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ELEVATOR SAFETY REVIEW BOARD MEETING

REPORT OF PROCEEDINGS, had at the meeting of the Elevator Safety Review Board before CHAIRMAN FRANK CHRISTENSEN, at the Office of the State Fire Marshal, Springfield, Illinois, commencing on the 14th day of May, A.D. 2009, at the approximate hour of 8:30 a.m.

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

1           CHAIRMAN CHRISTENSEN: We're going to call  
2 the meeting to order. Please rise for the  
3 Pledge of Allegiance.

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

6           CHAIRMAN CHRISTENSEN: Did everybody get a  
7 chance to review the minutes? Is there a  
8 motion to accept?

9           MR. GILLIS: Yes.

10          CHAIRMAN CHRISTENSEN: And are there  
11 seconds?

12          MR. SWIENTON: I'll second it.

13          CHAIRMAN CHRISTENSEN: Any additions or  
14 corrections?

15                           [NO RESPONSE.]

16          CHAIRMAN CHRISTENSEN: None being, all  
17 those in favor, say "aye."

18                           [CHORUS OF "AYES."]

19          CHAIRMAN CHRISTENSEN: All those against?  
20 The "ayes" have it.

21                           Old business. Elevator Safety Program  
22 progress report from Bob Capuani.

23          MR. CAPUANI: Okay. As of 5-11-09, the  
24 conveyances registered, 28,150; the licensed

1 contractors 97; licensed inspectors, a hundred  
2 and fifty-five; licensed mechanics, 1,625;  
3 licensed apprentices, 709; licensed inspection  
4 companies, 25; and municipalities with  
5 agreements, a hundred sixty-three; permits  
6 issued, 783.

7 Yes, sir?

8 MR. GREGORY: I'll ask you the same  
9 question I asked you at the last meeting,  
10 especially now that the drop-dead date, or  
11 whatever you call it, has occurred. Are you  
12 guys ahead, behind? Everybody is --

13 MR. CAPUANI: We are currently caught up.

14 MS. DELGRECO: On registrations. Just on  
15 registrations, Bob.

16 MR. CAPUANI: We'll go there later.

17 MR. GREGORY: What?

18 MS. DELGRECO: Just on registrations.

19 CHAIRMAN CHRISTENSEN: The report to the  
20 Board on registering material lifts,  
21 differences between B20 and A17. John Fennell?

22 MR. FENNELL: In looking over -- and I got  
23 some information from the public. I mean, I  
24 didn't ask for it, but they sent it anyway.

1           It seems to me that the only way this is  
2 going to be resolved is what code was that  
3 conveyance constructed under? If it was  
4 constructed under B20, it is not regulated. If  
5 it was constructed under A17, then it is  
6 regulated. And that's going to have to be a  
7 field decision. We're not going to know. But  
8 that's what the Board -- that's what the  
9 statute and the rules say, so.

10           CHAIRMAN CHRISTENSEN: All right.  
11 Clarification concerning witnessing of pressure  
12 test for municipalities with an agreement.

13           MR. FENNELL: The issue on that one, I  
14 just went back and looked at the authority with  
15 regards to an agreement in a municipality. The  
16 Act places the affirmative duty upon the owner  
17 of a conveyance to have it inspected. That  
18 would include a regular inspection; that would  
19 include an annual pressure test; any other  
20 inspections that are required for that  
21 conveyance by the code.

22           In cases where there is not a municipal  
23 agreement, the owner would hire a licensed  
24 inspector to, in fact, conduct those

1 inspections that are required.

2 In municipalities that have agreements,  
3 and those who -- and if in those agreements  
4 they specify an inspection company that's been  
5 hired by the municipality, or the municipality  
6 has its own inspectors, then the owner of the  
7 conveyance has to contact the municipality with  
8 regards to the inspections. If there is an  
9 exclusive agreement in the municipality -- and  
10 that's entirely possible. It may or may not  
11 be. Then the municipality -- if it's exclusive  
12 to a municipality's inspector, then the  
13 municipality is not required to accept  
14 inspection reports from any other inspector,  
15 but that's up to the municipality when they  
16 sign the agreement.

17 MR. GREGORY: So let's say picking  
18 somewhere closest to where I live, because  
19 that's easier to pick on because I don't  
20 remember their name -- Evanston, Illinois. So  
21 if they have an agreement with XYZ Elevator  
22 Inspection Company, they could do this one of  
23 two ways. You could say you guys are our  
24 special company, and you do all of our

1 inspections, including, since we're talking  
2 about it, pressure tests. But all the  
3 category 1, category 3 and category 5 tests,  
4 you guys do. They could do that as part of an  
5 exclusive agreement? Is that --

6 MR. FENNELL: Yes.

7 MR. GREGORY: Okay. And if they have not  
8 signed one with an exclusive agreement, then  
9 the building owner, conveyance owner, could  
10 say, "Well, gee whiz. I want to use ABC  
11 Elevator Inspection Company to do the  
12 category 5 test, or whatever, or witness the  
13 category 5 test"?

14 MR. FENNELL: Yes.

15 MR. GREGORY: I mean, that's -- so, yeah.  
16 I mean, so I'm restating in English what you  
17 just said in English.

18 MR. FENNELL: Okay.

19 MR. GREGORY: So the question then arises,  
20 it's up to the owner that you pointed out? The  
21 duty is on the owner to get these tests done?

22 MR. FENNELL: Correct.

23 MR. GREGORY: So where you have a  
24 exclusive municipal agreement, that could go,

1 let's say, two ways. The owner pays -- that's  
2 part of his municipal fee? You know, every  
3 year I got to pay?

4 MR. FENNELL: What does the municipal  
5 ordinance say?

6 MR. GREGORY: Okay. Or --

7 MR. FENNELL: I have no idea.

8 MR. GREGORY: All right. Or the  
9 conveyance owner could get billed by the  
10 inspection company?

11 MR. FENNELL: Whatever the ordinance says.

12 CHAIRMAN CHRISTENSEN: Certificates of  
13 operation. Bob?

14 MR. CAPUANI: This is a response to a  
15 question that was asked at the last meeting.

16 The Division of Elevator Safety has issued  
17 more than 1,500 certificates of operation to  
18 date. The division has sent out nearly 7,000  
19 inspection due notices to locations under the  
20 state jurisdiction. We have identified more  
21 than 3,000 more that will be sent out over the  
22 next two months.

23 After the initial distribution is  
24 complete, we will identify our remaining

1           locations that have not had inspection  
2           performance sent out another inspection due  
3           notice. The goal of the division is to  
4           properly notify building owners of the  
5           requirements for annual inspections and get  
6           done in the appropriate amount of time to  
7           complete the inspection process. The division  
8           is aware that building owners have encountered  
9           some delays in scheduling inspections due to  
10          the high demand. At which point we are  
11          comfortable that all building owners under  
12          state jurisdiction have been properly notified,  
13          we will perform audits and shut down elevators  
14          if the situation requires the state fire  
15          marshal to do so.

16                 We are currently in the process of hiring  
17          additional state inspectors to perform such  
18          audits until other municipalities who have  
19          entered into state agreements. The division is  
20          proud of the work we have performed to date to  
21          register conveyances, issue permits and  
22          follow up on issues and complaints. We will  
23          continue to expand the work we do and work with  
24          building owners and elevator industries to

1 ensure the safety of the citizens of Illinois.

2 CHAIRMAN CHRISTENSEN: Thank you.

3 MR. CAPUANI: And, Mr. Chairman, I believe  
4 the Board needs to recognize the hard work and  
5 thank the limited staff of the elevator  
6 division, especially Elaine in the Chicago  
7 office, Jodi, Janet and Maggie in the  
8 Springfield office. They have processed  
9 thousands of registrations, licenses and  
10 certificates. And without them, we wouldn't be  
11 where we are right now.

12 CHAIRMAN CHRISTENSEN: Thank you. Thanks.

13 [APPLAUSE.]

14 CHAIRMAN CHRISTENSEN: Okay. New  
15 business. Board Member Dick Gregory?

16 MR. GREGORY: A lot of building owners  
17 complain to me. And so I have -- they said,  
18 "Well, why do I get this violation or that  
19 violation?" and so forth. And hopefully I have  
20 this.

21 I move that the Board -- yes, that the  
22 Board have the administrator send a letter to  
23 all licensed inspection companies to make it  
24 clear that the code to be enforced is the code

1           that is adopted and that editions that are the  
2           opinion of the inspector for the company are  
3           not allowed.

4           CHAIRMAN CHRISTENSEN:  Is there -- from  
5           legal counsel, is there any --

6           MR. FENNELL:  No.  That's fine.

7           CHAIRMAN CHRISTENSEN:  There's been a  
8           motion made.  A second to that?

9           MR. SWIENTON:  I'll second that.

10          CHAIRMAN CHRISTENSEN:  Any questions on  
11          it?  Kelly?

12          MR. WELLER:  Dick, what is this a result  
13          of?

14          MR. GREGORY:  This is a result of building  
15          owners saying that "X" person wrote me up for a  
16          violation.  And then when you research the  
17          applicable codes, you don't find that that's in  
18          the code.  And this is nationwide.  I mean,  
19          we're not, I mean, only the place where this  
20          happened.  But that the inspector has got his  
21          opinion of what ought to be, but it's not what  
22          the code says.

