><b>cheaper (1)</b><br/>20:11<br/><b>check (8)</b><br/>6:20,23;10:7;11:9;52:19;53:14;<br/>79:8;84:2<br/><b>checking (2)</b><br/>38:3,4</p> | <p><b>checks (1)</b><br/>56:9<br/><b>Chet (6)</b><br/>38:2;45:15,21;86:2;92:14,19<br/><b>Chicago (14)</b><br/>16:24;17:7;20:11,16;21:11,20;<br/>22:11,17,23;23:4;27:2;38:8;<br/>45:10;95:14<br/><b>chief (1)</b><br/>41:22<br/><b>choice (2)</b><br/>61:9,12<br/><b>chorus (4)</b><br/>3:20;24:7;94:20;97:8<br/><b>chosen (2)</b><br/>76:5,12<br/><b>CHRISTENSEN (105)</b><br/>3:1,6,10,15,18,21,23;4:9;8:1;<br/>10:22;13:17;14:20,24;15:3,5,11,<br/>16,20;16:18;17:6,10,22;19:6;<br/>20:3,18,23;21:1,3,7,9;22:2,5;<br/>23:6,9,11;24:5,8,10,15,18;27:11;<br/>28:19,22;29:6,10;30:1,10,13,15;<br/>31:6;34:2,12;35:15;42:5,9,18,<br/>21;43:3;45:24;49:6;51:22;<br/>52:12;53:3,6,10,13,20,22;54:2,9,<br/>21;55:13;61:22;65:16;68:7;<br/>69:2;72:12;73:19;75:7,15;76:23;<br/>77:23;78:16;87:12;89:4;90:11,<br/>20;91:2;93:17,23;94:8,13,16,18,<br/>21,23;95:4,7;96:16,23;97:3,6,9,<br/>11,18<br/><b>circle (1)</b><br/>41:23<br/><b>circumstances (3)</b><br/>7:9,14,17<br/><b>City (1)</b><br/>27:2<br/><b>claiming (1)</b><br/>76:9<br/><b>clarification (2)</b><br/>70:19;76:15<br/><b>Clark (1)</b><br/>41:9<br/><b>class (3)</b><br/>49:9,11,12<br/><b>classes (2)</b><br/>9:8;95:24<br/><b>classified (2)</b><br/>25:19;58:4<br/><b>clear (3)</b><br/>28:5;70:19;79:7<br/><b>clients (1)</b><br/>88:4<br/><b>close (5)</b><br/>4:14;44:19;49:21;96:10,11<br/><b>closed (1)</b><br/>97:21<br/><b>closely (1)</b><br/>32:7<br/><b>code (19)</b><br/>25:21;27:22,24;30:7,8;34:20,<br/>24;39:1;41:7,21,24;42:3,12,13;</p> |
| <p><b>C</b></p>  |   |   |   |
| <p><b>Cairo (1)</b><br/>71:22<br/><b>calendar (1)</b><br/>92:16</p>  |   |   |   |

|   |   |   |   |
|---|---|---|---|
| <p>58:7;66:2;91:8,10;92:1<br/><b>codes (2)</b><br/>25:8;58:11<br/><b>collapsible (1)</b><br/>96:17<br/><b>coming (2)</b><br/>13:13;44:23<br/><b>comment (8)</b><br/>34:17;59:17;78:16,19;79:1;<br/>90:7;92:11;93:24<br/><b>commercial (1)</b><br/>63:23<br/><b>Commissioner (2)</b><br/>46:3;65:19<br/><b>Commissions (4)</b><br/>32:9,11,22;33:1<br/><b>Committee (2)</b><br/>60:24;61:2<br/><b>common (2)</b><br/>13:11,13<br/><b>communities (3)</b><br/>71:19,20;75:19<br/><b>community (4)</b><br/>75:22;76:1,4,13<br/><b>companies (21)</b><br/>4:6;12:19;39:22;41:1;55:19;<br/>56:20;69:14,18;70:3,4,9;71:1,2,<br/>12,14;72:3;74:21;75:20;76:8;<br/>93:1,9<br/><b>company (33)</b><br/>9:7,11;11:1,5,9,11,13,20;12:3;<br/>39:18;55:16;62:1;68:9;71:2;<br/>72:9,16,18,21,24;73:3,4,6,24;<br/>74:2;75:7,8,24;77:4,13,14,17;<br/>80:6;82:17<br/><b>company's (1)</b><br/>11:6<br/><b>compare (1)</b><br/>52:7<br/><b>complaint (1)</b><br/>76:14<br/><b>complaints (1)</b><br/>70:11<br/><b>complete (4)</b><br/>63:2,6;83:3,4<br/><b>comply (1)</b><br/>5:23<br/><b>concern (7)</b><br/>5:3;14:17;43:4;45:2;55:6;66:2;<br/>76:2<br/><b>concerned (5)</b><br/>34:24;36:12;37:10;42:24;87:5<br/><b>concerning (1)</b><br/>31:8<br/><b>concerns (4)</b><br/>53:24;62:2;65:22;72:21<br/><b>condition (1)</b><br/>96:21<br/><b>confirm (1)</b><br/>80:1<br/><b>confirmation (6)</b><br/>64:24;79:3,12,21;80:4;92:6<br/><b>conflicting (1)</b></p> | <p>91:18<br/><b>consider (1)</b><br/>55:17<br/><b>considered (4)</b><br/>8:12;29:19;79:3,9<br/><b>considering (1)</b><br/>9:15<br/><b>constitute (1)</b><br/>13:14<br/><b>construction (1)</b><br/>96:22<br/><b>consultant (1)</b><br/>95:16<br/><b>consulting (2)</b><br/>74:18,20<br/><b>contact (12)</b><br/>5:18;11:12,12;64:13,22,23;<br/>65:10,12,13;67:23;69:23;81:7<br/><b>contacted (3)</b><br/>12:21;35:18;70:24<br/><b>contacting (1)</b><br/>35:13<br/><b>continue (3)</b><br/>37:3;57:1;82:21<br/><b>continuing (2)</b><br/>35:8;84:10<br/><b>contract (6)</b><br/>76:13;77:4,5,9,11;85:14<br/><b>contracted (2)</b><br/>70:21;76:16<br/><b>contractor (3)</b><br/>65:7;76:3;77:14<br/><b>contractors (2)</b><br/>4:4;35:20<br/><b>contracts (1)</b><br/>75:19<br/><b>contractual (2)</b><br/>57:2;83:15<br/><b>control (2)</b><br/>51:17;81:6<br/><b>controller (5)</b><br/>79:3,12;82:15;83:10;84:4<br/><b>convenient (1)</b><br/>12:18<br/><b>conversation (1)</b><br/>78:4<br/><b>Conveyance (25)</b><br/>4:4,10;8:11;12:23,23;27:21;<br/>31:2,3,4;46:7;48:2,6,13;52:8;<br/>55:20,22;57:15;60:19,21;62:1;<br/>65:5;74:13;80:8;90:21,22<br/><b>conveyances (3)</b><br/>56:4,21;88:23<br/><b>conveyer (1)</b><br/>29:17<br/><b>conveyors (14)</b><br/>25:6,12,22,22,24,24;26:1,1,2;<br/>28:17;29:19;58:5;89:12;91:5<br/><b>conveyor's (1)</b><br/>35:21<br/><b>Cook (2)</b><br/>36:6;40:2<br/><b>cooperation (1)</b></p> | <p>52:2<br/><b>copy (3)</b><br/>34:1;79:7,8<br/><b>corner (2)</b><br/>81:5,21<br/><b>correctly (2)</b><br/>66:24;90:8<br/><b>counsel (1)</b><br/>27:12<br/><b>counties (4)</b><br/>43:19,20,21,22<br/><b>counting (1)</b><br/>39:21<br/><b>County (3)</b><br/>36:6;40:2,2<br/><b>couple (5)</b><br/>8:14;62:4;64:11;66:5,21<br/><b>course (1)</b><br/>89:14<br/><b>covered (14)</b><br/>25:16;26:2,3;27:22,24;58:13,14,<br/>15;60:14,22;61:9,10;68:24;<br/>91:21<br/><b>covers (3)</b><br/>25:10,11,11<br/><b>crappy (1)</b><br/>21:17<br/><b>crazy (1)</b><br/>59:13<br/><b>create (1)</b><br/>50:2<br/><b>crowd (1)</b><br/>69:21<br/><b>current (1)</b><br/>4:23<br/><b>currently (1)</b><br/>56:15<br/><b>customer (3)</b><br/>58:3;63:21;70:12<br/><b>cut (1)</b><br/>67:6<br/><b>cut-off (1)</b><br/>34:22<br/><b>cylinder (2)</b><br/>67:2;96:11</p> | <p>7:5;8:5,8;13:19;18:5;50:21;<br/>57:21;69:15,20;78:22<br/><b>days (12)</b><br/>4:21,23;5:23;8:14;13:24;14:12;<br/>56:9,11;64:15;65:3;72:19;86:18<br/><b>DD214s (1)</b><br/>33:21<br/><b>deadline (1)</b><br/>78:22<br/><b>deal (1)</b><br/>73:13<br/><b>December (1)</b><br/>23:3<br/><b>decent (1)</b><br/>45:11<br/><b>decide (2)</b><br/>54:12;74:5<br/><b>decided (1)</b><br/>54:23<br/><b>decision (11)</b><br/>7:8;14:12;37:2;70:24;72:17;<br/>73:3,4,5;78:3,10;91:14<br/><b>deeper (1)</b><br/>96:9<br/><b>defined (1)</b><br/>91:9<br/><b>definitely (1)</b><br/>37:12<br/><b>DEL (61)</b><br/>4:21;6:5;15:13,18,21;16:7;<br/>17:14;18:4,7;19:19,24;20:14,21,<br/>24;21:2,5,8,12,16,23;22:1,8,11,<br/>14,21,23;23:2,4,8,10,13,16,18,<br/>22;24:2,11,21,24;31:11,15;32:4,<br/>6,8,12,18,21;33:2,7;35:22;40:22;<br/>48:1;49:10;62:9,14,17,23;63:8,<br/>11;79:15;85:19;97:17<br/><b>delivered (1)</b><br/>8:8<br/><b>delivery (1)</b><br/>26:23<br/><b>department (2)</b><br/>44:11;84:21<br/><b>depends (1)</b><br/>42:2<br/><b>Depot (1)</b><br/>29:2<br/><b>depth (1)</b><br/>96:11<br/><b>Des (4)</b><br/>20:21;22:14,15,16<br/><b>description (2)</b><br/>29:24;78:19<br/><b>desk (1)</b><br/>4:11<br/><b>determine (1)</b><br/>64:6<br/><b>device (9)</b><br/>25:16,19;27:10;58:6,9,12,20,21;<br/>59:1<br/><b>devices (4)</b><br/>25:4,7,13;59:12<br/><b>Dick (12)</b></p> |
|   |   | <b>D</b>  |   |
|   |   | <p><b>dangerous (1)</b><br/>67:14<br/><b>date (22)</b><br/>4:24;5:4,5;7:12,13,22;8:6;18:9,<br/>10,11,12;35:1;62:10,12;80:22;<br/>81:15,17;82:6,10,11,12;87:6<br/><b>dated (2)</b><br/>70:14;92:19<br/><b>dates (5)</b><br/>15:14;17:15;19:7;33:20;37:14<br/><b>Dave (1)</b><br/>46:2<br/><b>David (1)</b><br/>45:24<br/><b>day (10)</b></p>   |   |

|   |  |  |   |
|---|--|--|---|
