

In The Matter Of:

Elevator Hearing

November 14, 2008

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

Original File KM 11-14-08 Elevator.001

Min-U-Script®

L*4747*L* Page 1

1
2
3
4 ELEVATOR SAFETY REVIEW BOARD MEETING
5 NOVEMBER 14, 2008
6 8:30 a.m.

7 REPORT OF PROCEEDINGS had at the meeting
8 on November 14, 2008, at the hour of 8:30 a.m.,
9 pursuant to Notice by the Office of the State Fire
10 Marshal held at 100 West Randolph Street, Room 9-031,
11 Chicago, Illinois, before CHAIRMAN FRANK CHRISTENSEN.

Page 3

1 CHAIRMAN CHRISTENSEN: Okay. We are going to
2 start the meeting. Will everyone rise for the Pledge
3 of Allegiance.
4 (WHEREUPON, the Pledge of
5 Allegiance was recited.)
6 Did the board get a chance to review the
7 minutes of the October 14th meeting?
8 MR. GREGORY: I move that the minutes be
9 approved.
10 CHAIRMAN CHRISTENSEN: There has been a motion
11 made. Is there a second?
12 MR. GILLES: I will second.
13 CHAIRMAN CHRISTENSEN: Any additions or
14 corrections?
15 (No response)
16 None being, all in favor say aye.
17 (WHEREUPON, there was a
18 chorus of ayes.)
19 All those against?
20 (No response)
21 Ayes have it.
22 CHAIRMAN CHRISTENSEN: Moving onto old
23 business, Elevator Safety Program progress report by
24 Bob Capuani. Bob Capuani is not here so he won't be

L*4747*L* Page 2

1 P R E S E N T :
2
3 ELEVATOR SAFETY REVIEW BOARD
4 MR. FRANK CHRISTENSEN
5 MR. TOM JIRIK
6 MR. ROD GILLES
7 MR. DARREL SWIENTON
8 MR. DICK GREGORY
9 MR. MARK HERTSBERG
10 MR. TOM GANIERE
11 MR. BILL BOGDAN
12
13 OFFICE OF THE STATE FIRE MARSHAL
14
15 MS. ELAINE DELGRECO
16 MR. JAMES AUBIN
17 MR. RICHARD MAYER

Page 4

1 able to do it, but Elaine is here and she will do it.
2 MS. DELGRECO: As of yesterday we had 22,955
3 conveyances registered with the state; 94 contractors;
4 152 inspectors; 1,806 mechanics; 779 apprentices.
5 There have been 143 municipalities that have signed an
6 agreement with us. Fourteen inspection companies have
7 submitted their license applications. We have issued
8 494 permits, and we have sent out 1,066 license
9 renewal letters.
10 CHAIRMAN CHRISTENSEN: Next is Richard Gregory
11 continuing education discussion.
12 MR. GREGORY: We need to set some dates. I
13 have submitted application to NAESA for approval of
14 the class that I propose to teach concerning A17.3,
15 and part of that course was given to all the board
16 maybe in August or July. So for NAESA to approve it,
17 have to give them dates of where it is going to be,
18 and that doesn't need -- the NAESA approval is
19 necessary for inspectors, but I would like to move
20 that we approve that course as continuing education
21 for elevator mechanics.
22 CHAIRMAN CHRISTENSEN: There is a motion made.
23 Is there a second?
24 MR. GANIERE: Second.

Page 5

1 CHAIRMAN CHRISTENSEN: Is there any questions?
 2 (No response)
 3 No questions being, all those in favor
 4 say aye.
 5 (WHEREUPON, there was a
 6 chorus of ayes.)
 7 All those against?
 8 (No response)
 9 Dick, Bob was looking for dates for the
 10 first quarter of the year too for the meetings to be
 11 up here and in Springfield.
 12 MR. GREGORY: That's fine. I'm sure between
 13 the two of us if we talk we can arrange it.
 14 In January there is an A17 meeting, and
 15 they like to meet in places -- I assume they met maybe
 16 in Duluth, Minnesota, but they want to meet in
 17 California, but be that as it may, those are the main
 18 things of conflicts with me, so...
 19 MS. DELGRECO: Okay.
 20 MR. GREGORY: And obviously we have to have
 21 some idea, you know, how many inspectors there are,
 22 because for the state -- it's open only to state,
 23 Illinois State licensed inspectors.
 24 MS. DELGRECO: Okay.