23          CHAIRMAN CHRISTENSEN:  Or they even make  
24          up a code.

1           MR. GREGORY: Well, that's probably  
2 possible, too.

3           MR. WELLER: So how does passing this  
4 motion stop that?

5           MR. GREGORY: It's just notifying them  
6 that we're not supposed to do it. It's not a  
7 motion that says we're going to beat the  
8 daylights out of you if you do it. It's giving  
9 them some fair notice. You know, I mean, fair  
10 notice, I think, is reasonable.

11          MR. WELLER: So we're saying that whoever  
12 is inspecting that particular conveyance has to  
13 follow whatever code it was installed in?

14          MR. GREGORY: Well, the code in the State  
15 of Illinois, what we've adopted. That's it.

16          MR. WELLER: Okay.

17          CHAIRMAN CHRISTENSEN: Any more questions?

18                               [NO RESPONSE.]

19          CHAIRMAN CHRISTENSEN: All those in favor,  
20 say "aye."

21                               [CHORUS OF "AYES."]

22          CHAIRMAN CHRISTENSEN: All those against?

23                               [NO RESPONSE.]

24          CHAIRMAN CHRISTENSEN: The "ayes" have it.

1 Is there anything else?

2 MR. GREGORY: I have another long one,  
3 which I will not be averse to having it tabled  
4 for study, but I will read it.

5 "Local authorities party to an elevator  
6 safety" -- "Illinois Elevator Safety Program  
7 Agreement with the OFSM shall have the  
8 authority to contract with elevator inspection  
9 companies licensed by the State of Illinois for  
10 the inspection of conveyances." Well, that's  
11 self-limited.

12 "Each such inspection agreement shall  
13 contain the agreed upon cost of semi-annual  
14 inspections in accordance with Appendix N1 of  
15 ASW A17.1-2007," which was what we're under,  
16 "or later edition of the code adopted by the  
17 OSFM. Each such inspection agreement shall  
18 include the agreed upon costs of witnessing all  
19 tests that the OSFM requires to be witnessed by  
20 an independent third party licensed elevator  
21 inspection company. Each such inspection  
22 agreement shall include the cost of plan review  
23 for new installations, plan review for  
24 modernization of conveyances and special

1 inspections. Each such inspection agreement  
2 shall include the cost of initial inspections  
3 of new or modernized conveyances. Each such  
4 inspection agreement shall include the cost of  
5 the inspection of all alterations to  
6 conveyances for which the OSFM requires  
7 inspection.

8 The local authority" -- and that's the  
9 municipality. We call them local authority in  
10 our rules or code -- "shall designate if the  
11 fees paid by the conveyance owner or manager  
12 are to be paid to the local authority for  
13 subsequent payment to the elevator inspection  
14 company, or shall be paid directly by the  
15 conveyance owner to the elevator inspection  
16 company. It is not permitted to require or  
17 allow fees to be paid by elevator companies.

18 Should the owner of any conveyance covered  
19 by the local authority request to use a  
20 licensed elevator inspection company, other  
21 than the company that holds the contract with  
22 the local authority, that shall be permitted."

23 I realize this is different than we've  
24 done it.

1           The local authority shall have the  
2 authority to require payment to the local  
3 authority of the differential between what the  
4 owner would have paid the local authority and  
5 what the local authority would have paid the  
6 elevator inspection company for which it has a  
7 contract." And the aim of that is that the  
8 local authority doesn't then lose out.

9           MR. FENNELL: Mr. Chairman?

10          CHAIRMAN CHRISTENSEN: Yes.

11          MR. FENNELL: I am going to strongly  
12 recommend the Board table this for legal  
13 review.

14          CHAIRMAN CHRISTENSEN: That's what we'll  
15 do. Do you want to table it?

16          MR. GREGORY: I totally agree.

17          CHAIRMAN CHRISTENSEN: Okay.

18          MR. FENNELL: I got it. Thank you.

19          CHAIRMAN CHRISTENSEN: Is that it then?

20          MR. GREGORY: That's it.

21          CHAIRMAN CHRISTENSEN: Okay. All right.  
22 We're going to move on to public comment, but  
23 before I call anybody up for the public  
24 comment, as the chairman here, I will not

1 accept attacks on anybody from the public, or  
2 any Board members or anybody working for the  
3 fire marshal's office. And I will not accept  
4 grandstanding here at this table.

5 So Mike Gibbs?

6 MR. GIBBS: I'll be brief. I just wanted  
7 to thank the Board for allowing the witnessing  
8 to be done in-house. The plan seems to be  
9 working, at least for our company. Thank you.

10 CHAIRMAN CHRISTENSEN: Thank you, Mike.

11 Patty Young?

12 MS. YOUNG: No comment.

13 CHAIRMAN CHRISTENSEN: Okay. Rich  
14 Jandora?

15 MR. JANDORA: Good morning. Rich Jandora  
16 with Otis Elevator Company.

17 I'm here today to submit our accredited  
18 elevator escalator certifying organization  
19 certificate, confirming compliance with A17.7  
20 for our Gen2 belts. And I ask that the Board  
21 approve the Gen2 belts for the State of  
22 Illinois, considering we have a certificate.

23 So on that first tab, you'll see our  
24 certificate from the Underwriters Laboratories

1 for the Gen2 belt meeting the requirements of  
2 A17.7. The third tab actually is the  
3 administrative code rules confirming the  
4 performance safety code for elevators and  
5 escalators A17.7. I know it states A17.1, but  
6 it's obviously supposed to be 17.7 is adopted  
7 by the state.

8 I've also included the applicable pages on  
9 the performance-based safety code that are  
10 referenced on our certificate, as well as the  
11 Gen 2 inspector's guide, which is also  
12 referenced on our certificate.

13 MR. WELLER: We passed this last year,  
14 right?

15 MR. JANDORA: Well, what we have currently  
16 is our -- we presented our product to you. And  
17 each time we have an installation, we come  
18 before you and request a variance. What this  
19 allows us to do, being that we have a  
20 certificate meeting compliance with A17.7,  
21 would mean that we no longer need a variance.

22 MR. WELLER: So this resolves the interim?

23 MR. JANDORA: Yes.

24 MR. WELLER: Was the Gen2 belt -- didn't

1 we have an issue with the Gen2 belt?

2 CHAIRMAN CHRISTENSEN: The belts.

3 MR. WELLER: Okay.

4 CHAIRMAN CHRISTENSEN: We've already  
5 accepted this. So they're just not  
6 coming -- they will not be coming back for a  
7 variance each time when they want this stuff,  
8 correct?

9 MR. FENNELL: I would -- correct, but I  
10 would suggest does the Board feel that they  
11 need time to review the information? Or are  
12 they familiar with it as it sits?

13 MR. GREGORY: I move that we accept the  
14 certification by AECO, as they are called -- in  
15 this case, Underwriters Laboratory -- of  
16 approval of the Gen2 belts of the specific ones  
17 that they've approved, and on the schedule,  
18 which they've approved them through  
19 March 12th of 2012, such that they do not  
20 have -- so that -- such that Otis Elevator does  
21 not have to come here for variances to install  
22 these.

23 CHAIRMAN CHRISTENSEN: There's been a  
24 motion made. Is there a second?

1 MR. HERTSBERG: I'll second it.

2 CHAIRMAN CHRISTENSEN: Any discussion?

3 MR. GILLIS: I've got a question.

4 CHAIRMAN CHRISTENSEN: Rod?

5 MR. GILLIS: Rich, this certification, it  
6 has some conditions of acceptance. Can you  
7 explain that a little bit?

8 MR. JANDORA: Conditions of acceptance?

9 MR. GILLIS: Yeah. I mean, is this the  
10 only way that they'll certify you is if it's  
11 installed under these particular conditions?

12 MR. JANDORA: That's my understanding,  
13 correct. So obviously protection from UV  
14 light -- they're in the hoistway, as well as a  
15 machine room, and should be protected from UV  
16 light in those conditions. The operating  
17 temperature, minus 10 degrees to positive  
18 55-degrees centigrade, I don't think that  
19 that's an issue considering the environment to  
20 be installed in.

21 MR. GILLIS: Do you know how to break that  
22 into Fahrenheit?

23 MR. JANDORA: I believe that is about  
24 18 degrees Fahrenheit to a hundred thirty-five

1 degrees Fahrenheit roughly.

2 MR. GILLIS: Okay. I mean, my only  
3 question is, if we give them the ability to  
4 just put these in, and there are these  
5 conditions, how are we going to be assured that  
6 it's installed under these conditions?

7 MR. FENNELL: Inspection, by inspection  
8 before they get their certificate.

9 MR. GILLIS: Okay.

10 MR. FENNELL: That's all. Just like  
11 anything else.

12 MR. GREGORY: Within the A17 standards  
13 committee, we worked on this A17.7 for years  
14 and years because things flow extraordinary  
15 nil, at the speed of wet, cold molasses of A17.  
16 And after many years, we finally passed the  
17 standard such that new technology can be  
18 accepted before we get around to writing a  
19 prescriptive code and putting in A17.1, which  
20 takes even more years.

21 So this allows -- I mean, just so, you  
22 know, there is in the works -- and I would not  
23 attempt to predict when it will be finished,  
24 that the Gen2 belts will actually be in a

1 standard that is a standard. It's going to be  
2 A17.6. I'm in the process now. I mean, that's  
3 coming down the road.

4 But in the meantime, the general idea is  
5 that any new product could go through this  
6 conformity assessment, which is -- if you had  
7 to build an elevator from scratch and get it  
8 certified, it would probably take a hundred  
9 years because it's such an involved deal. But  
10 if you take a bite at a small chunk, like the  
11 belts, you can do it in a year or so. You  
12 know, going through the process.