| <p>24:18,22;29:6;30:13;49:6;<br/>55:13;68:7;72:13;87:12,17;<br/>90:23;96:16<br/><b>dies (1)</b><br/>27:4<br/><b>difference (1)</b><br/>17:5<br/><b>differences (2)</b><br/>25:13;90:14<br/><b>different (8)</b><br/>25:8,14,23;32:23;42:2;70:24;<br/>71:19;72:2<br/><b>difficult (2)</b><br/>5:24;41:17<br/><b>dig (1)</b><br/>96:2<br/><b>digital (1)</b><br/>5:21<br/><b>Director (1)</b><br/>4:1<br/><b>direction (1)</b><br/>19:12<br/><b>directly (1)</b><br/>48:19<br/><b>Director (1)</b><br/>34:20<br/><b>disadvantage (1)</b><br/>35:6<br/><b>disagree (2)</b><br/>5:12,14<br/><b>disagreeing (1)</b><br/>94:11<br/><b>disagreement (1)</b><br/>51:1<br/><b>disbelieve (1)</b><br/>12:17<br/><b>discover (1)</b><br/>49:15<br/><b>discussion (1)</b><br/>15:6<br/><b>display (1)</b><br/>64:14<br/><b>distance (1)</b><br/>16:23<br/><b>distinction (1)</b><br/>27:5<br/><b>districts (1)</b><br/>35:18<br/><b>Division (4)</b><br/>4:2;13:1,4;48:4<br/><b>dollar (1)</b><br/>40:4<br/><b>Don (4)</b><br/>34:18,19;38:16;45:23<br/><b>done (23)</b><br/>6:11;7:22;40:11;41:1,20;44:10,<br/>10;48:12;50:7;51:18;54:19,20;<br/>67:11;70:15;74:8;75:9,10;88:1;<br/>89:9,16;90:23;94:4,9<br/><b>DONNELLY (3)</b><br/>95:15,15;96:19<br/><b>D-o-n-n-e-l-l-y (1)</b><br/>95:16</p> | <p><b>door (1)</b><br/>74:23<br/><b>double-edged (1)</b><br/>71:15<br/><b>down (27)</b><br/>13:12;32:12;36:7;39:16,18;<br/>41:8;43:6,12,14,18;45:16;68:2;<br/>71:6,22;84:16;86:3,10,13,14,16,<br/>21,24;87:7;88:6;96:7,11,20<br/><b>downtown (2)</b><br/>17:9,15<br/><b>dragging (1)</b><br/>84:16<br/><b>drive (2)</b><br/>16:23;38:2<br/><b>drivers (1)</b><br/>26:23<br/><b>driving (2)</b><br/>19:9;53:7<br/><b>drop (2)</b><br/>5:5;36:5<br/><b>drop-dead (4)</b><br/>5:4;8:6;37:14;50:21<br/><b>drug (1)</b><br/>26:11<br/><b>due (2)</b><br/>82:20;85:22<br/><b>DuPage (1)</b><br/>40:2</p> | <p><b>else (5)</b><br/>18:21;34:9;68:23;82:2;93:24<br/><b>E-mail (16)</b><br/>11:14,15;24:12;31:8;32:5;<br/>33:11;57:7,13,16;58:2;64:20,24;<br/>79:2,12,21;91:17<br/><b>E-mailed (2)</b><br/>24:19;25:1<br/><b>emergency (12)</b><br/>5:17;13:15,16;47:5,9,12,16;<br/>63:24,24;64:3,6;67:1<br/><b>employed (1)</b><br/>54:11<br/><b>employee (1)</b><br/>76:12<br/><b>enactment (1)</b><br/>59:21<br/><b>Enclosed (1)</b><br/>81:3<br/><b>end (11)</b><br/>10:22;14:21,24;39:5;51:18;<br/>67:7;78:24;87:24;88:11;92:15;<br/>97:20<br/><b>ending (1)</b><br/>62:12<br/><b>enforce (1)</b><br/>51:21<br/><b>Enforcement (2)</b><br/>34:20;55:18<br/><b>enough (5)</b><br/>58:1;71:6;73:12;81:14;93:4<br/><b>entered (3)</b><br/>4:17,24;7:20<br/><b>entering (3)</b><br/>4:17;6:8;9:16<br/><b>entire (2)</b><br/>51:8;73:13<br/><b>entity (1)</b><br/>42:13<br/><b>entrapment (1)</b><br/>7:3<br/><b>equipment (10)</b><br/>26:5,11,13;27:3;30:1,2;63:17;<br/>81:7;90:15,16<br/><b>equipped (1)</b><br/>67:10<br/><b>especially (2)</b><br/>55:4;71:18<br/><b>essence (1)</b><br/>25:2<br/><b>essentially (1)</b><br/>25:7<br/><b>Estates (4)</b><br/>34:21;35:5;38:22;44:15<br/><b>Evanston (1)</b><br/>95:19<br/><b>even (11)</b><br/>7:23;37:16;40:21;54:7;55:12;<br/>69:10,22;82:22;83:14;86:14;<br/>91:8<br/><b>event (1)</b><br/>56:23<br/><b>eventually (1)</b></p> | <p>39:17<br/><b>everybody (12)</b><br/>6:7,13;9:14;34:9;45:3;59:4;<br/>60:1;79:6;80:13;81:15;92:21;<br/>94:2<br/><b>everyone (7)</b><br/>13:23;24:12;31:11;39:22;47:24;<br/>69:7;74:5<br/><b>everyone's (1)</b><br/>31:10<br/><b>evidently (1)</b><br/>16:6<br/><b>Exactly (3)</b><br/>35:24;46:16;61:16<br/><b>example (1)</b><br/>63:21<br/><b>except (3)</b><br/>12:8;18:4;63:6<br/><b>exclusive (1)</b><br/>77:10<br/><b>Excuse (2)</b><br/>48:7;87:11<br/><b>execute (1)</b><br/>65:21<br/><b>executed (1)</b><br/>67:21<br/><b>exempt (6)</b><br/>27:22,24;38:8;90:16,18,19<br/><b>exempted (1)</b><br/>91:12<br/><b>existing (1)</b><br/>96:20<br/><b>expanded (1)</b><br/>78:6<br/><b>expanding (1)</b><br/>75:18<br/><b>expect (1)</b><br/>89:6<br/><b>experience (1)</b><br/>92:22<br/><b>expire (1)</b><br/>31:20<br/><b>expired (1)</b><br/>32:6<br/><b>expires (1)</b><br/>31:10<br/><b>expiring (1)</b><br/>32:4<br/><b>explain (1)</b><br/>74:3<br/><b>extend (1)</b><br/>75:23<br/><b>extending (2)</b><br/>7:22,23<br/><b>Extension (7)</b><br/>5:11;7:9,12;13:22;75:22;76:17;<br/>92:10</p> |
| <b>E</b>  |  | <p><b>earlier (4)</b><br/>18:22;58:18;78:3;89:22<br/><b>easier (1)</b><br/>20:7<br/><b>echo (1)</b><br/>62:2<br/><b>Ecospace (1)</b><br/>95:11<br/><b>effect (1)</b><br/>94:9<br/><b>either (10)</b><br/>17:18;19:22;27:3;40:20;53:8;<br/>58:5,7;79:2;81:12;85:6<br/><b>Elaine (5)</b><br/>16:19;18:1;31:8;32:3;83:6<br/><b>Elevator (55)</b><br/>3:24;4:1;8:10;9:7,11;10:24;<br/>11:4,4,6,9,10,13,20;12:3,18;<br/>13:2,5,11;32:16,18;39:12,18;<br/>43:6,23;48:3;49:14;52:17;54:16,<br/>17;55:15;57:1;62:1;63:22;67:14,<br/>15;68:1,21,22;69:2,8;70:5,18;<br/>72:2,16;74:9,16,21;75:16,19;<br/>81:8;90:24;92:12;95:16,23;<br/>97:12<br/><b>elevators (27)</b><br/>5:13;7:21;29:20,21;35:8;37:11,<br/>16;38:23;40:14;42:8;43:1;44:1,<br/>14,15;52:19,23;53:16;54:14,15;<br/>55:1;56:6,14,16;66:4;67:9;96:6,<br/>13</p>  | <p style="text-align: center;"><b>F</b></p> <p><b>face (1)</b><br/>19:11<br/><b>fact (3)</b></p>  |

|  |  |  |  |
|--|--|--|--|
| <p>72:14,24;87:20<br/><b>factories (1)</b><br/>26:5<br/><b>factory (4)</b><br/>26:14,14,15;27:8<br/><b>fail (3)</b><br/>82:21;83:12;84:9<br/><b>failing (1)</b><br/>84:20<br/><b>fails (2)</b><br/>82:19;85:4<br/><b>fairly (2)</b><br/>36:8;45:11<br/><b>false (1)</b><br/>74:22<br/><b>fan (1)</b><br/>50:23<br/><b>far (4)</b><br/>4:14;8:13;65:24;96:14<br/><b>fault (1)</b><br/>42:16<br/><b>favor (4)</b><br/>3:19;24:6;94:18;97:7<br/><b>fax (1)</b><br/>37:9<br/><b>faxed (1)</b><br/>55:24<br/><b>February (7)</b><br/>23:17,18,21;81:22;82:4;88:11;<br/>92:20<br/><b>fee (1)</b><br/>57:11<br/><b>feedback (1)</b><br/>92:13<br/><b>feel (2)</b><br/>17:2;64:15<br/><b>feels (1)</b><br/>39:4<br/><b>feet (1)</b><br/>96:9<br/><b>fellow (1)</b><br/>76:12<br/><b>felony (1)</b><br/>49:10<br/><b>FENNELL (79)</b><br/>4:22;6:6,15;7:6,10;8:3,7;9:2,13;<br/>13:14;21:14;22:19;23:1;27:14,<br/>19;28:11,14,23;29:9,12,15,22;<br/>30:2,9,11,21,23;31:2,16,22;32:1,<br/>15,20,24;33:3,10,13,15;34:5,8;<br/>38:14;40:10,17,23;44:10,18,20;<br/>45:14;46:12,15,20;47:10,14,18,<br/>20,23;48:2,7,10;49:11;59:10;<br/>60:19;61:3,6,12,16,19;77:3,22;<br/>78:9,14;85:1,11,13;89:23;90:9,<br/>13;91:23;92:5<br/><b>few (6)</b><br/>36:14;46:15,15;53:3,13;72:19<br/><b>figured (1)</b><br/>88:2<br/><b>figures (1)</b><br/>56:2<br/><b>fill (7)</b></p> | <p>5:19;6:10;8:10;9:12;32:1;57:6;<br/>64:8<br/><b>filled (3)</b><br/>33:8;34:6;66:24<br/><b>filling (1)</b><br/>11:21<br/><b>final (6)</b><br/>62:15;81:21;82:9,10,11,12<br/><b>finally (2)</b><br/>41:21;87:24<br/><b>financial (1)</b><br/>84:15<br/><b>find (6)</b><br/>52:7;55:1,2;81:3;83:24;84:1<br/><b>finding (2)</b><br/>39:15;42:1<br/><b>fine (11)</b><br/>8:11;9:2,2;30:14;48:23,24;<br/>50:24;51:7,13;89:13,16<br/><b>fines (2)</b><br/>86:4;88:13<br/><b>Fire (19)</b><br/>4:2;5:8;35:13,18;40:6;42:16;<br/>44:9,11,11;53:15;55:22;59:22;<br/>65:7;75:22;82:8;86:23;88:7;<br/>91:13;92:13<br/><b>first (10)</b><br/>5:4;16:16;66:20;78:20;79:20;<br/>90:13;93:15,15;94:24;96:24<br/><b>fit (1)</b><br/>54:6<br/><b>fits (2)</b><br/>83:19,20<br/><b>five (2)</b><br/>31:12,13<br/><b>five-minute (2)</b><br/>95:2,4<br/><b>flaw (1)</b><br/>48:21<br/><b>flipping (1)</b><br/>66:11<br/><b>floor (1)</b><br/>64:2<br/><b>floors (1)</b><br/>96:1<br/><b>follow (5)</b><br/>12:14;13:20;76:21;77:1;89:20<br/><b>follow-up (1)</b><br/>84:22<br/><b>footings (2)</b><br/>96:2,8<br/><b>force (1)</b><br/>93:5<br/><b>forego (1)</b><br/>60:7<br/><b>forever (1)</b><br/>35:4<br/><b>forget (1)</b><br/>9:9<br/><b>form (22)</b><br/>5:16,16,19;6:10,12;8:10;9:12;<br/>11:1,14,16,17,21;12:11;55:22;<br/>56:13;57:6,7;64:8,14,19;66:23;</p> | <p>70:13<br/><b>formally (1)</b><br/>23:14<br/><b>forms (2)</b><br/>46:18;64:20<br/><b>forth (4)</b><br/>26:1;74:4,6;75:13<br/><b>found (3)</b><br/>16:13;74:21;97:18<br/><b>four (5)</b><br/>72:4,20;86:24;94:5;96:9<br/><b>four-foot (2)</b><br/>96:3,5<br/><b>four-member (1)</b><br/>31:18<br/><b>Frank (3)</b><br/>31:7;73:11;94:12<br/><b>frankly (1)</b><br/>27:1<br/><b>Friday (1)</b><br/>4:18<br/><b>full (4)</b><br/>6:4,7,15;57:3<br/><b>function (1)</b><br/>76:6<br/><b>functioning (1)</b><br/>47:8<br/><b>functions (1)</b><br/>76:1<br/><b>further (2)</b><br/>84:22;92:3</p> <p style="text-align: center;"><b>G</b></p> <p><b>gadget (3)</b><br/>27:17,20;29:5<br/><b>GANIERE (31)</b><br/>15:23;16:10,19;18:1,6,14;19:1,<br/>5,13,16;20:5,9,13,15;21:10,19,<br/>24;22:3;23:21;31:7,13,19,24;<br/>32:5,7,10,13;33:16,22;59:17;<br/>94:17<br/><b>general (3)</b><br/>26:7,12;27:6<br/><b>generally (2)</b><br/>66:20,21<br/><b>gets (8)</b><br/>6:11;8:18;14:9;31:3,16;45:1;<br/>74:5;86:17<br/><b>GILLES (4)</b><br/>3:14;17:8;23:24;97:15<br/><b>given (1)</b><br/>5:9<br/><b>giving (3)</b><br/>69:13;74:22;86:4<br/><b>glad (1)</b><br/>89:18<br/><b>glasses (1)</b><br/>26:16<br/><b>go-arounds (1)</b><br/>66:22<br/><b>goes (10)</b><br/>7:3;29:2;39:19;40:5,7;64:22;</p> | <p>66:24;75:24;85:6;96:15<br/><b>good (19)</b><br/>6:12;20:5;27:3;30:13;34:19;<br/>36:9,21;37:24;39:6;42:23;44:3,<br/>4;45:10;58:22;61:24;65:18;<br/>69:4;75:17;81:12<br/><b>goofy (1)</b><br/>41:18<br/><b>government (1)</b><br/>85:17<br/><b>governor's (2)</b><br/>33:4,4<br/><b>grant (2)</b><br/>7:8;13:21<br/><b>grass (1)</b><br/>39:16<br/><b>Gray (5)</b><br/>75:15,17;78:1,12,15<br/><b>G-r-a-y (1)</b><br/>75:16<br/><b>Great (1)</b><br/>94:7<br/><b>GRECO (61)</b><br/>4:21;6:5;15:13,18,21;16:7;<br/>17:14;18:4,7;19:19,24;20:14,21,<br/>24;21:2,5,8,12,16,23;22:1,8,11,<br/>14,21,23;23:2,4,8,10,13,16,18,<br/>22;24:2,11,21,24;31:11,15;32:4,<br/>6,8,12,18,21;33:2,7;35:22;40:22;<br/>48:1;49:10;62:9,14,17,23;63:8,<br/>11;79:15;85:19;97:17<br/><b>GREGORY (113)</b><br/>3:9;4:8,10,14,19;5:3;6:22;7:11,<br/>18;8:5,24;9:6,14,23;10:11,24;<br/>11:7,13,17,20;12:2,6,17;13:7;<br/>14:2,6,17;16:22;19:9,23;21:17;<br/>22:4,9,12,18,20,22;23:3,15,17;<br/>24:17,19,23;25:1;26:4,10;27:17;<br/>28:8,12;29:4,14,16,23;30:14,16,<br/>22;31:1;33:8,11,14,17;34:6;<br/>38:16;39:3,8,9;40:15,20;41:7;<br/>42:6,11,20;43:14,18;49:7,12,21;<br/>50:11;51:6;55:2;57:23;58:17,21;<br/>59:8;60:11,15,17,23;61:4,10,14,<br/>17;67:20;68:8,12,14,17;72:14;<br/>73:20;74:11;83:17,23;84:3,6;<br/>87:11,13,19;88:14,22;89:7;<br/>94:15;96:17;97:1<br/><b>grocery (2)</b><br/>26:11,18<br/><b>Guard (2)</b><br/>33:19;96:18<br/><b>guess (3)</b><br/>29:22;38:16;87:4<br/><b>guessing (1)</b><br/>39:17<br/><b>guy (5)</b><br/>12:6;29:2;50:16;73:4;89:8<br/><b>guys (12)</b><br/>17:1,4;47:3;50:2,8,17,18;51:18;<br/>56:11;67:11,15;73:6</p> |
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| <b>H</b> |  |  |  |
|----------|--|--|--|
|          | <p><b>hit (1)</b><br/>96:7</p> <p><b>hitting (1)</b><br/>50:23</p> <p><b>Hoffman (4)</b><br/>34:21;35:5;38:22;44:15</p> <p><b>hold (1)</b><br/>77:7</p> <p><b>Home (1)</b><br/>29:2</p> <p><b>honest (1)</b><br/>39:23</p> <p><b>honor (1)</b><br/>63:2</p> <p><b>hope (2)</b><br/>19:13;28:19</p> <p><b>hopefully (1)</b><br/>18:18</p> <p><b>hot (1)</b><br/>78:21</p> <p><b>hour (1)</b><br/>19:11</p> <p><b>hours (3)</b><br/>7:1;13:2;57:21</p> <p><b>house (1)</b><br/>19:2</p> <p><b>Hubbard (1)</b><br/>95:14</p> <p><b>huge (1)</b><br/>56:17</p> <p><b>Hurry (2)</b><br/>33:16,17</p> <p><b>hurt (1)</b><br/>31:3</p> <p><b>hydraulic (1)</b><br/>96:11</p> <p><b>hydros (1)</b><br/>72:20</p> | <p><b>imposition (1)</b><br/>13:3</p> <p><b>impossible (1)</b><br/>40:12</p> <p><b>include (4)</b><br/>16:23;17:1;23:24;24:2</p> <p><b>indeed (2)</b><br/>76:4,9</p> <p><b>Indiana (3)</b><br/>41:5,7,14</p> <p><b>Indianapolis (1)</b><br/>41:9</p> <p><b>indicating (1)</b><br/>91:8</p> <p><b>individual (3)</b><br/>58:7,11;71:16</p> <p><b>individuals (1)</b><br/>55:19</p> <p><b>industry (4)</b><br/>80:13;82:13;84:11,14</p> <p><b>inevitably (1)</b><br/>26:13</p> <p><b>information (2)</b><br/>25:3;40:24</p> <p><b>informed (1)</b><br/>71:10</p> <p><b>injured (1)</b><br/>12:22</p> <p><b>input (1)</b><br/>37:24</p> <p><b>inside (1)</b><br/>88:7</p> <p><b>insight (1)</b><br/>92:13</p> <p><b>inspect (2)</b><br/>7:21;28:15</p> <p><b>inspected (9)</b><br/>25:17;28:13;30:18;35:9;54:17;<br/>69:8,9;86:8;91:8</p> <p><b>inspecting (2)</b><br/>41:12;55:20</p> <p><b>inspection (35)</b><br/>4:6;28:16;43:2;48:12;68:9;69:3,<br/>24;70:4,6,17,18,24;71:2,12;72:8;<br/>74:10;75:16,20,24;77:4,6,12,12,<br/>14;78:18;82:17;83:12;85:5,15,<br/>22;86:11;88:10;89:2;90:5;93:9</p> <p><b>inspections (8)</b><br/>35:1;37:12;46:6;49:2;50:1;<br/>76:4;77:17;88:23</p> <p><b>inspector (9)</b><br/>41:22;45:8;49:14;55:23;70:7;<br/>72:23;74:16,24;75:1</p> <p><b>inspectors (16)</b><br/>4:5;9:9;35:20;39:22;40:24;<br/>41:13,15,16,18;48:22;54:18;<br/>56:20;57:22;71:6,6;73:12</p> <p><b>inspects (1)</b><br/>58:8</p> <p><b>installed (7)</b><br/>25:8;26:5,11;56:10;58:8;63:12;<br/>91:10</p> <p><b>institute (1)</b></p> | <p>50:6</p> <p><b>instructions (1)</b><br/>7:2</p> <p><b>insuring (1)</b><br/>81:9</p> <p><b>intent (1)</b><br/>77:15</p> <p><b>interact (1)</b><br/>26:24</p> <p><b>interest (1)</b><br/>44:13</p> <p><b>interested (1)</b><br/>31:22</p> <p><b>Interestingly (1)</b><br/>58:1</p> <p><b>into (17)</b><br/>28:4;29:1,13;30:19;47:2;54:13;<br/>59:8;60:12;75:13;77:8,20,21,22,<br/>24;90:14;91:3;92:17</p> <p><b>investigate (1)</b><br/>71:17</p> <p><b>investigation (1)</b><br/>90:6</p> <p><b>invoice (3)</b><br/>9:17;79:8;80:20</p> <p><b>invoices (3)</b><br/>4:18,22,23</p> <p><b>invoicing (1)</b><br/>10:3</p> <p><b>Iowa (1)</b><br/>41:21</p> <p><b>issue (11)</b><br/>19:9;27:1;38:21;49:8,14;51:12;<br/>60:18;71:9;76:2;83:21;89:19</p> <p><b>issued (2)</b><br/>48:1;62:19</p> <p><b>issues (3)</b><br/>47:2;54:8;63:18</p> <p><b>item (1)</b><br/>92:9</p> |
|          | <b>I</b>   |  |  |
|          | <p><b>idea (6)</b><br/>20:5;28:20;30:6;36:19,21;44:4</p> <p><b>identical (1)</b><br/>25:7</p> <p><b>identification (2)</b><br/>81:4,9</p> <p><b>ignoring (1)</b><br/>14:7</p> <p><b>Illinois (16)</b><br/>25:16;32:2;33:19;37:17;43:19,<br/>21;44:2,3,6;45:18;51:10;56:6;<br/>60:3;71:18;95:14;97:13</p> <p><b>immediate (1)</b><br/>13:3</p> <p><b>Immediately (2)</b><br/>73:19;82:20</p> <p><b>implementation (1)</b><br/>60:7</p> <p><b>implications (1)</b><br/>68:5</p> <p><b>important (2)</b><br/>65:2;92:7</p>  |  |  |
|          |  | <b>J</b>   |  |
|          |  |  | <p><b>Jandora (13)</b><br/>61:22,24,24;62:8,20;63:4,14,17,<br/>20;64:5,17;65:4,15</p> <p><b>J-a-n-d-o-r-a (1)</b><br/>61:23</p> <p><b>janitor (1)</b><br/>54:13</p> <p><b>January (11)</b><br/>15:24;16:14;21:21;22:11;23:4,<br/>15;86:8,9,10;87:7;88:9</p> <p><b>Janus (4)</b><br/>38:2;45:15,17;71:8</p> <p><b>J-CAR (1)</b><br/>65:22</p> <p><b>Jeffrey (1)</b><br/>55:15</p> <p><b>Jim (2)</b><br/>67:4;86:2</p> <p><b>job (3)</b><br/>51:16;83:16;93:6</p>  |