Page 6

1 MR. GREGORY: And because the state is ending
 2 up paying some money for this somehow, they are not
 3 going to pay me, I'm not going to get paid, but if
 4 they have to rent the room, or maybe we can use that
 5 auditorium down in Springfield. I don't know what
 6 kind of hall we have up here that belongs to the
 7 state.
 8 MS. DELGRECO: There is one down on the first
 9 floor of the building or the concourse and the
 10 Bilandic Building across the street.
 11 MR. GREGORY: That would be nice. They don't
 12 have to pay anything. They don't pay for the room.
 13 They don't pay for me. That makes it pretty
 14 reasonable.
 15 For it to be considered for NAESA
 16 approval, however, there has to be a \$25 stipent paid
 17 to NAESA. To teach QEI, NAESA QEI to inspectors, they
 18 have to pay. So you might say that the inspectors
 19 have to pay something like 25 bucks or whatever it is,
 20 and it will be eight hours. That's starting at 8:00
 21 and ending at 5:00. That leaves time for lunch.
 22 Especially if everybody brings their own sandwich,
 23 they don't take too much time.
 24 MS. DELGRECO: Is this the same course you are

Page 7

1 talking about approval for the mechanics?
 2 MR. GREGORY: Right. Same thing.
 3 MS. DELGRECO: Same thing.
 4 MR. GREGORY: Everyone has to be on the same
 5 page here. There are only "x" number of inspectors.
 6 There are many more mechanics looking overall I would
 7 say.
 8 CHAIRMAN CHRISTENSEN: Okay. Nothing else for
 9 old business, we are going to move onto new business.
 10 We have on here, reopen discussion of K-1 key issue as
 11 approved by the board on 10-14-08. I'm going to give
 12 you the notes from -- is this from Bob?
 13 MS. DELGRECO: That's from Bob.
 14 CHAIRMAN CHRISTENSEN: It says here, "Upon
 15 further reflection, it is the opinion of the
 16 administrator and general counsel that the
 17 installation of fire service, including the K-1 key,
 18 does not apply to existing elevators in other words
 19 required to be repaired or replaced. The
 20 administrator strongly suggests that the board rescind
 21 its decision of 10-14-08 because there is no code
 22 requirement for existing conveyances, only new
 23 construction and alterations."
 24 So what Bob is asking, and I believe this

Page 8

1 went through John or...
 2 MS. DELGRECO: John. Both of them.
 3 CHAIRMAN CHRISTENSEN: They are saying that we
 4 need to rescind this motion, and probably also,
 5 because the cost and the economy at this time, that's
 6 another consideration that they are thinking of.
 7 MR. GREGORY: There is no -- our decision last
 8 month was not to retroactively require FEO K-1 on
 9 every conveyance in the state. The code issue is if
 10 you modernize an elevator to a certain extent in a
 11 building, that's what we discussed last month, you
 12 will put in an FEO K-1 for the modernized elevators,
 13 but the code requirement is that all of the key
 14 switches in the building should be the same.
 15 So our decision -- this doesn't actually
 16 address our decision. Our decision was that let's say
 17 you have got a two-elevator building. One elevator in
 18 the front, one in the back. So you modernize the
 19 elevator in the front. You therefore have to put in
 20 an FEO K-1 key switch. This then requires FEO K-1 key
 21 switch in the back elevators is the net effect.
 22 So we are not talking about huge bundles
 23 of money and we are not talking about the building
 24 next door. I mean, it is only the elevators in that

Page 9

1 building when you have done it. There is no
 2 retroactive requirement for FEO K-1. It is only when
 3 you change, do one elevator which requires FEO K-1,
 4 the code says you have to have all the elevators in
 5 the building keyed the same. That's what the code
 6 says. I would defer to the fire departments as to the
 7 usefulness of this because it is a fire department who
 8 goes in there when there is somebody having a heart
 9 attack and there is a fire and then they have a
 10 handful of keys and they don't know what keys work
 11 with what elevators. I mean, that becomes -- that
 12 could be time critical for the fire department. I
 13 mean, that's -- that's really how this got nationally
 14 in the code, from the firemen on that emergency
 15 operations committee.
 16 CHAIRMAN CHRISTENSEN: I think our
 17 understanding when it came up at the last meeting was
 18 if there were two different sets of keys in that
 19 building it needed to go back to one, but you are
 20 saying that's not the case. You are saying if they
 21 are modernizing the elevators or elevator, that now
 22 you are going to -- you need to change the rest of
 23 them; correct?
 24 MR. GREGORY: Yes.