13 CHAIRMAN CHRISTENSEN: Tom?

14 MR. GANIERE: I have a question. I  
15 totally agree with the intent of what's going  
16 on here, but I have a question.

17 The code doesn't specifically allow this.  
18 And we say, okay, they've gone through, they've  
19 gotten the certification, and we're going to  
20 allow it. Is that not a change in the code?  
21 And until the code reflects the change,  
22 shouldn't it be by variance? This is more of a  
23 procedural question. It has nothing to do with  
24 the quality of the product or whether it works

1 or not, because it obviously does. I just  
2 don't want us to get into trouble here.

3 MR. GREGORY: Right. This actually is  
4 addressed by the A17.1 code. In the very  
5 beginning, it allows AHJs -- that's us -- to  
6 grant variances or just even blanket variances  
7 for different kinds of things. Presumably it  
8 does -- equivalent, safety. And we've been  
9 granting these on these coated steel belts, but  
10 we never had anything to hang our hat on, okay?

11 But what you have now is the  
12 one -- there's only three nationwide AECOs you  
13 can certify. What you have is one of them,  
14 which is the one, the main one in the U.S. is  
15 UL that certifies that these meet -- that gives  
16 us something to hang our hat on. I mean, we no  
17 longer have to go, oh, what do we know about  
18 these things? We have somebody that's looked  
19 at this. Underwriters Lab in this case.

20 MR. GANIERE: My question goes back -- and  
21 I would ask Mr. Fennell to comment on that. I  
22 understand that you had variances, but my  
23 understanding was you can't grant a blanket  
24 variance.

1           MR. FENNELL: Correct. We, as a Board,  
2           decided procedurally not to grant blanket  
3           variances because of the issue not knowing  
4           where a particular system was being installed.  
5           So that if the problem, a problem showed up  
6           such as with the Kebler Row (phonetic), we  
7           wouldn't know where the new technology was  
8           installed. The way I see this is that UL has  
9           said this system complies with the provisions  
10          of A17.7 and A17.1.

11          MR. GREGORY: Yes.

12          MR. FENNELL: It complies with it. It  
13          doesn't have to list the -- it doesn't have to  
14          list the specific reference to a given system.  
15          It's simply certifying here that this meets the  
16          requirements of the code; therefore, we're not  
17          granting variances anymore. It is available  
18          for installation without even asking us, just  
19          like any other hoisting system is.

20          MR. WELLER: So it's not a blanket  
21          variance?

22          MR. FENNELL: No.

23          MR. WELLER: We don't even have to approve  
24          it.

1           MR. FENNELL: No. We're accepting. We're  
2 accepting the certification of compliance.  
3 That's what we're doing.

4           CHAIRMAN CHRISTENSEN: Would there be a  
5 problem, Rick, if you notified the elevator  
6 division where you were putting these in?

7           MR. JANDORA: No.

8           MR. GREGORY: In actuality, we are under  
9 A17.1 edition 2007 code. That's our code.  
10 Section 1.2, 1.2.1(C), okay? No. 1.2.1,  
11 compliance with this code shall be achieved  
12 by: A, conformance with this code, conformance  
13 with some other -- for the things that do  
14 not -- well, apply with A17.1 conformance with  
15 ASME, A17.7.

16          MR. FENNELL: Fine.

17          MR. GREGORY: So it's right in our code  
18 that if we conform to A17.7, it conforms. And  
19 up until -- Otis happens to be the first to do  
20 this. Because up until, you know, a few months  
21 ago, there were no AECOs. So on those, A17.7  
22 existed for a long time, and nobody could do it  
23 because there was nobody.

24          MR. WELLER: I have just -- sorry. I just

1           have one quick question. This only -- what  
2           we're passing now only applies to the Otis  
3           specification?

4           MR. FENNELL: Otis Gen2 system.

5           MR. WELLER: That's it?

6           CHAIRMAN CHRISTENSEN: Correct.

7           MR. JANDORA: Correct.

8           MR. GILLIS: I have one more question. I  
9           only have one more.

10          I'll be honest. I still have hang-ups  
11          about these things, because an elevator  
12          mechanic, in my opinion, can't go look at the  
13          suspension and physically look at it and say  
14          "It's getting worn." They depend on this  
15          monitoring system. Does this Board or does the  
16          fire marshal's office, even if we pass this  
17          thing and give them what they want, does  
18          somebody have the authority to -- if there's an  
19          inspection done, and this monitoring device  
20          isn't on a particular unit, do we have the  
21          authority to require that? I mean --

22          MR. FENNELL: Yeah, that's part of the  
23          system.

24          MR. GILLIS: Okay. I just wanted to make

1           sure of that.

2           MR. FENNELL:   You're right.

3           MR. GILLIS:   Because I picture -- and Otis  
4           says they will put them on, and I have no  
5           reason to doubt that, but in the elevator  
6           industry, it's possible that another contractor  
7           could get maintenance on that thing, and if  
8           they don't know how to work on it, read it or  
9           replace it, then it becomes an issue, a safety  
10          issue, in my opinion.  So I just wanted to make  
11          sure that somebody, whether it be the Board or  
12          Chet or whoever, has the authority to say,  
13          "Hey, that has to be there in order  
14          to" -- okay.

15          MR. FENNELL:   Sure.

16          MR. GILLIS:   Okay.

17          MR. WELLER:   If I can remember the system  
18          right, you know, it automatically shuts itself  
19          down, right?  Once it sees a glitch in the  
20          cable?  So it can't keep running if the  
21          monitoring system --

22          MR. GILLIS:   Which is fine.

23          MR. WELLER:   I see what you're saying.

24          MR. GILLIS:   Relying on a machine makes me

1 a little bit leery.

2 MR. WELLER: Unfortunately that's the way  
3 of the world nowadays.

4 MR. FENNELL: We'll talk later.

5 MR. JANDORA: As far as the visual  
6 inspections are concerned, there is the  
7 inspector's guide on the very last page of this  
8 booklet. And starting on Page 7, it walks you  
9 through how to visually inspect it as well.

10 MR. GILLIS: Okay.

11 CHAIRMAN CHRISTENSEN: Rick, I've got a  
12 question for you after this motion. So don't  
13 leave.

14 Is there any more questions?

15 [NO RESPONSE.]

16 THE WITNESS: All those in favor, say  
17 "aye."

18 [CHORUS OF "AYES."]

19 CHAIRMAN CHRISTENSEN: The "ayes" have it.

20 Rick, on your monitoring system, your  
21 belts and all that, would you have a problem  
22 with Otis Elevator -- you'll probably have to  
23 go back and find out -- is if the state  
24 inspectors could go through -- do you have

1 training on the equipment? Would you have a  
2 problem showing the state inspectors?

3 MR. JANDORA: Not at all, not a problem.  
4 We'd be happy to.

5 CHAIRMAN CHRISTENSEN: Do we need a  
6 motion?

7 MR. FENNELL: No.

8 CHAIRMAN CHRISTENSEN: Thanks, Rick.

9 MR. JANDORA: Thank you.

10 CHAIRMAN CHRISTENSEN: All right. Kirk  
11 Pohl?

12 MR. POHL: Hi. I'm Kirk Pohl, Midwest  
13 Elevator. And I'd like to thank Otis Elevator  
14 for all the Gen2 training they did give us on  
15 the monitoring system. I've seen it twice now.

16 One of my concerns with inspections is the  
17 same thing that was dealt with in other cases,  
18 which is the consistency between inspectors.  
19 And as I suggested at the Northfield meeting in  
20 December, I'm hoping that we can get together  
21 and e-mail a list so that all these updates and  
22 changes and procedures could be at least sent  
23 to the head of the inspection companies. You  
24 know, make it our responsibility to give it to

1 the field inspectors.

2 You know, I read the website, and I read  
3 the bulletin updates, and I read the minutes.  
4 I don't get to attend all the meetings. But  
5 the reason why I'm standing up here is what  
6 happens in Lake County could happen in Galena  
7 and could happen in Marion. And anything to  
8 move towards, you know, consistency between  
9 inspectors and inspector companies should be  
10 addressed by the Board.

11 MR. CAPUANI: With the limited staff we  
12 have right now, the website is our main means  
13 of communication. If the Board changes, say,  
14 the codes, we will send letters out to  
15 inspection companies. Actually, we'll send a  
16 letter out to every inspector, not just the  
17 inspection company. But right now we use the  
18 website as our main means of communication.

19 MR. POHL: Okay. One specific thing that  
20 encouraged me to drive up here was that the  
21 change in procedure on the -- we'll call it the  
22 2013 sheet, the second sheet? You know, that  
23 you're wanting a clean sheet to give a  
24 certificate for non-line safety items? I never

1 saw it on that website that we needed to  
2 separate that. It was discussed barely at the  
3 meeting in December up here, you know. And as  
4 Mr. Stuard stated at the last meeting -- "Now I  
5 have a backlog of all these inspection reports  
6 that I have to rewrite for everybody," and the  
7 aggravation that you guys hear from building  
8 owners, you know, it's coming from the same  
9 side from us. You know, this is the  
10 21st century. Click a category. You click it.  
11 You know, I mean, it's seven clicks away, and  
12 it's seven for everybody.

13 MR. CAPUANI: Let me ask you a question.  
14 You were at the meeting, right?

15 MR. POHL: Northfield. That one, yeah.

16 MR. CAPUANI: I think there was 50 that  
17 attended that meeting?

18 MR. POHL: Well, about 35 inspectors.

19 MR. CAPUANI: Yeah. I'd say 50 percent of  
20 them are still writing comments in the comment  
21 section, and we went over it. I brought it up  
22 on a screen.