|   |   |   |  |
|---|---|---|--|
| <p><b>jobs (1)</b><br/>84:17<br/><b>Jody (5)</b><br/>69:2,4;76:7;80:5;88:17<br/><b>Jody's (2)</b><br/>75:18;92:10<br/><b>Joe (1)</b><br/>95:15<br/><b>John (3)</b><br/>8:1;90:21;91:2<br/><b>Join (1)</b><br/>69:21<br/><b>JRT (1)</b><br/>93:10<br/><b>July (3)</b><br/>19:20,23;22:14<br/><b>jump (1)</b><br/>50:13<br/><b>jumped (1)</b><br/>39:4<br/><b>June (6)</b><br/>15:18;21:5,9;22:13,14;31:17<br/><b>jurisdiction (5)</b><br/>28:15;43:16;49:18,23;67:19</p> | <p><b>lake (3)</b><br/>95:20;96:10,12<br/><b>Langley (1)</b><br/>95:12<br/><b>language (1)</b><br/>77:9<br/><b>last (9)</b><br/>6:14;10:17,19;18:10;56:17;<br/>60:6;62:10;78:16;92:9<br/><b>late (2)</b><br/>18:23;19:2<br/><b>later (3)</b><br/>18:6;19:10,10<br/><b>law (23)</b><br/>29:8;46:18;50:2,4,5;51:21,21,<br/>22,23;54:22;58:13,14,15;59:2,<br/>17,21,21;60:2,7;61:8;82:20;<br/>94:9,10<br/><b>laws (1)</b><br/>60:3<br/><b>leads (1)</b><br/>26:16<br/><b>leave (4)</b><br/>14:16;19:5;51:4;61:14</p>   | <p><b>listing (1)</b><br/>32:22<br/><b>literally (1)</b><br/>69:19<br/><b>little (7)</b><br/>33:11;38:20;41:3,18;50:14;<br/>55:7;71:18<br/><b>live (1)</b><br/>77:19<br/><b>load (1)</b><br/>71:7<br/><b>local (9)</b><br/>28:14;43:17;50:16;83:16;85:6,<br/>9,11,13,17<br/><b>located (1)</b><br/>81:6<br/><b>location (3)</b><br/>15:6;16:4,20<br/><b>locations (3)</b><br/>15:14,17;65:11<br/><b>lodging (1)</b><br/>76:14<br/><b>long (6)</b><br/>17:2,5;30:16;33:19;37:13;42:10<br/><b>longer (2)</b><br/>66:15;67:18<br/><b>look (15)</b><br/>28:4;29:13,20,21;32:7;52:24;<br/>55:11;59:8;77:20,21,22,24;<br/>90:14;91:3;92:8<br/><b>looking (5)</b><br/>7:11;60:12;66:6;80:14;82:13<br/><b>loose (2)</b><br/>67:6;86:22<br/><b>lost (4)</b><br/>10:5,12,12,13<br/><b>lot (10)</b><br/>14:9;20:11;26:10;42:5,6,18,21;<br/>49:13;55:8;72:1<br/><b>lower (1)</b><br/>45:13<br/><b>lucky (1)</b><br/>81:13</p> | <p><b>Management (1)</b><br/>40:5<br/><b>managing (1)</b><br/>93:14<br/><b>mandate (1)</b><br/>52:9<br/><b>mandating (1)</b><br/>26:8<br/><b>manner (1)</b><br/>87:23<br/><b>many (14)</b><br/>4:10;13:24;14:12;37:16;42:3,4;<br/>44:1,15;47:18;70:3;73:22;86:9;<br/>88:16;91:5<br/><b>March (4)</b><br/>3:8;21:21;22:11;23:22<br/><b>Mark (1)</b><br/>17:1<br/><b>marked (1)</b><br/>9:1<br/><b>Marshal (10)</b><br/>5:9;35:13;40:6;42:16;44:9;<br/>53:15;86:23;88:7;91:13;92:13<br/><b>Marshal's (6)</b><br/>4:2;55:23;59:23;65:7;75:23;<br/>82:8<br/><b>MASON (1)</b><br/>97:2<br/><b>Massachusetts (3)</b><br/>42:9,11,13<br/><b>material (14)</b><br/>25:4,5,10;26:20,24;27:7;28:18,<br/>21;58:3,4,5;89:13;90:23;91:9<br/><b>matter (4)</b><br/>17:8,9;29:17;71:16<br/><b>maximum (1)</b><br/>66:12<br/><b>May (33)</b><br/>5:4;8:4,5,7,9;12:24;19:20,20,23;<br/>20:10;22:13;29:22;34:22;45:2;<br/>49:16;51:7,14,15;55:20;63:21;<br/>64:5;69:10;74:13;78:22;79:1;<br/>80:22;81:11,17;82:4;85:3;91:9;<br/>97:16,19</p> |
| <p><b>K</b></p>   | <p><b>left (2)</b><br/>19:1,3<br/><b>length (1)</b><br/>87:21<br/><b>less (1)</b><br/>26:6<br/><b>letter (13)</b><br/>10:15;35:19,21;48:19;57:13;<br/>81:1,19;82:8;83:9;86:16,18,19;<br/>92:19<br/><b>letters (3)</b><br/>36:12;59:22;88:16<br/><b>letting (2)</b><br/>35:14;52:22<br/><b>licensed (3)</b><br/>65:6;74:16;81:8<br/><b>licensee (2)</b><br/>12:21,24<br/><b>life (2)</b><br/>33:23;81:7<br/><b>lift (5)</b><br/>26:20;27:1,8;29:1;91:9<br/><b>lifts (7)</b><br/>25:5,11;47:1;58:3,4,5;89:13<br/><b>likely (1)</b><br/>38:18<br/><b>limited (2)</b><br/>27:10;51:14<br/><b>link (2)</b><br/>32:3,15<br/><b>linking (1)</b><br/>33:1<br/><b>list (16)</b><br/>15:9,10,12,13;40:13;46:5,9;<br/>47:22,23;52:3,4,5,7,8;62:19,21</p> | <p><b>M</b></p>   | <p><b>maybe (1)</b><br/>5:11<br/><b>Mayer (2)</b><br/>38:2;67:17<br/><b>McGinnis (16)</b><br/>65:17,18,19;66:9,20;67:5,14,18,<br/>21;68:1,4,10,13,16,23;87:5<br/><b>mean (11)</b><br/>8:4;45:9;51:8;54:7;67:12;72:10,<br/>16,18;73:14;83:19,23<br/><b>means (5)</b><br/>8:8;28:8,8;40:19;56:4<br/><b>meant (1)</b><br/>78:7<br/><b>meantime (1)</b><br/>90:17<br/><b>mechanic (7)</b><br/>6:22;13:23;45:8;49:14;55:24;<br/>64:22;81:8</p>  |
| <p><b>L</b></p>   | <p><b>list (1)</b><br/>8:14<br/><b>listens (1)</b><br/>45:1</p>   | <p><b>machine (11)</b><br/>6:4,7;13:23;14:5,14;57:8,14,17;<br/>64:14;65:1;81:6<br/><b>mad (1)</b><br/>74:5<br/><b>mail (3)</b><br/>55:24;57:20;62:22<br/><b>mailed (3)</b><br/>63:10,11;75:13<br/><b>maintain (1)</b><br/>63:17<br/><b>maintenance (2)</b><br/>49:2;50:7<br/><b>major (1)</b><br/>92:23<br/><b>making (5)</b><br/>17:4;34:10;38:5;72:19;78:9</p>  |  |
| <p><b>lag (1)</b><br/>83:5</p>  |   |   |  |

|   |   |  |   |
|---|---|--|---|
| <p><b>mechanics (6)</b><br/>4:5;14:15;48:22;63:1;72:2;93:5<br/><b>meet (2)</b><br/>96:5,21<br/><b>meeting (37)</b><br/>3:2;15:24;16:15,21;17:3,3,15;<br/>18:6,15,24;19:2,4,16;20:19,24;<br/>21:1,3;23:3,14;24:13;30:10,12;<br/>41:9;77:21;78:24;81:22;82:4;<br/>89:5,23;93:8,10,19;94:6,14;<br/>97:16,19,20<br/><b>meetings (5)</b><br/>15:7;21:7,8;44:6;72:2<br/><b>member (10)</b><br/>15:24;16:15;18:20,22;32:17;<br/>38:9;53:18,24;54:3;96:23<br/><b>members (4)</b><br/>32:11,14,16;38:17<br/><b>mentioned (2)</b><br/>83:6;87:5<br/><b>Michigan (1)</b><br/>41:15<br/><b>middle (1)</b><br/>12:7<br/><b>midnight (1)</b><br/>8:19<br/><b>might (4)</b><br/>9:9;10:5;19:11;55:5<br/><b>miles (2)</b><br/>17:13;55:9<br/><b>million (1)</b><br/>40:4<br/><b>mind (1)</b><br/>63:20<br/><b>minimum (1)</b><br/>88:11<br/><b>minute (6)</b><br/>6:14;7:23;10:17,19;18:10;60:6<br/><b>minutes (7)</b><br/>3:7,11;46:15;53:4,14;90:12;<br/>93:20<br/><b>misdemeanor (3)</b><br/>49:9,11,12<br/><b>misplaced (1)</b><br/>7:17<br/><b>Missouri (4)</b><br/>33:24;34:4;41:23,24<br/><b>misuse (3)</b><br/>31:2,2,4<br/><b>momentarily (1)</b><br/>9:10<br/><b>Monday (1)</b><br/>7:5<br/><b>money (1)</b><br/>20:17<br/><b>month (2)</b><br/>17:21;62:13<br/><b>months (8)</b><br/>20:7;66:10;70:13;71:4,5;72:4;<br/>74:1;86:24<br/><b>moral (1)</b><br/>13:17<br/><b>moratorium (1)</b></p> | <p>55:17<br/><b>more (21)</b><br/>14:7,20;24:5;26:6;28:4;30:15;<br/>23;31:6,13;34:12;36:18;38:18;<br/>39:5;49:13;59:20;60:1;65:2;<br/>77:16;90:6,24;94:9<br/><b>morning (9)</b><br/>16:12;19:4;34:19;36:1;61:24;<br/>62:3;65:18;69:4;75:17<br/><b>Most (4)</b><br/>32:13;40:1;77:10;87:14<br/><b>mostly (1)</b><br/>39:16<br/><b>motion (15)</b><br/>3:10;9:4;15:22;19:6;22:2,3,5,6;<br/>23:24;25:2,20;28:6,7;90:3;96:24<br/><b>mouth (1)</b><br/>89:8<br/><b>move (5)</b><br/>5:7;34:16;94:23;95:5,9<br/><b>moved (3)</b><br/>3:13;94:15;97:1<br/><b>movement (1)</b><br/>94:14<br/><b>Moving (2)</b><br/>3:23;87:23<br/><b>much (7)</b><br/>10:12;37:19;41:24;43:20;45:22;<br/>72:10;75:14<br/><b>municipal (1)</b><br/>44:6<br/><b>municipalities (12)</b><br/>4:6;35:19;36:10,11;38:4;44:5;<br/>53:19;54:11;65:23;68:20;70:20;<br/>76:6<br/><b>municipality (17)</b><br/>35:6;38:3,3;44:21;54:7,12;66:3;<br/>71:17,21;76:17,20;77:1,6,11,13,<br/>18,19<br/><b>must (5)</b><br/>13:1;77:1;81:4,20;82:15<br/><b>myself (4)</b><br/>5:22;20:10;46:19;71:17</p> | <p>90:6<br/><b>needs (1)</b><br/>15:8<br/><b>negotiations (1)</b><br/>61:1<br/><b>new (7)</b><br/>23:8;24:15;30:15;31:6;34:12;<br/>81:15;92:21<br/><b>newspaper (3)</b><br/>35:17;40:8;59:24<br/><b>next (13)</b><br/>7:4;13:19;15:5;20:19;23:14;<br/>24:13;30:10,11;77:21;89:5;94:6;<br/>95:9,11<br/><b>nice (2)</b><br/>87:23,23<br/><b>niceness (1)</b><br/>87:24<br/><b>Nick (1)</b><br/>55:15<br/><b>night (3)</b><br/>6:22;12:8;19:5<br/><b>nine (4)</b><br/>33:18;50:17;51:17,18<br/><b>nobody (2)</b><br/>31:16;97:17<br/><b>None (7)</b><br/>3:18;28:9,12;71:12,20;86:14;<br/>97:6<br/><b>nor (1)</b><br/>92:23<br/><b>normally (1)</b><br/>26:5<br/><b>North (7)</b><br/>46:1,4,12,14;47:21;48:2;50:14<br/><b>Northwestern (2)</b><br/>95:13,19<br/><b>note (2)</b><br/>74:13;92:9<br/><b>notice (8)</b><br/>32:10,11;40:7,10;59:20;60:2;<br/>89:8;92:3<br/><b>notices (1)</b><br/>85:22<br/><b>notification (3)</b><br/>13:22;14:3;86:19<br/><b>notified (2)</b><br/>44:11;85:10<br/><b>notify (10)</b><br/>7:2,4;11:11;13:1,19;37:1;39:20;<br/>64:7;65:7;85:9<br/><b>notifying (1)</b><br/>12:14<br/><b>November (6)</b><br/>15:21;21:20;22:17,22,24;23:2<br/><b>nuance (2)</b><br/>79:18,19<br/><b>number (8)</b><br/>5:22;6:3;37:21;46:16;56:15;<br/>57:19;80:8;90:5</p> | <p><b>obligation (3)</b><br/>13:18;57:2,6<br/><b>obvious (1)</b><br/>60:23<br/><b>Obviously (9)</b><br/>14:2;36:14;39:4;60:21;64:2;<br/>66:1;68:4;86:7;87:6<br/><b>occur (1)</b><br/>12:21<br/><b>occurring (1)</b><br/>86:5<br/><b>o'clock (2)</b><br/>18:23;19:3<br/><b>October (8)</b><br/>15:19;21:11,13,14,20;22:16,20,<br/>21<br/><b>off (5)</b><br/>8:16,17;11:2;36:6;37:13<br/><b>Office (27)</b><br/>4:2;5:8,18;6:1,9;8:4,7,9,18;<br/>9:20;33:5;35:12;40:5,5;44:9;<br/>53:15;55:10,23;56:12;59:23;<br/>62:18;63:23;64:23;65:8;67:24;<br/>75:13,23<br/><b>official (7)</b><br/>34:24;39:1;43:15;49:19;66:3;<br/>67:6;87:8<br/><b>often (1)</b><br/>62:8<br/><b>Ohio (2)</b><br/>41:5;42:13<br/><b>old (2)</b><br/>3:24;34:15<br/><b>once (2)</b><br/>13:21;31:10<br/><b>one (29)</b><br/>10:4;16:20;17:18;20:24;21:1,3;<br/>23:8;25:20;33:8;41:9;43:22;<br/>44:24;47:7;58:12,13;59:17;<br/>62:15;63:22;66:1,5;72:12;74:10;<br/>77:6,17;88:4;89:6;90:16;94:24;<br/>96:19<br/><b>one-elevator (1)</b><br/>7:15<br/><b>ones (10)</b><br/>15:16;18:1;20:20;29:1;32:4;<br/>43:8;46:8;48:17;53:14;55:3<br/><b>online (1)</b><br/>32:2<br/><b>only (20)</b><br/>9:8;13:7,11;16:10,14;29:4;<br/>31:11;43:22;51:10;53:3;55:5,7,<br/>9;76:18;79:11;80:18,23;91:24;<br/>92:11;96:2<br/><b>on-site (1)</b><br/>65:11<br/><b>onto (2)</b><br/>95:5,9<br/><b>open (5)</b><br/>68:15;71:22;87:18;88:4,19<br/><b>opening (1)</b><br/>36:20<br/><b>operating (1)</b></p> |
|   | <p><b>N</b></p>   |  |   |
|   | <p><b>name (1)</b><br/>95:15<br/><b>National (1)</b><br/>33:19<br/><b>near (1)</b><br/>78:24<br/><b>necessarily (2)</b><br/>16:3;18:11<br/><b>necessary (2)</b><br/>7:24;74:17<br/><b>need (22)</b><br/>9:4;16:8;25:19;26:19;28:5,9,12;<br/>31:20;34:15;54:20;60:16;64:23;<br/>66:6;67:3,9;69:7;75:2;81:7,8;<br/>85:9;90:1;91:16<br/><b>needed (6)</b><br/>58:2;74:22;75:8;78:15;89:24;</p>   | <p><b>O</b></p>  |   |

|  |   |  |  |
|--|---|--|--|
| <p>44:14<br/><b>operation (1)</b><br/>25:17<br/><b>opinion (3)</b><br/>25:18;59:15;60:9<br/><b>opposed (2)</b><br/>17:3;40:8<br/><b>option (1)</b><br/>96:13<br/><b>order (7)</b><br/>3:2;28:2;30:7,8,9;67:3;84:16<br/><b>originally (1)</b><br/>90:20<br/><b>OSFM (8)</b><br/>11:21;68:1;84:21;85:7,8;87:20;<br/>88:18;90:5<br/><b>others (1)</b><br/>51:16<br/><b>Otis (3)</b><br/>12:9;61:24;70:21<br/><b>ought (2)</b><br/>21:18;89:16<br/><b>ourselves (1)</b><br/>38:5<br/><b>out (93)</b><br/>4:18,22;5:5,20;6:10;7:3;8:10;<br/>9:12;11:9,22;12:6,23;14:16;<br/>16:13,21;19:10,14;20:14;31:8;<br/>32:1,3;33:8;34:6;36:1,13;37:4;<br/>38:5,6,11;39:19,22;40:1,1,7,24,<br/>24;41:1;43:24;44:6;45:5,6;<br/>46:17;52:24;53:9,12,14;55:1,2;<br/>57:6;59:18,23;61:8;62:21;63:1,<br/>10,11;64:5,8,22;65:4,23;66:11,<br/>24;67:10,13,15,17,24;68:19,21,<br/>22;69:10,19;71:16;73:15;74:14;<br/>75:1,3,24;79:24;80:6;81:2;<br/>82:22;83:13,24;84:1;85:22;86:3;<br/>87:9;88:2;97:12,17,18<br/><b>outside (2)</b><br/>45:11;95:10<br/><b>over (17)</b><br/>33:6;40:3;43:11;44:20;50:8,12;<br/>51:10;52:13,14,16;54:9,10;<br/>55:11;74:3;84:20,21;88:8<br/><b>overdue (1)</b><br/>86:20<br/><b>own (1)</b><br/>76:12<br/><b>owner (21)</b><br/>9:6,10;11:5,7,12;13:20;14:2;<br/>35:21;40:12;45:8,9,10;46:19;<br/>48:6,23,24;55:21;65:11,13;80:4;<br/>86:17<br/><b>owners (21)</b><br/>30:19;35:3,7,13;36:13;38:12;<br/>40:13;48:18;49:4,8,13;52:3,8;<br/>57:6;68:17;71:14;73:23;84:18;<br/>86:15;87:21;92:8<br/><b>owner's (2)</b><br/>11:24;31:4<br/><b>owns (1)</b><br/>48:14</p> | <p style="text-align: center;"><b>P</b></p> <p><b>packages (2)</b><br/>24:21;25:1<br/><b>page (1)</b><br/>74:14<br/><b>pages (2)</b><br/>25:2;36:2<br/><b>paid (1)</b><br/>57:11<br/><b>pallet (1)</b><br/>26:1<br/><b>panel (1)</b><br/>81:6<br/><b>pants (1)</b><br/>84:23<br/><b>paper (9)</b><br/>80:19,24;81:13,13;82:5,17;<br/>83:18;84:4,7<br/><b>papers (1)</b><br/>85:4<br/><b>paperwork (2)</b><br/>52:17;69:13<br/><b>paragraph (1)</b><br/>81:3<br/><b>paraphrase (1)</b><br/>90:8<br/><b>Pardon (1)</b><br/>14:23<br/><b>part (5)</b><br/>45:13,13;71:3;78:1;95:22<br/><b>particular (1)</b><br/>76:6<br/><b>pass (5)</b><br/>50:2,4;66:20;74:14;88:9<br/><b>passed (5)</b><br/>35:12;42:17;46:18;50:5;73:15<br/><b>passengers (1)</b><br/>13:8<br/><b>passes (2)</b><br/>59:22;60:3<br/><b>passing (1)</b><br/>85:21<br/><b>past (4)</b><br/>46:6;56:3,5;89:3<br/><b>patently (1)</b><br/>55:4<br/><b>Patty (3)</b><br/>78:17;89:7;94:4<br/><b>pay (1)</b><br/>8:21<br/><b>penalize (1)</b><br/>84:10<br/><b>penalizing (3)</b><br/>48:22;84:13,15<br/><b>penalties (2)</b><br/>55:18;56:23<br/><b>penalty (1)</b><br/>8:21<br/><b>people (37)</b><br/>5:9,17;8:20;12:9;14:6,16;16:22;<br/>19:9;26:22,23,23;28:18;35:4;</p> | <p>37:13;38:17;42:24;45:5;49:22;<br/>51:11,15;55:8;56:9,19,22;57:10;<br/>59:7,12;60:4;66:11;69:20;71:23;<br/>77:5,18;80:24;84:11,13;88:9<br/><b>Peoria (2)</b><br/>95:11;97:13<br/><b>percent (5)</b><br/>44:24;56:5,7,14;60:2<br/><b>perform (2)</b><br/>13:1;64:6<br/><b>perhaps (1)</b><br/>38:21<br/><b>period (1)</b><br/>81:18<br/><b>permanently (5)</b><br/>67:12;81:4,20;82:7,9<br/><b>permit (5)</b><br/>66:5,11,13;67:6;87:2<br/><b>permits (1)</b><br/>4:7<br/><b>person (2)</b><br/>12:22;38:11<br/><b>personally (1)</b><br/>46:17<br/><b>phone (9)</b><br/>6:1,11,15,18;12:9;57:19,21;<br/>69:6,15<br/><b>pick (1)</b><br/>11:2<br/><b>picture (1)</b><br/>30:3<br/><b>pictures (1)</b><br/>51:9<br/><b>piece (3)</b><br/>80:24;81:12,13<br/><b>pieces (2)</b><br/>80:19;82:17<br/><b>pit (3)</b><br/>96:3,7,9<br/><b>placard (1)</b><br/>62:5<br/><b>place (8)</b><br/>14:19;15:22;19:8,22;34:3;51:3;<br/>65:23;78:6<br/><b>placed (1)</b><br/>76:8<br/><b>placement (1)</b><br/>55:17<br/><b>places (3)</b><br/>26:6;51:4,11<br/><b>Plaines (4)</b><br/>20:22;22:14,15,17<br/><b>plan (3)</b><br/>88:21;89:20;91:7<br/><b>Plank (1)</b><br/>97:13<br/><b>plans (1)</b><br/>67:8<br/><b>Plass (26)</b><br/>34:18,19,19;35:23;36:1,5;37:4,<br/>7,10,19,22;38:7;39:1,24;41:3;<br/>42:23;43:9,13,16,19;44:8,16,19;<br/>45:7,20,22</p> | <p><b>P-l-a-s-s (1)</b><br/>34:18<br/><b>plate (2)</b><br/>81:4,9<br/><b>play (1)</b><br/>11:21<br/><b>Please (2)</b><br/>3:2;69:23<br/><b>Pledge (2)</b><br/>3:2,4<br/><b>plus (1)</b><br/>68:11<br/><b>point (10)</b><br/>43:17;48:5;50:19;51:6;58:22;<br/>60:13;71:24;78:2;90:6;91:14<br/><b>policy (3)</b><br/>50:3,6,22<br/><b>pool (2)</b><br/>7:19;66:10<br/><b>Port (1)</b><br/>39:12<br/><b>position (4)</b><br/>32:17;54:13;82:16;83:12<br/><b>possession (2)</b><br/>5:8;9:20<br/><b>possible (4)</b><br/>16:5,17;24:14;86:6<br/><b>post (7)</b><br/>8:18;9:1;14:4;57:7,13;64:10;<br/>65:1<br/><b>posted (3)</b><br/>14:14;81:16;83:6<br/><b>posting (1)</b><br/>80:24<br/><b>power (1)</b><br/>50:16<br/><b>present (4)</b><br/>26:7;62:5;97:16,19<br/><b>pressure (9)</b><br/>70:3,14;71:5,9;72:4,20;74:7;<br/>92:11,14<br/><b>presume (1)</b><br/>11:2<br/><b>pretty (10)</b><br/>4:14;37:19;41:24;42:23;43:20;<br/>44:19;56:23;66:24;86:22;90:8<br/><b>pricing (1)</b><br/>74:4<br/><b>print (3)</b><br/>37:4;79:24;80:6<br/><b>printed (1)</b><br/>36:1<br/><b>prints (1)</b><br/>92:8<br/><b>prior (2)</b><br/>13:9,10<br/><b>probably (8)</b><br/>9:15;18:23;38:14,21;60:2;<br/>61:19;92:15;97:14<br/><b>problem (28)</b><br/>8:23;18:9,18,19;20:4;28:24;<br/>29:8;31:5;40:15,17;42:7;43:13;<br/>51:19;52:16,18,21,23;56:8;58:4;</p> |