Page 10

1 MR. AUBIN: Is that spelled out in the code,
 2 Dick, if you modernize the front elevator...
 3 MR. GREGORY: It depends on the modernization.
 4 You might do a modernization that doesn't even trigger
 5 that.
 6 MR. AUBIN: I know, but what I'm saying, if you
 7 modernize the front elevator and don't do the back
 8 elevators, is there anything in the code that says you
 9 got to change that key out in the back elevator?
 10 MR. GREGORY: Yes. I mean, if you want, I will
 11 call up the code, and, you know, we can --
 12 MR. AUBIN: Because you are not doing any
 13 alterations on the back elevator. You are only doing
 14 the front one.
 15 MR. GREGORY: But it doesn't mean that every
 16 alteration you do triggers it. You might do an
 17 alteration of putting on a new machine, okay, that
 18 does not trigger FEO K-1 for that elevator or the
 19 other elevator.
 20 MR. AUBIN: So there is really nothing in the
 21 code that spells that out?
 22 MR. GREGORY: No. It is. A17.1 (2007), which
 23 we are under, Section 8.7, which is Alterations, is
 24 very clear.

Page 11

1 MR. AUBIN: Under existing elevators?
 2 MR. GREGORY: In one building, yeah.
 3 CHAIRMAN CHRISTENSEN: Well, we will wait for
 4 you to get it.
 5 MR. GREGORY: It's requirement 8.7.2.27.4,
 6 Controllers. Where a controller is installed as part
 7 of an alteration.
 8 MR. AUBIN: Yeah, but we are talking about not
 9 altering the back elevator, no work being done on the
 10 back elevator. There is no alteration.
 11 MR. GREGORY: Then I'm going to need some time
 12 to look that up and I will reply and then we can
 13 discuss it at the --
 14 MR. AUBIN: Next meeting.
 15 MR. GREGORY: I thought we looked this up at
 16 the last meeting.
 17 MS. DELGRECO: No.
 18 MR. AUBIN: I think we should table that.
 19 That's my opinion.
 20 CHAIRMAN CHRISTENSEN: Well, you wouldn't table
 21 it. You would have to come up with the decision to
 22 rescind it.
 23 MR. AUBIN: Right.
 24 CHAIRMAN CHRISTENSEN: Until the next meeting

Page 12

1 of January. You couldn't table it. You have to
 2 rescind it if we are not going to put it into effect.
 3 MR. AUBIN: That's up to the board. You know
 4 how our counsel feels about it. They want to rescind
 5 it.
 6 CHAIRMAN CHRISTENSEN: I will ask for a motion
 7 from the board if they would like to rescind it.
 8 MR. SWIENTON: I will make a motion.
 9 CHAIRMAN CHRISTENSEN: There has been a motion
 10 made. Is there a second?
 11 MR. GILLES: I will second it.
 12 CHAIRMAN CHRISTENSEN: Seconded by Rod Gilles.
 13 Is there any questions on it?
 14 MR. GANIERE: As a member of the fire service
 15 to this board, I don't know, I think it is imperative
 16 that every elevator in the building have the same key.
 17 I mean, I don't want to go in there and go up to the
 18 15th floor, someone having a heart attack and have me
 19 fumbling with keys. If I got one key for very
 20 elevator, I know I have got it, you know, and I don't
 21 have to be thinking, okay, is there two keys for this
 22 building.
 23 MR. HERTSBERG: There is actually a box in
 24 front of the elevator on each individual...