23 MR. POHL: I did it up until February and  
24 the first of March because I didn't know until

1 I got a comment from a client about it. They  
2 contacted you guys; I contacted you guys;  
3 figured out the new procedure, okay? And  
4 changed ours and told all my guys, you know.  
5 Now I'm in line.

6 MR. CAPUANI: You're talking about this  
7 March?

8 MR. POHL: Yeah, eight weeks ago I finally  
9 changed it because I didn't know about it.

10 MR. CAPUANI: You were at the meeting.

11 MR. POHL: It was discussed as an option.

12 MR. CAPUANI: No, no, no. It was not  
13 discussed as an option. I put it up on the  
14 screen, and I said this is the way that we will  
15 accept, period.

16 MR. POHL: But you'll accept a clean  
17 sheet?

18 MR. CAPUANI: Yes, period. There was  
19 no -- there was a little discussion about it,  
20 but this is the way I want it. Our division  
21 wanted it.

22 MR. POHL: One-fifth of the licensed  
23 inspectors in the State of Illinois were there,  
24 and I've discussed it with other gentlemen that

1           were there, and they got the same opinion out  
2           of it as I did.

3           All I'm saying is, you know, we need to  
4           keep open lines of communication open so we can  
5           move consistently forward as we've progressed.  
6           There's a lot of argument on all sides.

7           MR. CAPUANI: Thank you. I will take it  
8           under advisement.

9           MR. WELLER: Is there a trade association  
10          that represents your division, an attorney?

11          MR. POHL: No. I did think it was  
12          interesting Mr. Stuard suggested that a  
13          third-party inspection company have a  
14          representative on the Board. And I think  
15          that's a wonderful idea, you know. If we're  
16          here in the public interest, everybody should  
17          be invited to conversations as often as  
18          possible.

19          MR. WELLER: Well, you need to be somewhat  
20          realistic that the state government is not  
21          going to be as efficient as you would otherwise  
22          like it to be. Usually there's associations  
23          and groups that kind of monitor all this stuff,  
24          and you guys belong to that and make it to

1 facilitate that communication. It's going to  
2 be very difficult for us to be in a position to  
3 disseminating this all across the state.

4 MR. POHL: If one person from the office  
5 would send it to me, I'd be more than happy to  
6 send it to everybody on the post-it.

7 MR. WELLER: And you're going to be  
8 responsible for that?

9 MR. POHL: Absolutely.

10 MR. WELLER: Perfect. Then you ought to  
11 just charge everybody then. I mean, it  
12 shouldn't be your responsibility, but I mean --

13 MR. POHL: You know, what you said about  
14 grandstanding or whatever, we don't need to go  
15 there.

16 MR. WELLER: I'm just trying to ask if  
17 there's some other way, okay?

18 MR. POHL: And one last comment. You  
19 know, the comment about insufficient  
20 inspectors. You know, it's been -- the Chicago  
21 meeting a year and a half ago, I still don't  
22 understand that. I talked to other inspection  
23 companies, you know. We've got guys; we've got  
24 inspectors. Where is this lack of inspectors

1 at?

2 CHAIRMAN CHRISTENSEN: Okay. Thank you.

3 Mel Harwick?

4 MR. HARWICK: I'm a retired U.S. Postal  
5 Service elevator inspector, and I've began an  
6 inspection company here. I've turned in and  
7 got the paperwork done. Several men that work  
8 for me are prior postal elevator inspectors.  
9 As most of you know, we had a reduction in  
10 force about a year ago.

11 I look forward to doing the bid securing  
12 form (phonetic). I'll give you a few cards for  
13 you gentlemen if you don't mind it. And I  
14 think there's plenty of work. From what I've  
15 seen -- and I've done my studies -- about  
16 everybody -- we're not worried about having  
17 enough work or trying to compete with somebody  
18 else or take someone else's bread and butter.  
19 I don't really think that's what's going on.

20 There's some growing pains, I've seen, as  
21 with anything new. Some of the things the  
22 gentleman here addressed -- at the post office,  
23 we had our own e-mail database where we could  
24 disseminate information to the group. I mean,

1           it was just something we did voluntarily.  
2           You'd address something like that to be done,  
3           to not burden the State Fire Marshal Office. I  
4           wouldn't have any problem with that at all,  
5           something like that. But I look forward to it,  
6           and hopefully it will get things brought up to  
7           the way it should be.

8           I did have one issue that was brought up  
9           in Bloomington. The specialist was here,  
10          several of them here. The Otis Gen2 things,  
11          which is very interesting what the gentleman  
12          said. But I talked to a gentleman down there  
13          who had been doing work here, and when we turn  
14          in the final checklist before, everything has  
15          been corrected, be it a lightbulb and whatever,  
16          everything on there, but that's fine. The  
17          problem or the question he had was, in reality,  
18          you did 10 inspections in the building, okay?  
19          And you've got several writeups to the  
20          maintenance company. They take care of it.  
21          Come back for reinspection, and they're simply  
22          going to check to see if they took care of  
23          these items, and then send the clean sheet to  
24          your office. That sounds good. The problem

1 here was, on the actual records, it makes it  
2 look like my company did 10 elevators in one  
3 day or 20 elevators in one day, when in reality  
4 you didn't. This was a follow-up inspection.  
5 You follow where I'm coming from?

6 MR. WELLER: We had that discussion.

7 MR. HARWICK: And there's been problems  
8 going through the "I" cards. They had the  
9 misconception we did 20 elevators in one day.  
10 Man, you can't do a proper -- and that's true,  
11 but that's not what happened here. It was a  
12 reinspection.

13 MR. CAPUANI: I think we changed the form  
14 to put "reinspection" at the bottom.

15 MR. HARWICK: That would be wonderful if  
16 we had something on the form saying that.

17 MR. CAPUANI: It is. It is on the bottom  
18 of the form.

19 MR. WELLER: Just for that particular  
20 purpose.

21 MR. HARWICK: Perhaps I missed it, but it  
22 was brought up by, like I say, by several guys.  
23 All right. Well, that should take care of it.

24 CHAIRMAN CHRISTENSEN: Thank you.

1           MR. CAPUANI: Thank you. And welcome  
2           aboard. We look forward to working with you.

3           CHAIRMAN CHRISTENSEN: Dan Baumann? Could  
4           you come up here?

5           MR. BAUMANN: The director had said that  
6           he has 28,150 elevators registered here? We've  
7           got 25 elevator inspection companies? Is that  
8           correct?

9           MS. DELGRECO: Yes.

10          MR. BAUMANN: We've got 155 elevator  
11          inspectors, right? In the current light of  
12          what's going on with the city, in the City of  
13          Chicago, Dick, you're very well-versed with  
14          what's going on, and your name was in the  
15          article. I wanted to know has anybody from the  
16          City of Chicago contacted the Board or  
17          contacted anybody here about using those  
18          hundred fifty-five elevator inspectors for the  
19          suburban areas for the City? Because they  
20          didn't want to do the law, but yet they're  
21          going to use the inspectors that are already  
22          registered here.

23          MR. CAPUANI: We have had no contact from  
24          the City of Chicago. I personally haven't had

1 any contact, no.

2 CHAIRMAN CHRISTENSEN: Nothing from the  
3 Board here.

4 MR. BAUMANN: Daley just came out and said  
5 that -- he made a statement that he's going to  
6 rely on second-party alternate inspectors, like  
7 the suburbs, and he specifically said that. So  
8 I figured they had something to do with the  
9 State, but since they didn't --

10 CHAIRMAN CHRISTENSEN: Dick?

11 MR. GREGORY: Let me just briefly, because  
12 we don't -- I don't want to take a huge amount  
13 of time. Richard Minnich (sp), who is the  
14 building commissioner, stated that -- and I'm  
15 not talking to you because I'm talking so that  
16 the court reporter can hear -- stated  
17 that -- let's see. That was last week.  
18 Friday, he stated that in two weeks, he's going  
19 to come up with a plan. So it's not been two  
20 weeks. No, it was this week, Tuesday, that he  
21 said two weeks he'll come up with a plan.  
22 So --

23 MR. BAUMANN: Well, I just found it very  
24 strange that we've got a hundred fifty-five

1 inspectors. And I know the City of Chicago has  
2 a hell of a lot more people -- excuse my  
3 language. Has got a lot more elevators in it,  
4 and they've got six elevator inspectors.

5 MR. GREGORY: The City, depending on who  
6 you're listening to, has 10 or 9. I think it's  
7 9.

8 MR. BAUMANN: They just laid one off.  
9 They just laid one off.

10 MR. GREGORY: You mean between last week  
11 and this week?

12 MR. BAUMANN: No. This was about last  
13 month. They laid one off. I think there is  
14 nine total. But one of them is always in the  
15 office, because he's --

16 MR. GREGORY: Understood. They actually  
17 have. The Tribune was wrong when they said  
18 there's 20,000. There's actually 28,000 units  
19 to inspect. So in the City -- and you are  
20 correct; it is a joke. And what is Richard  
21 Minnich going to come up with? My bet -- I  
22 bet big money on it that I don't know.

23 MR. BAUMANN: Thanks for your time.

24 CHAIRMAN CHRISTENSEN: Thank you.

1           Okay. The last public comment is Tom  
2           Gray?

3           MR. GRAY: Good morning. I'm Tom Gray  
4           from Elevator Inspection Service. This is an  
5           issue that --

6           CHAIRMAN CHRISTENSEN: Can you come up?

7           MR. GRAY: I'm sorry.

8           This is an issue that's resurfaced  
9           is -- and I have to give it by way of an  
10          example.