|--|---|--|--|

|  |  |  |   |
|--|--|--|---|
| <p>60:4;61:6;64:11;67:5;84:7,8,8;<br/>94:2,3<br/><b>problematic (1)</b><br/>96:12<br/><b>problems (2)</b><br/>46:24;92:23<br/><b>procedure (1)</b><br/>88:7<br/><b>proceed (1)</b><br/>86:20<br/><b>proceeding (1)</b><br/>41:22<br/><b>PROCEEDINGS (1)</b><br/>97:22<br/><b>process (15)</b><br/>4:15;5:15;6:19;10:3,5,20;14:18;<br/>37:1;57:3;63:6;83:3,4;86:5;<br/>88:4;96:15<br/><b>processed (1)</b><br/>56:17<br/><b>processing (2)</b><br/>7:22,23<br/><b>produce (1)</b><br/>26:23<br/><b>program (8)</b><br/>3:24;36:18;40:7;44:21;49:20;<br/>51:3;55:11;68:10<br/><b>programs (3)</b><br/>51:5,12;83:16<br/><b>progress (2)</b><br/>3:24;86:12<br/><b>project (3)</b><br/>42:17;95:17,18<br/><b>proof (3)</b><br/>55:21;72:10,11<br/><b>properly (2)</b><br/>41:20;81:9<br/><b>property (2)</b><br/>40:12,13<br/><b>proposal (3)</b><br/>89:9,10,15<br/><b>Proposals (3)</b><br/>74:15;75:12,13<br/><b>proposed (1)</b><br/>74:17<br/><b>proposing (1)</b><br/>79:22<br/><b>protection (1)</b><br/>44:11<br/><b>provide (5)</b><br/>25:17;46:9;57:2;64:18;95:23<br/><b>provider (1)</b><br/>69:24<br/><b>provides (1)</b><br/>55:21<br/><b>public (15)</b><br/>26:7,13,22;27:6;32:16;34:16;<br/>40:7,10,23;59:20;66:10;78:16,<br/>19;79:1;93:23<br/><b>pulled (1)</b><br/>40:1<br/><b>push (1)</b><br/>5:5</p> | <p><b>pushback (2)</b><br/>14:9,10<br/><b>pushed (1)</b><br/>49:8<br/><b>put (17)</b><br/>5:16;10:14;13:22;14:3;23:11;<br/>32:20;37:13;40:1;44:6;54:13;<br/>57:19;62:15;65:23;83:7;91:6;<br/>92:17;96:10<br/><b>puts (1)</b><br/>35:4<br/><b>putting (1)</b><br/>36:19</p> <p style="text-align: center;"><b>Q</b></p> <p><b>QEI (2)</b><br/>72:22;76:12<br/><b>qualify (1)</b><br/>90:16<br/><b>queued (1)</b><br/>86:2<br/><b>quite (4)</b><br/>9:16;27:1;37:8;59:18<br/><b>quorum (1)</b><br/>18:20<br/><b>quote (1)</b><br/>68:14</p> <p style="text-align: center;"><b>R</b></p> <p><b>raised (1)</b><br/>62:3<br/><b>rapidly (1)</b><br/>9:16<br/><b>rate (2)</b><br/>9:23;20:16<br/><b>reach (1)</b><br/>6:1<br/><b>reached (1)</b><br/>78:2<br/><b>read (2)</b><br/>78:13;81:2<br/><b>ready (1)</b><br/>24:12<br/><b>reality (2)</b><br/>25:21;50:13<br/><b>realize (1)</b><br/>88:14<br/><b>really (16)</b><br/>9:8;10:13;11:3;16:8;34:3;<br/>35:10;36:19;39:21;51:13;56:12,<br/>13;71:23;74:20;75:2;80:23,23<br/><b>reappointed (2)</b><br/>31:17,21<br/><b>reason (1)</b><br/>16:10<br/><b>reasons (1)</b><br/>12:24<br/><b>recall (2)</b><br/>15:23;75:8<br/><b>receipt (4)</b><br/>55:24;56:1;57:9;67:7</p> | <p><b>receive (5)</b><br/>9:24;57:12;64:9;81:18;82:14<br/><b>received (5)</b><br/>13:5;56:13;60:1;63:9;88:10<br/><b>receiving (1)</b><br/>63:6<br/><b>recently (1)</b><br/>93:1<br/><b>Recess (1)</b><br/>95:6<br/><b>reciprocating (4)</b><br/>25:6,12;29:17;89:12<br/><b>recited (1)</b><br/>3:5<br/><b>recognizing (1)</b><br/>91:13<br/><b>recommend (1)</b><br/>75:4<br/><b>record (1)</b><br/>92:10<br/><b>recording (1)</b><br/>93:2<br/><b>red (5)</b><br/>81:16;82:4,7,18;84:6<br/><b>redefine (2)</b><br/>28:6;78:5<br/><b>refer (2)</b><br/>27:11;93:19<br/><b>reference (1)</b><br/>76:7<br/><b>referring (2)</b><br/>10:4;91:17<br/><b>regard (3)</b><br/>62:1;75:18;76:15<br/><b>regarding (3)</b><br/>15:14;69:15;89:12<br/><b>register (15)</b><br/>4:4;5:13;10:17;35:14;50:18;<br/>58:2;59:2,3,4,11,13;61:13;64:8,<br/>12,23<br/><b>registered (54)</b><br/>5:18;6:21;8:12;10:18;12:4,7;<br/>28:9;30:18;36:15;38:24;39:13;<br/>43:8,23;44:18;46:8;47:21,24;<br/>48:3,18;49:3,18;51:18;52:3,7,20,<br/>24;53:15,16;55:1,3;56:4,5,12,15,<br/>16,21;58:16;59:19;60:5,16;<br/>61:21;64:18;65:5,24;80:16;<br/>82:19;84:19;85:12,16;87:22;<br/>88:22;89:1,2,91:22<br/><b>registering (6)</b><br/>35:3;37:2;38:19;56:3;59:6;<br/>81:18<br/><b>registration (17)</b><br/>9:19;12:13;36:2,22,24;37:5;<br/>55:22;57:10;62:2;63:2;64:19;<br/>91:5,15,16,18;92:1,2<br/><b>registrations (6)</b><br/>4:10;5:7;6:8;7:16;8:16;10:15<br/><b>regular (1)</b><br/>50:7<br/><b>regulate (4)</b><br/>28:1,2;29:3;58:12</p> | <p><b>regulated (7)</b><br/>27:2;29:7,18,19;60:20;90:17,19<br/><b>regulation (6)</b><br/>27:23;28:1,16;78:5,5;90:5<br/><b>release (1)</b><br/>13:8<br/><b>relying (1)</b><br/>45:5<br/><b>remarks (2)</b><br/>75:18;76:7<br/><b>remember (3)</b><br/>33:20;41:8;89:22<br/><b>remove (1)</b><br/>12:22<br/><b>rendered (1)</b><br/>12:23<br/><b>renovation (2)</b><br/>95:22,23<br/><b>Repeat (2)</b><br/>81:24;82:1<br/><b>report (13)</b><br/>4:1;10:23;14:22;15:1;29:15;<br/>69:24;70:17;74:13;77:6;85:15;<br/>86:11;87:15;91:19<br/><b>representing (2)</b><br/>54:5;76:1<br/><b>represents (1)</b><br/>53:19<br/><b>request (1)</b><br/>55:16<br/><b>requested (1)</b><br/>76:10<br/><b>requesting (1)</b><br/>96:4<br/><b>require (1)</b><br/>91:15<br/><b>required (3)</b><br/>25:17;30:17;72:15<br/><b>requirement (3)</b><br/>82:20;96:6,22<br/><b>requires (1)</b><br/>82:19<br/><b>requiring (1)</b><br/>91:17<br/><b>reserve (1)</b><br/>21:20<br/><b>residents (1)</b><br/>35:5<br/><b>respect (2)</b><br/>66:4;67:9<br/><b>respectfully (2)</b><br/>49:16;55:16<br/><b>respond (1)</b><br/>30:6<br/><b>response (8)</b><br/>3:17,22;24:9;39:6;93:3;94:22;<br/>97:5,10<br/><b>responsibility (5)</b><br/>11:6;12:1;48:16;65:6;70:16<br/><b>rest (7)</b><br/>17:16;19:17,19,21;36:6,17;<br/>43:21<br/><b>restricting (1)</b></p> |
|--|--|--|---|

|   |   |  |   |
|---|---|--|---|