Page 13

1 MR. GANIERE: I understand that.
 2 MR. HERTSBERG: So it's not like --
 3 MR. JIRIK: Well, not necessarily. Some of the
 4 keys are at the front door.
 5 CHAIRMAN CHRISTENSEN: They should be in the
 6 box. Every one of them should be in the box.
 7 MR. GREGORY: Well, I earlier read the section
 8 on controllers where it said it had to comply with
 9 27.1 to 27.8 when you change a controller. 27.8
 10 states: "The key switch is required by 2.27.2 through
 11 2.27.5, which is the Phase 1 and the Phase 2 key
 12 switches for all elevators in the building. That all
 13 elevators in a building shall be operable by the same
 14 key. The key shall be Group 3 security key for each
 15 switch provided." It's absolutely clear what the code
 16 says.
 17 CHAIRMAN CHRISTENSEN: Is there any more
 18 questions on this?
 19 (No response)
 20 Okay. There was a motion to rescind.
 21 You got two opinions here. If there is no more
 22 questions, I will take a vote.
 23 MR. JIRIK: Are we rescinding it for further
 24 discussion at the next meeting?

Page 14

1 CHAIRMAN CHRISTENSEN: Yes. Who made the
 2 motion? Darrel Swienton. You are rescinding it until
 3 we bring it up at the January meeting?
 4 MR. SWIENTON: Until we get more info on it.
 5 MR. GANIERE: So let me get this clear.
 6 Between now and then if someone modernizes an elevator
 7 that requires a key change, they can have two
 8 different keys in the buiding if we rescind this
 9 today?
 10 CHAIRMAN CHRISTENSEN: Correct.
 11 MR. GANIERE: Is that what we want to do?
 12 Obviously Mr. Gregory found that's a violation of the
 13 code.
 14 CHAIRMAN CHRISTENSEN: There is no more
 15 questions. I will take it to a vote. So everybody
 16 has this, you are rescinding it until January. So
 17 until it comes up for discussion again. All those in
 18 favor say aye.
 19 (WHEREUPON, there was a
 20 chorus of ayes.)
 21 All those against?
 22 MR. GANIERE: No.
 23 MR. HERTZBERG: No.
 24 MR. GREGORY: No.

Page 15

1 Three nos. Four ayes. Okay. It passes.
 2 MR. GREGORY: Do we have the power to change
 3 the adopted actual written code? That's something our
 4 attorney should answer for us.
 5 CHAIRMAN CHRISTENSEN: We will have to bring
 6 that up in the January meeting.
 7 MR. JIRIK: Can we request the attorneys to be
 8 here for that January meeting?
 9 MS. DELGRECO: They will be here in January.
 10 CHAIRMAN CHRISTENSEN: Okay. All right.
 11 Moving on, we have Inspector's Meeting 12-4-08. Let's
 12 see. The attached note is, "The inspection companies
 13 wishing to attend may do so. Please let us know
 14 ASAP." Next is the inspection companies' license.
 15 "11-14-08 is the deadline for inspection companies'
 16 license applications to be submitted. If you are an
 17 inspection company and have not submitted your
 18 application, your company will be removed from the
 19 website 11-17-08. Inspectors working for unlicensed
 20 companies will have to submit proof of their own
 21 insurance coverage ASAP to the OSFM."
 22 So does everybody understand that? If
 23 you wish to attend, let them know ASAP.
 24 Meeting date change for 1-8-09. We need

Page 16

1 a motion to accept that.
 2 MS. DELGRECO: I have been able to get a room
 3 for January 15th here from 8:30 to 12:00 o'clock, this
 4 room, but getting rooms in this building is really
 5 difficult at the last minute, so...
 6 CHAIRMAN CHRISTENSEN: So the date --
 7 MS. DELGRECO: Would be changed from the 8th to
 8 the 15th.
 9 CHAIRMAN CHRISTENSEN: Does anybody have a
 10 problem with the date being changed to the 15th from
 11 the 8th?
 12 MS. DELGRECO: It's just a week later.
 13 (No response)
 14 MR. GILLES: Do you want a motion?
 15 MR. GREGORY: No problem.
 16 CHAIRMAN CHRISTENSEN: Yeah. I need a motion.
 17 MR. GILLES: I will make that motion.
 18 MR. GREGORY: Second.
 19 CHAIRMAN CHRISTENSEN: There has been a motion
 20 made to change the January date to the 15th of
 21 January. There has been a motion made and it has been
 22 seconded.
 23 Any questions on it?
 24 (No response)