11          A municipality with a contract agreement  
12          has instructed the building owners to use the  
13          services of that contracted inspection company  
14          for purposes of witnessing. The elevator  
15          service company suggested to the building owner  
16          that they had their own QEI on staff to do the  
17          job. And, in turn, he, the building owner,  
18          solicited the inspection company for a contract  
19          to do the witnessing. And that was completed.  
20          In turn -- by the way, it was originally  
21          scheduled for about a three-week-out inspection  
22          when the elevator provider was going to provide  
23          their QEI. The contract was completed for a  
24          witnessing agreement with the elevator

1 inspection company that's contracted with the  
2 community. The building owner advised the  
3 service provider. The service providers said  
4 we won't be available for that for about eight  
5 weeks. We're back to that issue of  
6 availability and cooperation with the elevator  
7 service providers working not against us, but  
8 with us toward getting the witnessing  
9 concluded. I am sure the Board should hear  
10 that.

11 MR. GREGORY: I didn't -- did you say the  
12 municipality signed an agreement with the  
13 elevator inspection company specifically  
14 stating that only the elevator inspection  
15 company could witness the test?

16 MR. GRAY: No. There was no language that  
17 specifically says the inspection company could  
18 witness the test, but it was an agreement for  
19 services required of inspection companies as  
20 being a contracted party to handle all services  
21 that inspectors do in the community. All  
22 services would be certainly inspections,  
23 reinspections, code compliance as well as  
24 witnessing of necessary tests.

1           CHAIRMAN CHRISTENSEN: But the companies  
2 are using their own inspector of their company  
3 just to do pressure relief tests, correct?

4           MR. GRAY: Correct.

5           CHAIRMAN CHRISTENSEN: Okay.

6           MR. GREGORY: Does your agreement with the  
7 municipality include the fee as -- you know,  
8 then paid by the owner to municipality or to  
9 you for this witnessing?

10          MR. GRAY: Yes, it does.

11          MR. GREGORY: I don't know what to say  
12 about it. It sounds like -- I don't see any  
13 reason. I think we should table this issue  
14 with my motion. It sounds to me if the  
15 municipality has signed an agreement whereby  
16 the conveyance owner pays either the  
17 municipality or you for the witnessing of the  
18 test. Let's --

19          MR. WELLER: I don't understand what the  
20 question is.

21          MR. GRAY: The issue came at the end  
22 because it was a fiscal matter. The fee we  
23 were charging for the witnessing was about  
24 30 percent of the costs that the elevator

1 service provider was going to charge for the  
2 same service.

3 MR. WELLER: So they're coming in and  
4 undercutting the price?

5 MR. GRAY: No.

6 MR. FENNELL: No. They're overcharging.

7 MR. GRAY: We have a fixed price, and they  
8 were marking up or using their own staff member  
9 as a QEI at three times the price.

10 MR. WELLER: Then why wouldn't the  
11 municipality use you?

12 MR. GRAY: It isn't the municipality's  
13 choice. It's the choice of the building owner.

14 MR. WELLER: Well, if they want to pay  
15 30 percent more, can't they pay 30 percent  
16 more?

17 MR. GRAY: They don't want to pay  
18 30 percent more.

19 I'm sorry.

20 MR. FENNELL: No. That's okay.

21 This is an issue between the building  
22 owner and the municipality, you and the service  
23 company. This is not an issue that this Board  
24 can address because there is an agreement that

1 hands the authority over to the municipality.

2 MR. GRAY: I understand that. It's the  
3 issue of the individual elevator service  
4 provider using a QEI.

5 MR. FENNELL: It's an issue between the  
6 municipality, you, the building owner and the  
7 service provider.

8 MR. GRAY: Okay. That's the end of the  
9 story.

10 MR. FENNELL: That's where the issue lies.  
11 It does not lie here.

12 MR. GRAY: One extension of that is for  
13 the elevator service providers that use their  
14 own QEIs, are those particular elevator service  
15 providers licensed as an inspection company?

16 MR. FENNELL: I don't know. I don't know  
17 what we're talking about. Some are.

18 MS. DEL GRECO: Some are and some aren't.

19 MR. GRAY: Are they outside of compliance  
20 requirements?

21 MS. DELGRECO: If they have an inspector,  
22 they're also a licensed inspection company. If  
23 they have an inspector working for them, and  
24 they are not a licensed inspection company,

1           that inspector must carry his own insurance  
2           coverage.

3           MR. GRAY:   Okay.  What's the method of  
4           enforcement?

5           MR. CAPUANI:  Well, the Board gave  
6           permission for contractors to use their  
7           licensed inspectors working for that company to  
8           perform pressure tests.

9           MS. DELGRECO:  To witness.

10          MR. CAPUANI:  To witness pressure tests.

11          MR. GRAY:  Outside of having an inspection  
12          license?

13          MR. CAPUANI:  They have an inspection  
14          license with us.  They don't have an inspection  
15          company license with us.  Some do, some don't.

16          MR. GRAY:  There's no specific requirement  
17          that holds that?

18          MR. CAPUANI:  No, because the Board  
19          granted that permission.

20          MR. GRAY:  As a variance?  Thank you.

21          CHAIRMAN CHRISTENSEN:  Thanks.  We have no  
22          more public comment.

23          But I'd like to ask John Fennell, what I  
24          hear on the street is that inspection companies

1 out there, when they do inspections, are  
2 charging the elevator companies for the  
3 inspections when they should be charging the  
4 building owners. We tabled that motion. So  
5 that's going to be part of it.

6 MR. FENNELL: Yeah. Oh, yeah.

7 CHAIRMAN CHRISTENSEN: Thank you. The  
8 other thing -- Palatine. Was Palatine the town  
9 we received a letter?

10 MR. CAPUANI: Yes. We received a letter  
11 last week from Palatine wanting to know our  
12 action plan and how we were going to -- they  
13 sent this list of unregistered elevators, what  
14 would be our action plans of enforcing it.

15 Jim Aubin and I went out to Palatine most  
16 of the day. We actually issued 12 citations  
17 and shut down two elevators. Unfortunately,  
18 one of the elevators was managed by the Village  
19 of Palatine. So right now the Village of  
20 Palatine has one elevator down. But if we do  
21 increase our workforce, which I'm hoping we  
22 will, that's our plan of attack for the State  
23 is to go into the municipalities with  
24 agreements and without agreements and enforce

1           it.

2                   CHAIRMAN CHRISTENSEN:  You also tried to  
3           meet with the commissioner who wrote this  
4           letter?

5                   MR. CAPUANI:  Correct.

6                   CHAIRMAN CHRISTENSEN:  And what was the  
7           comment on there?

8                   MR. CAPUANI:  Make an appointment.

9                   CHAIRMAN CHRISTENSEN:  So he told you to  
10          make an appointment when you were shutting the  
11          elevators down?

12                  MR. CAPUANI:  Correct.

13                  CHAIRMAN CHRISTENSEN:  All right.  Dick?

14                  MR. GREGORY:  Does Palatine have an  
15          agreement?

16                  MR. CAPUANI:  No.

17                  MR. GREGORY:  I guess it's up to us.  I  
18          guess it's up to us to shut them down.  So shut  
19          them down.

20                  CHAIRMAN CHRISTENSEN:  I'd like to thank  
21          Bob and the inspectors for doing their jobs.

22                  MR. CAPUANI:  Thanks, Mr. Chairman.  I  
23          appreciate that.

24                  CHAIRMAN CHRISTENSEN:  Is there any more

1 comment from the Board?

2 [NO RESPONSE.]

3 CHAIRMAN CHRISTENSEN: None being, is  
4 there a motion to adjourn?

5 MR. GREGORY: So move.

6 MR. GILLIS: So move.

7 CHAIRMAN CHRISTENSEN: The motion has been  
8 made. All those in favor, say "aye."

9 [CHORUS OF "AYES."]

10 CHAIRMAN CHRISTENSEN: All those against?

11 [NO RESPONSE.]

12 CHAIRMAN CHRISTENSEN: Okay. Now we'll go  
13 to variances and appeals. Do you want to take  
14 a break, a five-minute break? And we'll go to  
15 variances.

16 [WHEREUPON A BRIEF BREAK WAS TAKEN.]

17 CHAIRMAN CHRISTENSEN: Could you please  
18 come up?

19 MR. RICHARDS: Bill Richards.

20 CHAIRMAN CHRISTENSEN: Okay.

21 MR. RICHARDS: I have three different  
22 variances. The first one is for OSF, North  
23 Route 91, Peoria for 8-millimeter rope.

24 MR. GREGORY: Oh, is that what it is?

1 MR. WELLER: This one?

2 MR. GREGORY: Is this the real fat one?

3 MR. RICHARDS: No. It's not the fat one.  
4 It's the OSF IT offices. There's actually two  
5 of them in there, elevator one and two. Are  
6 you finding it?

7 MR. REARDON: I'm Paul Reardon.

8 CHAIRMAN CHRISTENSEN: You have to come  
9 up.

10 MR. RICHARDS: It's two separate issues.

11 MR. WELLER: We're just trying to get the  
12 paperwork right.

13 MR. REARDON: I'm Paul Reardon with  
14 PSA-Dewberry. And I'm the cause for the big  
15 fat one, okay? It's my understanding -- Bill  
16 is here and for two reasons. One, to discuss  
17 the pit depth and the use of a toe guard. But  
18 my understanding through Kone, the other  
19 variance is somewhat like the one we started  
20 earlier where it's something where you're going  
21 through on a rope. So there were two separate  
22 variances. Kone's dealing with the one  
23 relating to the rope, and I'm dealing with the  
24 one related to the elevator.