| 77:17<br><b>restrictive (1)</b><br>77:16<br><b>restrictors (1)</b><br>74:23<br><b>retractable (2)</b><br>96:5,19<br><b>returns (1)</b><br>8:19<br><b>reverse (1)</b><br>19:12<br><b>review (2)</b><br>3:7;91:7<br><b>reviewed (1)</b><br>74:15<br><b>revisit (3)</b><br>73:13,14,17<br><b>Rich (2)</b><br>38:2;86:2<br><b>Rick (3)</b><br>61:22,24;65:16<br><b>ride (3)</b><br>35:8;37:11;43:1<br><b>right (44)</b><br>3:6;5:1,15;6:12,15;7:6,20;9:22;<br>10:7,21;14:18,21;24:5;26:8;<br>28:23;29:6,10,12;30:20;31:14;<br>34:11;35:3;37:5;44:12;45:3,14;<br>46:10;61:7,20;62:9,23;64:4;<br>66:2,18;68:16,23;75:8;80:22;<br>83:20;86:4,23;88:3;95:20;97:15<br><b>right-hand (2)</b><br>81:5,20<br><b>rings (2)</b><br>6:1,2<br><b>rise (1)</b><br>3:2<br><b>Riverside (10)</b><br>46:1,4,11,12,13,14;47:21;48:3;<br>50:15,15<br><b>Road (1)</b><br>97:13<br><b>Rob (1)</b><br>65:18<br><b>Robert (1)</b><br>65:16<br><b>room (13)</b><br>13:23;14:5,15;16:9;18:4,12;<br>26:20;47:7;57:8,14,17;64:14;<br>81:6<br><b>rooms (5)</b><br>16:5,7;17:14,16,18<br><b>rule (5)</b><br>73:10,16;76:22;77:1,20<br><b>rules (5)</b><br>12:2;25:16;27:13;65:22;76:21<br><b>run (3)</b><br>37:3;54:19;80:3<br><b>running (4)</b><br>50:20;57:1;59:12;90:23<br><b>rush (1)</b><br>19:11<br><b>rush-hour (2)</b> | 16:11;18:17<br><br><b>S</b><br><br><b>safe (3)</b><br>12:15;25:17;44:3<br><b>safety (10)</b><br>3:24;12:24;13:2,5;25:13;26:16;<br>32:19;48:4;72:1;90:2<br><b>sai (1)</b><br>73:22<br><b>same (11)</b><br>18:22;27:17;39:10;42:1;58:6,9,<br>12,20,21;59:1;62:2<br><b>Save (1)</b><br>20:16<br><b>saying (25)</b><br>7:18;8:22;9:3;13:7;14:11;<br>16:10;29:14,16,18;30:19;48:15;<br>56:12;58:2;69:7;70:4,9,12;72:3;<br>74:22,24;79:17;83:20;84:19,20;<br>88:15<br><b>schedule (5)</b><br>19:17;22:10,10;23:20;24:11<br><b>scheduling (3)</b><br>92:14,18,23<br><b>Schindler (1)</b><br>70:22<br><b>search (1)</b><br>46:11<br><b>Second (12)</b><br>3:14;17:20;22:4;52:12;72:12;<br>79:18,20,22;94:16,17;95:24;<br>97:2<br><b>seconded (2)</b><br>22:6;97:3<br><b>seconds (1)</b><br>46:16<br><b>Section (1)</b><br>25:9<br><b>seeing (1)</b><br>40:3<br><b>seem (1)</b><br>61:4<br><b>seems (3)</b><br>16:21;49:4;87:13<br><b>send (20)</b><br>9:12;11:14;12:11;29:23;30:4;<br>35:20;40:11,19;43:11;48:19;<br>56:9;57:10;62:10;64:8,19,20;<br>67:24;81:2;85:22;86:2<br><b>sending (2)</b><br>11:22;85:21<br><b>sends (1)</b><br>11:1<br><b>seniors (1)</b><br>13:12<br><b>sense (3)</b><br>13:11,13;50:9<br><b>sent (9)</b><br>7:16;11:8;31:8;32:3;35:19;<br>57:10;58:2;59:23;62:21<br><b>separate (3)</b> | 25:20;42:12;71:10<br><b>September (5)</b><br>19:20,23;21:10;22:16,18<br><b>serious (2)</b><br>49:13;51:11<br><b>service (21)</b><br>12:24;57:2;64:7,18;67:10,13,<br>16;68:19,21,22;69:14,18,23;<br>70:3,6,9,18;73:24;74:10;76:8;<br>93:15<br><b>Services (2)</b><br>69:3;75:16<br><b>servicing (1)</b><br>55:19<br><b>set (8)</b><br>19:8;20:18;22:6;26:15;67:8;<br>70:8;76:22,24<br><b>sets (1)</b><br>50:21<br><b>several (4)</b><br>36:10;70:11;75:12,12<br><b>severe (1)</b><br>56:23<br><b>shape (1)</b><br>11:23<br><b>short (2)</b><br>32:11,14<br><b>shorter (2)</b><br>17:12,13<br><b>shot (2)</b><br>30:3;38:24<br><b>show (2)</b><br>55:23;84:3<br><b>shut (12)</b><br>43:5,12,14,18;86:3,9,13,14,16,<br>20,24;88:6<br><b>shutdowns (1)</b><br>88:13<br><b>shutting (1)</b><br>87:7<br><b>sickening (1)</b><br>73:20<br><b>side (1)</b><br>62:16<br><b>sign (1)</b><br>76:20<br><b>signature (1)</b><br>5:21<br><b>signed (4)</b><br>49:19;51:24;67:20;71:21<br><b>significant (1)</b><br>25:13<br><b>similar (1)</b><br>27:9<br><b>similarities (1)</b><br>90:15<br><b>simple (1)</b><br>55:4<br><b>simply (1)</b><br>28:6<br><b>single (1)</b><br>56:24<br><b>sit (2)</b> | 12:10;60:24<br><b>site (1)</b><br>93:6<br><b>sits (1)</b><br>95:20<br><b>sitting (4)</b><br>4:11;7:19;60:6;61:7<br><b>situation (13)</b><br>12:11,21;30:20;43:2;47:5,9,12,<br>16;49:22;62:24;64:17;74:4;96:1<br><b>situations (3)</b><br>5:17;13:3;14:11<br><b>six (6)</b><br>35:11;66:7,7,10,17,19<br><b>Skurkis (36)</b><br>45:24;46:2,3,14,17,21,24;47:6,<br>11,13,15,19,22;48:5,8,11,17;<br>49:1,19,24;50:5,19;51:20;52:2,5,<br>9;53:2,5,9,12,18,21,23;54:5,18;<br>55:7<br><b>S-k-u-r-k-i-s (1)</b><br>46:1<br><b>slide (1)</b><br>61:15<br><b>slides (1)</b><br>96:20<br><b>smooth (2)</b><br>50:21;66:24<br><b>sold (1)</b><br>25:8<br><b>solved (2)</b><br>40:16,18<br><b>somebody (12)</b><br>6:23;8:9;26:16;27:4;31:3;33:3;<br>54:11;57:3;64:1;73:21;77:12;<br>87:9<br><b>somehow (2)</b><br>10:5;86:1<br><b>someone (2)</b><br>16:13;67:24<br><b>sometimes (2)</b><br>19:15;20:1<br><b>soon (1)</b><br>24:14<br><b>sorry (5)</b><br>8:20;45:1;60:8;82:1;85:2<br><b>sort (1)</b><br>89:24<br><b>sounds (1)</b><br>27:14<br><b>south (3)</b><br>38:5;71:3,20<br><b>Southern (3)</b><br>45:18;71:3,18<br><b>speaking (1)</b><br>74:9<br><b>specific (3)</b><br>25:15;29:24;77:8<br><b>spent (2)</b><br>36:12,12<br><b>spendtd (1)</b><br>33:18<br><b>spike (1)</b> |
|---|---|--|---|

|   |   |  |   |
|---|---|--|---|
| <p>93:2<br/><b>split (2)</b><br/>20:3,19<br/><b>spoke (2)</b><br/>71:2,2<br/><b>spot (1)</b><br/>38:4<br/><b>spreadsheet (1)</b><br/>48:11<br/><b>Springfield (14)</b><br/>4:12;6:5;10:8;19:4,20,23;21:10;<br/>22:13,15,16,19;23:21,22;89:21<br/><b>square (1)</b><br/>55:9<br/><b>staff (1)</b><br/>87:20<br/><b>stance (1)</b><br/>85:3<br/><b>stand (2)</b><br/>66:1;93:7<br/><b>Standards (3)</b><br/>60:24;61:1;76:21<br/><b>start (7)</b><br/>15:6;16:15;18:6,15;19:10;24:1;<br/>86:4<br/><b>starting (1)</b><br/>19:13<br/><b>State (46)</b><br/>5:8;16:6;20:15,16;28:10;32:2,<br/>13;35:13;36:7;39:10;40:5,6,8,<br/>19;41:7,10,12,14,15,16,18;42:3,<br/>11,13,14,16;44:9;45:13;50:5;<br/>51:10,22;52:1;54:22;55:22;56:6,<br/>16;59:22;60:3;65:7,24;69:5,16;<br/>71:4;73:13;76:21;82:20<br/><b>stated (1)</b><br/>73:15<br/><b>states (3)</b><br/>41:5;42:3;80:7<br/><b>state-wide (3)</b><br/>70:23;73:10;76:24<br/><b>stating (4)</b><br/>64:20;79:22;86:19,23<br/><b>statute (3)</b><br/>27:21;82:18;90:1<br/><b>statutory (1)</b><br/>28:3<br/><b>stay (1)</b><br/>20:10<br/><b>steers (1)</b><br/>39:16<br/><b>step (2)</b><br/>81:21;82:9<br/><b>stickers (1)</b><br/>69:22<br/><b>still (23)</b><br/>11:24;17:6,10;31:22;34:2;<br/>36:11,14,15;37:10,11;39:15;<br/>42:24,24;43:9;44:23;57:11;<br/>62:17;82:5;83:5,7;92:21,21;96:6<br/><b>stood (1)</b><br/>93:9<br/><b>stopping (1)</b></p> | <p>49:2<br/><b>store (1)</b><br/>26:18<br/><b>stores (2)</b><br/>26:11,12<br/><b>Street (2)</b><br/>12:12;20:2<br/><b>stretch (1)</b><br/>29:1<br/><b>strictly (1)</b><br/>27:10<br/><b>struggle (1)</b><br/>78:1<br/><b>students (1)</b><br/>95:24<br/><b>stuff (3)</b><br/>10:12;41:20;42:1<br/><b>subdefine (1)</b><br/>27:19<br/><b>subdefinition (1)</b><br/>89:24<br/><b>subject (2)</b><br/>15:5;28:16<br/><b>submission (1)</b><br/>55:21<br/><b>submit (3)</b><br/>6:10,12,17<br/><b>submits (1)</b><br/>77:5<br/><b>submittals (1)</b><br/>91:7<br/><b>submitted (6)</b><br/>10:6;12:13;14:1;15:9;46:6;<br/>48:11<br/><b>suburban (5)</b><br/>38:8,9,17,18;45:10<br/><b>sudden (2)</b><br/>50:2,22<br/><b>suffer (1)</b><br/>56:22<br/><b>suggest (6)</b><br/>18:15;21:21;40:10;49:16;57:23;<br/>89:7<br/><b>suggesting (1)</b><br/>16:16<br/><b>suggestion (6)</b><br/>16:3,16;20:8;21:22,24;64:21<br/><b>summer (3)</b><br/>20:20,21;21:4<br/><b>Summertime (1)</b><br/>20:15<br/><b>support (1)</b><br/>44:2<br/><b>supposed (2)</b><br/>33:22;59:6<br/><b>sure (11)</b><br/>18:16;22:3;29:7;36:13;43:3;<br/>52:18;68:13;73:5;75:11;79:6;<br/>80:11<br/><b>Surprise (1)</b><br/>33:12<br/><b>surprised (1)</b><br/>37:20</p> | <p><b>SWIENTON (9)</b><br/>3:12;17:12;18:21;28:17,20,24;<br/>43:7,11;44:5<br/><b>sword (1)</b><br/>71:15<br/><b>sympathy (1)</b><br/>60:8<br/><b>system (2)</b><br/>10:1;86:2</p> <p style="text-align: center;"><b>T</b></p> <p><b>tag (13)</b><br/>63:1,7,9;79:15,16;81:14,18;<br/>82:14,24;83:2,19;84:6;91:5<br/><b>tags (13)</b><br/>9:18;48:1;56:10;62:19,21;69:5,<br/>16;81:2,16;82:4,7,18;85:4<br/><b>talk (5)</b><br/>36:16;53:23;54:2,4;61:17<br/><b>talked (5)</b><br/>34:21;35:2;41:6;71:12;72:18<br/><b>talking (13)</b><br/>6:5;30:2,5;37:23;49:1;71:13;<br/>82:5;87:16,17;88:1,3,24;90:24<br/><b>taped (1)</b><br/>79:11<br/><b>tax (2)</b><br/>8:19,24<br/><b>telling (2)</b><br/>69:19;70:12<br/><b>term (1)</b><br/>66:12<br/><b>territories (3)</b><br/>71:22;87:18;88:19<br/><b>territory (2)</b><br/>68:15;88:4<br/><b>test (8)</b><br/>70:14;71:5,5;72:15,17,20;<br/>73:10;92:14<br/><b>tests (7)</b><br/>54:19,20;70:3;71:9;72:4;74:7;<br/>92:11<br/><b>Texas (4)</b><br/>39:10,12,15;41:6<br/><b>Thanks (2)</b><br/>45:23;65:16<br/><b>therefore (4)</b><br/>30:4;87:19;91:12,13<br/><b>thinking (4)</b><br/>8:3;47:3;72:18;82:2<br/><b>third (2)</b><br/>64:2;96:1<br/><b>Thompson (21)</b><br/>16:7;17:4,7,11,13,14,19;18:16;<br/>19:17,21,24;20:4;21:12;22:24;<br/>23:1,2,5,16,18;78:18;92:12<br/><b>though (3)</b><br/>83:14;86:15;91:9<br/><b>thought (5)</b><br/>7:19;56:24;60:11;90:21,22<br/><b>threat (1)</b><br/>13:4</p> | <p><b>threatening (1)</b><br/>86:15<br/><b>three (21)</b><br/>4:18,19,21,22;5:13;6:14;14:7;<br/>17:13;44:20;45:18;56:3,5,17;<br/>59:19;66:7,15,16,19;71:4;72:3;<br/>84:19<br/><b>throughout (1)</b><br/>40:8<br/><b>Thursday (1)</b><br/>17:20<br/><b>tied (1)</b><br/>68:5<br/><b>timeframe (1)</b><br/>64:9<br/><b>timeline (1)</b><br/>83:8<br/><b>times (7)</b><br/>15:14;16:12;18:14;19:7;41:18;<br/>45:18;76:10<br/><b>today (1)</b><br/>36:11<br/><b>toe (1)</b><br/>96:18<br/><b>together (2)</b><br/>10:10;42:15<br/><b>told (5)</b><br/>51:20;52:15;54:23;71:11;73:24<br/><b>Tom (2)</b><br/>15:22;75:15<br/><b>tomorrow (2)</b><br/>10:1;62:11<br/><b>ton (1)</b><br/>88:17<br/><b>took (2)</b><br/>46:18;50:8<br/><b>topic (2)</b><br/>78:20,21<br/><b>totally (3)</b><br/>14:6;83:24;84:1<br/><b>town (10)</b><br/>36:14,15;43:7,15;46:7;47:18;<br/>53:17;55:7,10;76:18<br/><b>track (1)</b><br/>41:19<br/><b>traction (2)</b><br/>96:6,13<br/><b>traffic (3)</b><br/>16:2,11;18:18<br/><b>trap (1)</b><br/>12:22<br/><b>trapped (1)</b><br/>13:8<br/><b>trickling (1)</b><br/>10:2<br/><b>tried (1)</b><br/>10:17<br/><b>trip (2)</b><br/>17:2,5<br/><b>trouble (1)</b><br/>6:23<br/><b>truck (1)</b><br/>26:23</p> |
|---|---|--|---|

|  |  |  |  |
|--|--|--|--|
| <p><b>trucks (1)</b><br/>29:1<br/><b>true (4)</b><br/>40:23;45:2;70:13;84:5<br/><b>Trust (1)</b><br/>67:3<br/><b>trying (5)</b><br/>14:8;59:13;84:11;87:22;96:10<br/><b>Tuesday (1)</b><br/>17:20<br/><b>turn (2)</b><br/>64:19;75:23<br/><b>turn-around (1)</b><br/>66:5<br/><b>turned (2)</b><br/>84:20,21<br/><b>twice (2)</b><br/>7:16;62:9<br/><b>two (20)</b><br/>9:8,15,17;21:7,8;25:2,3,8,14;<br/>37:14;41:9;43:20;58:11;61:17;<br/>70:13;71:10;73:8,24;77:5;80:18<br/><b>two-and-a-half (1)</b><br/>55:9<br/><b>type (1)</b><br/>24:11</p>  | <p><b>upgrades (1)</b><br/>74:17<br/><b>upper (2)</b><br/>81:5,20<br/><b>use (10)</b><br/>13:11,13;29:5;32:17;57:9;62:6;<br/>72:15,17;76:12;96:4<br/><b>used (3)</b><br/>66:10;69:6;92:22</p>  | <p><b>warehouses (1)</b><br/>26:6<br/><b>way (25)</b><br/>6:9;10:14;11:9;16:5,8,11;18:17;<br/>20:9;36:22;38:12;39:24;40:6;<br/>41:24;44:8;53:9,12;67:12;71:22;<br/>73:2,7;76:6;78:13;83:14;96:2,8<br/><b>ways (1)</b><br/>73:8</p>   | <p><b>within (5)</b><br/>9:15;13:2;73:10;76:12;78:11<br/><b>without (3)</b><br/>50:1;51:8;63:17<br/><b>witness (7)</b><br/>70:2;72:15,17;73:5,6,9;76:18<br/><b>witnessing (5)</b><br/>70:5;76:5;78:10;92:11,14<br/><b>wonder (1)</b><br/>10:11<br/><b>wonderful (1)</b><br/>8:24<br/><b>wondering (6)</b><br/>35:12;43:24;44:8;46:2,5;70:9<br/><b>word (8)</b><br/>38:6;43:24;44:6;45:1,2,5,6;<br/>86:22<br/><b>work (27)</b><br/>7:20;8:10;9:11;10:10;12:3;13:1,<br/>6,16;21:20;16:39;19:40;20:47;1,<br/>8,17;52:10;54:7;57:14,17;67:2,<br/>3;74:16;75:9,9;84:12;87:14;<br/>93:5,14<br/><b>worked (5)</b><br/>11:7;41:10;51:7,13;54:16<br/><b>working (5)</b><br/>43:9;50:10;56:19;87:20;92:24<br/><b>works (1)</b><br/>73:15<br/><b>world (1)</b><br/>86:1<br/><b>worry (2)</b><br/>9:9;51:4<br/><b>writing (1)</b><br/>92:17<br/><b>wrong (1)</b><br/>76:19</p> |
| <b>U</b>   | <b>V</b>   |  |  |
| <p><b>under (12)</b><br/>25:8;26:2,3;60:14;78:19;85:17;<br/>89:11;90:18,19;91:6,8,21<br/><b>understood (3)</b><br/>51:6;78:3;90:24<br/><b>Unfortunately (2)</b><br/>57:19;60:23<br/><b>unfunded (1)</b><br/>52:9<br/><b>unit (1)</b><br/>62:5<br/><b>University (2)</b><br/>95:13,19<br/><b>unless (4)</b><br/>8:15;28:14;57:18;70:22<br/><b>unquote (1)</b><br/>68:15<br/><b>untrained (1)</b><br/>26:22<br/><b>untrou (1)</b><br/>70:5<br/><b>up (50)</b><br/>4:24;5:2;7:24;10:2;11:2;12:15,<br/>16;15:23;16:1,19;17:24;18:22;<br/>19:1;20:3,8,18,19;24:11,20;<br/>29:2;30:19;33:16,17;36:20;<br/>44:23;47:7;49:19;50:24;70:8;<br/>71:2,2,8,9,11,19,21;80:5;81:14;<br/>88:5;89:13,15,18,20;90:21,23;<br/>93:7,9;94:4;95:24;96:20<br/><b>update (1)</b><br/>62:11<br/><b>updated (1)</b><br/>62:8</p> | <p><b>variance (5)</b><br/>95:9,11,12;96:24;97:4<br/><b>variances (5)</b><br/>94:24;95:5,7;96:1;97:20<br/><b>varieties (1)</b><br/>25:10<br/><b>verbally (1)</b><br/>31:24<br/><b>verification (1)</b><br/>62:6<br/><b>verifies (1)</b><br/>9:19<br/><b>verify (6)</b><br/>6:18;74:16;75:1,5;82:24;83:3<br/><b>versus (1)</b><br/>89:12<br/><b>vertical (5)</b><br/>25:6,12;29:17;58:5;89:12<br/><b>vertically-moving (1)</b><br/>25:4<br/><b>vested (1)</b><br/>44:13<br/><b>veteran (1)</b><br/>33:18<br/><b>Village (6)</b><br/>34:20;46:1,3;65:17,19;68:8<br/><b>violates (1)</b><br/>47:11<br/><b>voice (1)</b><br/>57:20<br/><b>VRCs (1)</b><br/>30:17</p> | <p><b>wayside (1)</b><br/>57:12<br/><b>web (3)</b><br/>12:8,9;62:16<br/><b>website (44)</b><br/>5:16,19;6:10,20,23;7:2;8:15;<br/>11:2,16,18;12:16;23:7,12;32:16,<br/>19,22;33:4,5;36:20,20,24;46:10;<br/>47:23;48:4;52:6,24;54:24;59:24;<br/>62:6,8;63:3,5,8,15;64:10;79:16,<br/>17,23,23;80:2,7;83:4,6;84:2<br/><b>week (10)</b><br/>4:17,18,21,23;9:15,17,23;56:3;<br/>62:10;66:19<br/><b>weekend (1)</b><br/>7:3<br/><b>weeks (9)</b><br/>9:15;56:3,5,17;61:18;64:11;<br/>66:7,8,15<br/><b>Weese (2)</b><br/>95:12,12<br/><b>welcome (3)</b><br/>15:4;39:9;94:13<br/><b>weren't (1)</b><br/>71:6<br/><b>west (3)</b><br/>38:5;95:13;97:12<br/><b>what's (7)</b><br/>19:16;52:24;53:8;61:4;64:9;<br/>88:21;94:4<br/><b>wheelchair (2)</b><br/>47:1;64:1<br/><b>Whereupon (1)</b><br/>3:4<br/><b>wherever (1)</b><br/>17:2<br/><b>whole (5)</b><br/>18:5;22:12;39:6;48:21;73:13<br/><b>whomever (2)</b><br/>70:22;74:19<br/><b>who's (1)</b><br/>14:2<br/><b>wide (1)</b><br/>65:24<br/><b>willing (2)</b><br/>28:4;50:12<br/><b>winter (1)</b><br/>20:6<br/><b>wintertime (1)</b><br/>20:11<br/><b>Wisconsin (2)</b><br/>41:5,16<br/><b>wish (1)</b><br/>32:16</p> |  |
|  | <b>W</b>   |  | <b>Y</b>   |
|  | <p><b>wait (6)</b><br/>10:19;18:19;33:15,16,17;34:9<br/><b>waited (2)</b><br/>10:16;16:14<br/><b>waiting (4)</b><br/>6:13;15:24;34:8;71:4<br/><b>waiver (1)</b><br/>5:10<br/><b>walk (1)</b><br/>60:17<br/><b>Walking (1)</b><br/>53:6<br/><b>wants (4)</b><br/>28:15;58:8;74:19;87:9<br/><b>warehouse (1)</b><br/>27:9</p>  |  | <p><b>year (13)</b><br/>17:16;19:18,19,21;22:12;37:22;<br/>40:6;45:18;74:8;86:11;88:8;<br/>89:3;92:16<br/><b>year-and-a-half (1)</b><br/>39:11<br/><b>years (22)</b><br/>5:13;6:14;14:7;33:18;35:11;<br/>41:8,8,14,14,15,16,16,17;42:4;<br/>44:20;50:1,7,20;51:3;59:19;<br/>68:11;84:19<br/><b>yesterday (2)</b><br/>4:13,14<br/><b>Young (46)</b><br/>78:17,20;79:6,11,17,20;80:3,11,<br/>13,18,22;81:19;82:3,12,16,24;<br/>83:5,11,15;84:10,15;85:3,6,20;<br/>86:7,14,22;87:4,16;88:1,16,21;<br/>89:1,6,18;90:10;91:1,4,24;92:6;<br/>93:12,14,19,22;94:7,11<br/><b>Y-o-u-n-g (1)</b><br/>78:17</p>   |

| <b>Z</b>                 |  |  |  |
|--------------------------|--|--|--|
| <b>zero (1)</b><br>53:19 |  |  |  |