1           CHAIRMAN CHRISTENSEN:  Let's go with the  
2 rope one, okay?

3           MR. RICHARDS:  So it's for 8-millimeter  
4 rope on the two cars.

5           CHAIRMAN CHRISTENSEN:  Is there a motion  
6 to accept the variance?

7           MR. SWIENTON:  Move.

8           MR. GANIERE:  I'll second that.

9           It's very similar to other ones that we've  
10 granted previously, correct?

11          CHAIRMAN CHRISTENSEN:  Correct.

12          MR. GANIERE:  Don't we have several  
13 variances that deal with the same thing today?

14          MR. FENNELL:  Yes.

15          MR. GANIERE:  Are we --

16          CHAIRMAN CHRISTENSEN:  One by one.

17          MR. GANIERE:  Okay.

18          CHAIRMAN CHRISTENSEN:  All right.  On the  
19 question.  Any questions?

20                               [NO RESPONSE.]

21          CHAIRMAN CHRISTENSEN:  None being, all  
22 those in favor say "aye."

23                               [CHORUS OF "AYES."]

24          CHAIRMAN CHRISTENSEN:  All those against?

1 [NO RESPONSE.]

2 CHAIRMAN CHRISTENSEN: The "ayes" have it.

3 MR. RICHARDS: This is 161 Wingate  
4 Boulevard, Wingate Manor in Shilo. Same  
5 variance for the rope size.

6 CHAIRMAN CHRISTENSEN: Is there a motion  
7 to accept?

8 MR. GANIERE: So move.

9 CHAIRMAN CHRISTENSEN: Is there a second?

10 MR. SWIENTON: Second it.

11 CHAIRMAN CHRISTENSEN: On the question?

12 MR. GILLIS: What's Wingate Mainor?

13 MR. RICHARDS: I believe --

14 MR. GILLIS: I'm sorry. I just wanted to  
15 know what Wingate Manor was. Is it a hotel?

16 MR. RICHARDS: I'm not sure. It's  
17 actually for our St. Louis office, so.

18 CHAIRMAN CHRISTENSEN: Is there any more  
19 questions?

20 [NO RESPONSE.]

21 CHAIRMAN CHRISTENSEN: None being, all  
22 those in favor say "aye."

23 [CHORUS OF "AYES."]

24 CHAIRMAN CHRISTENSEN: All those against?

1 [NO RESPONSE.]

2 CHAIRMAN CHRISTENSEN: The "ayes" have it.

3 MR. RICHARDS: One more on the rope. Now  
4 there's an addition with the rope on this one  
5 also.

6 CHAIRMAN CHRISTENSEN: Go ahead.

7 MR. RICHARDS: This is for Illinois Farm  
8 Bureau in Bloomington, Illinois. It's an  
9 existing building. It's for the 8-millimeter  
10 rope, and also they only have a 4-foot 6-inch  
11 pit. So we'd like to use a retractable toe  
12 guard, which is also -- we included the  
13 description and everything in it.

14 CHAIRMAN CHRISTENSEN: Let's go with the  
15 motion. If somebody makes a motion on that,  
16 the cables.

17 MR. GREGORY: I move we grant the variance  
18 on the 8-millimeter and 6-millimeter ropes.

19 CHAIRMAN CHRISTENSEN: Is there a second?

20 MR. SWIENTON: I'll second it.

21 CHAIRMAN CHRISTENSEN: Is there any  
22 questions on that?

23 [NO RESPONSE.]

24 CHAIRMAN CHRISTENSEN: All those in favor,

1 say "aye."

2 [CHORUS OF "AYES."]

3 CHAIRMAN CHRISTENSEN: All those against?

4 [NO RESPONSE.]

5 CHAIRMAN CHRISTENSEN: The "ayes" have it.

6 Now to the pit.

7 MR. RICHARDS: The existing building has a  
8 hydraulic elevator. We're going with our  
9 EcoSpace. It's a 4-foot 6-inch pit is what is  
10 existing there. So we're wanting a variance so  
11 we can use the retractable toe guard, instead  
12 of having to do all the construction and  
13 cutting that concrete out of the pit.

14 MR. GANIERE: This is an existing  
15 building, correct? And it's a new elevator?  
16 Is that what we're doing?

17 MR. RICHARDS: It's an old existing  
18 hydraulic for now. It was installed in  
19 the '60s, I'm going to assume, and modernizing  
20 it to the new.

21 MR. GREGORY: But a totally new elevator  
22 platform, car sling and everything?

23 MR. RICHARDS: Yes.

24 MR. GREGORY: Because you're putting in

1           your -- whatever you call it -- Eco? To do  
2           what?

3           MR. RICHARDS: Pardon me?

4           MR. GREGORY: What rope to do what?

5           MR. RICHARDS: 4 to 1.

6           MR. GREGORY: 4 to 1?

7           MR. RICHARDS: Yes. The only thing we're  
8           reusing is the door entrances, the doorframes.  
9           Everything else will be --

10          MR. SWIENTON: You don't want to dig the  
11          pit out any more because of the --

12          MR. RICHARDS: I don't personally have the  
13          reasons. It's an existing building. We're not  
14          sure what's under there. I guess we would have  
15          to do some -- get some engineering involved to  
16          see if there's anything under there.

17          MR. GREGORY: How is the building built?  
18          I mean, if the building is built on spread  
19          footings, like let's say the Auditorium Theater  
20          building in Chicago, which should be the  
21          biggest name building I can think of right  
22          away, those are built on spread footings that  
23          go out like this. And if that's underneath the  
24          pit, you can't go down there. If the building

1 is built on pilings with pile caps, hopefully  
2 you'd know where the damn pilings are. And if  
3 there's no set of pilings with pile caps in the  
4 hoistway area, you could dig down, and if there  
5 is one, you couldn't. So I guess the question  
6 is, where's the hydraulic elevator?

7 MR. RICHARDS: Correct.

8 MR. GREGORY: Is there a basement?

9 MR. RICHARDS: Yes.

10 MR. GREGORY: More likely than not, it's  
11 not on spread footings. Is there a river next  
12 to it?

13 MR. RICHARDS: No.

14 MR. GREGORY: I think you could dig down.

15 MR. SWIENTON: For me, personally, on  
16 this, I've got to know why. You know, you  
17 can't do it? Do you have an engineer report?  
18 Are the footings -- or will the building  
19 collapse or something? I've got to know why.

20 MR. RICHARDS: I can't answer that.

21 MR. GILLIS: I'm a little leery. Bill, I  
22 voted for these and against these, and it's  
23 based on the information in the documentation  
24 that we have, so.

1 MR. RICHARDS: Okay.

2 CHAIRMAN CHRISTENSEN: So you'll come back  
3 to us with that?

4 MR. RICHARDS: Yes.

5 CHAIRMAN CHRISTENSEN: There was no motion  
6 made. Okay.

7 MR. REARDON: Well, again, I'm Paul  
8 Reardon. I'm an architect with PSA-Dewberry in  
9 Peoria. We are the architectural firm that's  
10 doing the project at OSF.

11 When I had discussions to send in this  
12 information down, I tried to send anything I  
13 could to support the request for the variance.  
14 So I've never done one of these before. So if  
15 you have -- if you want me to go through it  
16 with specific pertinent points, I can do that,  
17 or I'm ready to answer questions. So, really,  
18 you can tell me what you'd like me to do.

19 MR. GREGORY: I guess --

20 MR. WELLER: What are you asking for?

21 MR. REARDON: Oh, okay. I'm sorry.

22 We are asking -- we have -- OSF is  
23 building a new building. So it is a new  
24 building. It's not retrofitted. It was done

1 with a fast-track construction. We have put in  
2 the steel -- we have spread footings on the  
3 building. It's a structural steel frame, a  
4 basement and two stories. And we -- the owner  
5 made a selection to go with a Kone EcoSpace  
6 elevator system after the decision was made on  
7 what to do with the footings. The footings are  
8 in -- I'm sorry. The footings are combined  
9 with -- the two-column footings are combined  
10 with the elevator pit floor, and that was  
11 poured and put in place 4 feet deep. We are  
12 using the Kone EcoSpace elevator, which does  
13 require a 5-foot deep pit if the  
14 non-retractable toe guard is used. Kone has a  
15 retractable toe guard, which they have had  
16 approved on other projects. What we're  
17 requesting is to go with the 4-foot pit.

18 MR. SWIENTON: This could have been done  
19 if everybody was informed at the workplace, it  
20 would have been --

21 MR. REARDON: If the decision to utilize a  
22 Kone elevator at the outset had been made, yes.

23 MR. SWIENTON: Somebody just went ahead  
24 and put a foundation and went, "Oh, well."

1 We'll figure out something"?

2 MR. REARDON: I don't know if I would term  
3 it as loosely as that, but it was a process  
4 that was used. They have had some concern  
5 about environmental issues within their other  
6 facilities. They're trying to get floors and  
7 EcoSpace or a machine-less (phonetic) or  
8 pistonless elevator, and that was one of their  
9 reasons for deciding. But the other was  
10 because of the underground water condition we  
11 have in the building.

12 MR. SWIENTON: How is that a problem? You  
13 know, people going ahead with it? That's my  
14 opinion.

15 CHAIRMAN CHRISTENSEN: Do you have any  
16 documentation on the pilings?

17 MR. REARDON: In here -- there's a sheet  
18 in here. Sheet 4 shows the footings that are  
19 adjacent to the elevator pit. There is one  
20 that -- they are spread footings. There's one  
21 that pretty much borders the pit. They're all  
22 four integral with the pit. You can notice the  
23 one in the upper left-hand corner is really  
24 integral with the pit, and that the load for

1           that column is the pit floor, is being spread  
2           into the pit floor.

3                   CHAIRMAN CHRISTENSEN: Well, I could  
4           see -- what worries the Board is that if we  
5           allow this to happen, then we're going to allow  
6           it for every building that's being built that  
7           we're going to have the problem with it, and we  
8           don't want that to happen. I mean, there's a  
9           reason why you have 5 foot in there,  
10          protection.

11                   MR. GILLIS: We ran into this before, and  
12          we did reject it, and it was based on lack of  
13          information. They came back the next month and  
14          gave us enough information that we ran the  
15          variance. But my question is, we're starting  
16          to see this, where they build and inspect these  
17          things for hydros, and Kone comes in and tells  
18          them they're doing it for whatever reason. I  
19          don't know why. Maybe it was pricing or  
20          whatever. But then we end up with this pit  
21          thing. And I don't know if this Board can do  
22          anything or require something to prevent that,  
23          but I think it's going to happen more and more,  
24          because they do. They inspect these and build

1           them for a 4-foot hydro pit, and then along the  
2           line --

3                   CHAIRMAN CHRISTENSEN: Did Kone notify  
4           before the building was being built about the  
5           5-foot pit? Or you guys just decided?

6                   MR. REARDON: No. Our original design was  
7           based on a piston elevator with a 4-foot pit.  
8           Footings, foundation, package was lacking.

9                   During the preparation of the other  
10          packages, which were done subsequent to the  
11          construction of the -- construction dealing  
12          with the frame, and ultimately the foundation,  
13          it was decided to go with the EcoSpace system.  
14          Prior to that, we are not -- it was not an  
15          option that was on the table. And it was after  
16          those were in place, and we received shop  
17          drawings and information from Kone that we  
18          realized collectively, Kone included, that a  
19          5-foot pit was not there.

20                   CHAIRMAN CHRISTENSEN: Kelly?

21                   MR. WELLER: Just a few questions. I'm  
22          looking at Kone's statement of safety. They're  
23          saying that they feel that there's no exposure  
24          to the public. So now what we're talking about

1 is the mechanics and inspectors, and we have  
2 done this in the past. It looks to me like  
3 you've got a fairly long list of why you can't  
4 do it.

5 MR. REARDON: Okay.

6 MR. WELLER: I'm inclined to want to vote.  
7 I'm just a little -- I'm with the rest of the  
8 Board. I'm a little disappointed. You know,  
9 it seems like halfway through the process, you  
10 guys made a pretty significant decision to  
11 change the mechanicals in the building. Is  
12 that unusual? Have you done that before?

13 MR. REARDON: I wouldn't say that's a  
14 usual situation.

15 MR. WELLER: So is it a financial  
16 decision?

17 MR. REARDON: Well, in part, as I  
18 mentioned, the project was being done on a  
19 fast-track method. The owner had some of their  
20 own research that they were doing while we were  
21 continuing with the design of the building.  
22 And it was -- and, I guess, you know, not to  
23 minimize it, but it was an unfortunate series  
24 of events that came to the point where they

1 wanted to go with that decision because of the  
2 water situation under the building and their  
3 own feeling about trying to get away from  
4 hydraulics. And it was, in a sense, to do the  
5 5-foot pit at that point, it was too late, but,  
6 you know, I wouldn't say that's normal.

7 And, Mr. -- Dick, you had a question?

8 MR. GREGORY: He's first.

9 MR. REARDON: Okay.

10 MR. GANIERE: I understand fully why  
11 variances need to be granted for existing  
12 construction. I don't understand why a  
13 variance needs to be granted for new  
14 construction. Just because they went -- the  
15 owner went to the architect and said, "This is  
16 what we want to do." And then after  
17 construction starts, they decide, "Oh, now wait  
18 a minute. We want to do something different."  
19 Well, I'm sorry. You had your opportunity to  
20 do something different at the beginning, and  
21 you didn't.

22 I'm not inclined -- I think last time we  
23 did this, I was the only one that voted "no" on  
24 the variance. I'm sorry. I don't believe in

1           variances with new construction because the  
2           planning wasn't done properly.

3           CHAIRMAN CHRISTENSEN: Go ahead, Dick.

4           MR. GREGORY: What's above this hoistway  
5           in the roof?

6           MR. REARDON: Including the basement -- we  
7           have a basement, first and second floor.

8           MR. GREGORY: And then there's a roof?

9           MR. REARDON: Yes.

10          MR. GREGORY: And I had this done -- when  
11          Kone did this for me for 12 elevators on Marco  
12          Island in Florida where we did not have deep  
13          enough pits, and we ripped out hydraulic  
14          elevators. So I mean, there was an existing  
15          building. We ripped them out. Kone ripped  
16          them out. I didn't personally do that. And  
17          put in their MonoSpace (sp), EcoSpace, whatever  
18          kind of spaceship they put in there. But  
19          because of the lack of pit depth, there was  
20          enough overhead to put the 2 to 1 shift on top  
21          of the car shaft. So if you raised the roof  
22          over the hoistway, you could put the 2 to 1  
23          shift on top of a car sling, and you can have a  
24          4-foot pit.

1           And you should -- at least you're not  
2 going to be particularly -- you're not going to  
3 be limited. The pit depth -- you don't have  
4 enough pit depth based on the speed because  
5 you're not going to go a thousand foot a minute  
6 for three floors. I mean, that's obvious.

7           So if you get the overhead, and Kone has  
8 already engineered this -- and I think the name  
9 of the job was Royal Marco.2, Marco Island.  
10 Tom Zimmerman was the Kone manager on Marco  
11 Island who did this. It's terrible when you  
12 remember everything.

13           And digging down next to the Gulf of  
14 Mexico was a little bit of an issue, see? So  
15 they did it. You know, they just raised the  
16 roof up over the elevator hoistway and get the  
17 overhead that you need.

18           MR. REARDON: And because I'm not as  
19 familiar with what you're referring, Bill, can  
20 you help me out a little bit about what this  
21 system he was talking about that we might be  
22 able to use as an alternative?

23           MR. RICHARDS: No, I'm not familiar with  
24 that.

1           MR. GREGORY: No. It went through -- no.  
2           It took two months to go -- this is half a  
3           dozen years ago at least. It took two months  
4           to go through Kone's engineering in Moline  
5           because they'd never done it before, but they  
6           did it. You know, got those 12 elevators done.  
7           And, you know, the average apartment there at  
8           that time was a million and a quarter. So I  
9           would fix their own elevators if they gave me  
10          two apartments.

11          CHAIRMAN CHRISTENSEN: Go ahead.

12          MR. GANIERE: But this building, the shell  
13          is already up, right?

14          MR. REARDON: That is correct.

15          MR. CAPUANI: I only have one comment.  
16          And I believe you should have approached this  
17          Board before you proceeded with this project.

18          MR. REARDON: I guess at the time that we  
19          proceeded, we didn't know that we had an issue  
20          here. That's why we didn't approach the Board.

21          MR. SWIENTON: I want to get my comments  
22          on record here. I've been -- with this new  
23          construction, I just don't agree with it. You  
24          know, you've got to get these architects,

1 builders and owners together before they start  
2 something, and not start something and go, "Oh,  
3 now we want to change it."

4 And I think we just went through this with  
5 an addition or shopping center in Bolingbrook.  
6 They wanted something with their sump pump or  
7 something. They didn't want to go busting  
8 through any walls. And I said, "Well, too bad.  
9 You should have figured it out ahead of time."

10 So as far as I'm concerned, the way this  
11 is right now, no, not for new construction.

12 MR. WELLER: I don't want to get in a  
13 situation where we're making you or your client  
14 a scapegoat for a policy that all of us, I  
15 think, feel like is maybe getting a little  
16 abused. I think this really -- your client has  
17 put you in a really bad position.

18 MR. REARDON: I would appreciate it.  
19 We're all in a bad position.

20 MR. WELLER: This is going to be a strike  
21 against you, because if you bring another one  
22 of these back, we're going to go, "What's wrong  
23 with your firm? Are you guys not checking this  
24 out that these are changes that needed to be

1 foresighted?"

2 I'm going to make a motion to pass your  
3 variance because I think it's not in the  
4 public's best interest.

5 What I see in Kone's letter is that  
6 they're willing to take the safety issue and  
7 put it on their back because they've pretty  
8 much said, "Right. We believe this is a safe  
9 installation." If someone gets hurt, with that  
10 being in writing, in my mind, Kone is going to  
11 be on the hook. I'm surprised they said that.

12 But I'm inclined to do it with the things  
13 that we have done in the past -- clearly marked  
14 for the inspectors; we want pictures brought  
15 back with the installation; it's documented  
16 that the pit is not in compliance with the  
17 code.

18 MR. REARDON: Signage.

19 MR. WELLER: I'll make the motion that we  
20 pass it. All I can do is try to support you,  
21 and we'll see what happens.

22 MR. REARDON: I appreciate it.

23 MR. WELLER: I'd like to make the motion  
24 that we grant the variance.

1           CHAIRMAN CHRISTENSEN: There's been a  
2 motion. Is there a second?

3                           [NO RESPONSE.]

4           CHAIRMAN CHRISTENSEN: I'll ask again. Is  
5 there a second?

6                           [NO RESPONSE.]

7           CHAIRMAN CHRISTENSEN: No second?

8           MR. REARDON: Okay. Thank you.

9           MR. AUBIN: One more, the Abraham Lincoln.

10          CHAIRMAN CHRISTENSEN: Abraham Lincoln?

11          Dave, how you doing? Dave, good morning.

12          MR. LES RICHARDS: My name is Les  
13 Richards. I'm representing Abraham Lincoln  
14 Memorial Hospital in Lincoln. We're in the  
15 process of planning a new replacement facility.  
16 And we're going to be offering imaging  
17 services, MRI and CT. And those will be in the  
18 building, but any time there's a breakdown  
19 where you could have extended maintenance, or  
20 if we're going to change out a machine, we want  
21 to be able to offer mobile imaging services, a  
22 van that would pull up next to the hospital.

23                        So our plan is to have a umbilical, if you  
24 will, a side part of the building where we

1           could offer the mobile imaging services to  
2           nonambulatory patients, people on a stretcher.  
3           And to do that, we'd be using a platform lift,  
4           and that platform lift, as I understand it, the  
5           allowable size is 18 square feet. And because  
6           of our stretcher sizes, we would have to have  
7           21 square feet. And so we're asking for a  
8           variance to allow that lift to be that size.

9           CHAIRMAN CHRISTENSEN: Okay. Did  
10          everybody get a chance to look at it?

11          MR. GANIERE: I have a question. Maybe  
12          Dick can answer this.

13          The allowable size, maximal allowable size  
14          of 18 square feet, that's in the code?

15          MR. GREGORY: That's in the A18.1 code.

16          MR. GANIERE: I mean, I've seen these type  
17          of lifts at my local hospital before, and 18  
18          square feet seems unreasonably small for what  
19          they're talking about and for what I've seen at  
20          my local hospital.

21          MR. GREGORY: But 18 square feet  
22          was -- the A18 material at one time was covered  
23          in the A17.1 code and was broken out 10 years  
24          ago or something like that. And the agreement

1 in breaking it out was to limit the size of the  
2 items because anything bigger than that should  
3 be designed to have the -- these were supposed  
4 to have been of limited applicability or use.  
5 Anything bigger should have a regular elevator.

6 And the concern really with a larger  
7 square feet is will the manufacturer supply  
8 documentation signed by a registered  
9 professional engineer in the State of Illinois  
10 to certify that all of the structural elements  
11 meet the structural elements that they would  
12 have to meet. You know, a safety factor of  
13 times 5 or some things like that.

14 What kind of drive is it going to have?

15 MR. LES RICHARDS: It will be a screw  
16 drive.

17 MR. HERTSBERG: What? A screw drive?

18 MR. GREGORY: Oh, boy.

19 CHAIRMAN CHRISTENSEN: The screw elevator,  
20 they outlawed how many years ago?

21 MR. GREGORY: But that's -- screw -- you  
22 don't know what you're getting into. If I was  
23 a priest, I would help you out.

24 You're stressing -- you're stressing that

1 kind of a system. What kind of rise?

2 MR. LES RICHARDS: 4 feet 4 inches.

3 MR. GREGORY: 4 feet? You know, if your  
4 vendor could give you a hydraulic drive, you  
5 might be able to get a registered professional  
6 engineer to certify that it met all the  
7 strength requirements. Other than that, you  
8 would be further ahead putting in a regular  
9 elevator and making it large enough to handle a  
10 full stretcher and get it out.

11 MR. GANIERE: This is an inside building,  
12 right? This is outside?

13 MR. LES RICHARDS: No, this is inside the  
14 building.

15 MR. WELLER: Are you with the hospital, or  
16 are you with Nolan, Matlock and --

17 MR. LES RICHARDS: I'm with the hospital.

18 MR. WELLER: Okay.

19 MR. LES RICHARDS: Pansing, Nolan, Matlock  
20 are our architects.

21 MR. GREGORY: If you're going -- okay.  
22 I've put in platform lifts with screw drives,  
23 and those customers -- thank goodness I'm not a  
24 contractor anymore. Those customers just hate

1 me. And they really, really hate me. And I  
2 don't even drive near their neighborhoods  
3 anymore.

4 MR. CAPUANI: Is screw drive still  
5 covered?

6 MR. GREGORY: In A18.

7 CHAIRMAN CHRISTENSEN: Kelly?

8 MR. WELLER: This is a new hospital that  
9 you're planning?

10 MR. LES RICHARDS: Yes.

11 MR. WELLER: You know, I'm "pro" helping  
12 you go along here, but it looks to me like, can  
13 you maybe go back and come up with a solution  
14 that might -- if you're not already way out of  
15 the ground, is this a financial decision to go  
16 with?

17 MR. LES RICHARDS: It was the design of  
18 the architect. We haven't -- we're going to  
19 break ground soon, but we haven't done it yet.

20 MR. WELLER: You've got some time. It's  
21 not imminent, that the next 30 days that you  
22 can't go back?

23 MR. GREGORY: One entranceway to the  
24 hospital, and the other entrance would be to

1 the -- you'd come in one side from the hospital  
2 of the building and the other side?

3 MR. LES RICHARDS: Yeah. If it would help  
4 you, I've got a couple of diagrams here.

5 This is the area where the platform lift  
6 would be inside the building. This is the  
7 door, and the mobile imaging trailer would sit  
8 here. And this kind of shows how the patient  
9 would come through the doorway into this lift  
10 area, and then out into the mobile imaging van  
11 there.

12 MR. GREGORY: You could put a front and  
13 rear hydraulic elevator in there with automatic  
14 doors, and make life easy for everybody, and a  
15 4-foot rise, you know.

16 CHAIRMAN CHRISTENSEN: I think Dick's  
17 recommendation is that you need to come back to  
18 us and check on the hydraulic lift, if that's  
19 the way you're going to go, or put an elevator  
20 on it.

21 MR. CAPUANI: I think it would be more  
22 beneficial to you if you would explore other  
23 options.

24 MR. LES RICHARDS: A hydraulic lift would

1 be acceptable?

2 MR. GREGORY: You still would  
3 be -- because you're over the square footage in  
4 A18.1, I would ask that you have a registered  
5 professional engineer in the State of Illinois  
6 sign off that it meets the strength  
7 requirements of everything. And for your own  
8 good, hydraulic would be better in the long  
9 run. It would be -- these screw drives are so  
10 noisy, you will get -- you will get scared of  
11 patients; let me tell you.

12 MR. WELLER: Mr. Chairman, did we -- we  
13 passed the hydraulic for the church that wanted  
14 the casket lift? That was a hydraulic? And it  
15 was a small church in Southern Illinois. And  
16 so I don't think the added cost is going to be  
17 near as bad as what you might presume. I would  
18 look into our notes and go back and see.

19 CHAIRMAN CHRISTENSEN: I don't think they  
20 were worried about the added cost. That's what  
21 the architect recommended. The architect  
22 probably doesn't deal with that, that often.

23 MR. LES RICHARDS: That's always an issue.

24 MR. GREGORY: A hydraulic elevator, front

1 rear, 4 feet, that is a baby as far as depth.  
2 You could do direct plunger, because you dig  
3 that with a shovel. I mean, let's face it.  
4 That's not much. It would be very simple. It  
5 would cost more than a platform lift, but then  
6 you wouldn't have automatic door, so that when  
7 the people come up through it, they can, you  
8 know, push the button, and it would roll them  
9 in there. You can make it a little larger to  
10 make room to handle the patient, and I don't  
11 know how much based on that equipment. I take  
12 that back.

13 But if you're going to come back with a  
14 A.18 product, that we have granted one for a  
15 hydraulic before, and at least you'd have a  
16 chance at something that's going to be more  
17 reliable in the long run because you guys are  
18 going to own and have to take care of it in the  
19 long run.

20 MR. HERTSBERG: You will not be having a  
21 screw drive. You will not be having it.

22 MR. FENNELL: Mr. Chairman? You need a  
23 motion.

24 CHAIRMAN CHRISTENSEN: What's that?

1 MR. FENNELL: You're going to need a  
2 motion.

3 MR. WELLER: To do what?

4 CHAIRMAN CHRISTENSEN: Is there a motion  
5 not to accept the variance?

6 MR. WELLER: If I were you, I would pull  
7 that variance back right now and go back and  
8 re-read, so you're not to pay the 200 again.  
9 If we vote, I mean, it's "no." Then you've got  
10 the 200.

11 MR. FENNELL: I don't think you can do  
12 that.

13 MR. WELLER: Why not?

14 MR. FENNELL: Because once it's in, we've  
15 already spent the time. We've already spent  
16 the time to review it.

17 CHAIRMAN CHRISTENSEN: Again, is there a  
18 motion not to accept the variance?

19 MR. GREGORY: I so move.

20 CHAIRMAN CHRISTENSEN: Is there a second?

21 MR. HERTSBERG: I second it.

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

24 [CHORUS OF "AYES."]

1 CHAIRMAN CHRISTENSEN: All those against?

2 MR. WELLER: No.

3 CHAIRMAN CHRISTENSEN: One "no."

4 Okay. No more variances or appeals.

5 MR. FENNELL: And it's not because you  
6 like screw drives.

7 CHAIRMAN CHRISTENSEN: The meeting is  
8 adjourned.

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10 [END OF MEETING.]

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NOTARIAL CERTIFICATE

Reporter

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

hand

IN WITNESS WHEREOF, I have hereunto set my  
and seal on May 26, 2009.

My commission expires April 5, 2010.

\_\_\_\_\_  
Notary Public