1 All those in favor say aye.
 2 (WHEREUPON, there was a
 3 chorus of ayes.)
 4 Ayes have it.
 5 That was okay with Mr. Kelly Weller,
 6 right?
 7 MS. DELGRECO: Right.
 8 CHAIRMAN CHRISTENSEN: Date of inspector's
 9 meeting first quarter of 2009, to hold inspector's
 10 continuing education meeting in Chicago and in
 11 Springfield to be conducted by Dick Gregory. We
 12 already got that done.
 13 The only thing I don't see under new
 14 business that's not on the agenda, there was a
 15 problem. Jim, I and Bob Capuani went out to Francis
 16 Road, I believe it was, Mokena job site where the
 17 inspectors were involved and there was damage done to
 18 the controller where the inspectors did not have a
 19 mechanics license, and I believe there was no resolve.
 20 So I'm going to ask that we bring that up at the
 21 January meeting, what course of action we are going to
 22 take on that.
 23 MR. GREGORY: Can you fill us in on what the --
 24 CHAIRMAN CHRISTENSEN: All I can tell you, it

1 mechanics. It's an eight-hour course like Bob
 2 requested, and all eight hours under me. I will issue
 3 certificates as Bob requested.
 4 CHAIRMAN CHRISTENSEN: Just before it is even
 5 accepted I have to ask you, do you mind if the board
 6 or the state inspectors come in and do spot checks on
 7 it?
 8 MR. DONNELLY: Not at all.
 9 CHAIRMAN CHRISTENSEN: We have done it with
 10 Schindler and we have been at Otis' safety program
 11 so...
 12 MR. DONNELLY: I have no problem. I will let
 13 Bob know the dates.
 14 CHAIRMAN CHRISTENSEN: Okay. Thank you.
 15 MR. DONNELLY: Okay.
 16 MS. DELGRECO: Is there a title for this?
 17 MR. DONNELLY: Yeah. Elevator Education
 18 Program 2008 to 9.
 19 MS. DELGRECO: That is not limited to one
 20 company?
 21 MR. DONNELLY: No.
 22 MS. DELGRECO: Okay.
 23 MR. GREGORY: And basically you said four
 24 courses combined into one 8-hour course and so

1 was at least one inspector on the job site. There was
 2 some damage to the controller when they were
 3 supposedly working on the controller.
 4 MR. GREGORY: When the inspector was working on
 5 the controller?
 6 CHAIRMAN CHRISTENSEN: Correct, without an
 7 Illinois license, mechanics license.
 8 MR. GREGORY: The inspector is foolish to work
 9 on a controller in any event. That's my opinion.
 10 CHAIRMAN CHRISTENSEN: We will discuss it at
 11 the January meeting.
 12 We are going to move onto -- we are going
 13 to close this and move onto public comment if there is
 14 no new business. Does anybody have any new business?
 15 (No response)
 16 None being, okay, public comment.
 17 First one I have is Joe Donnelly.
 18 MR. DONNELLY: At the last presentation we did,
 19 as far as education program, you asked me to come back
 20 and provide manuals for the education program I'm
 21 going to be performing for elevator mechanics. It's
 22 basically four courses that have been performed and
 23 put into a single package for you. Just asking if
 24 there is any questions for approval to train

1 basically what are the --
 2 MR. DONNELLY: Elevator code update, electrical
 3 code update. I'm doing a presentation on data plates.
 4 I did for NAESA on how to determine what the data
 5 plates should be because that's something we really
 6 need to get in place, write dates on the plates and
 7 fire service operation data plates.
 8 CHAIRMAN CHRISTENSEN: Any motion to accept
 9 this educational program?
 10 MR. GREGORY: So moved.
 11 MR. BOGDAN: I will second.
 12 MR. GANIERE: Question.
 13 CHAIRMAN CHRISTENSEN: Go to questions.
 14 MR. GANIERE: Can we take any action on this
 15 because it was not on our agenda?
 16 MR. DONNELLY: It actually is part -- I did
 17 this last time. It was...
 18 CHAIRMAN CHRISTENSEN: We said we were going to
 19 bring it back here. He was at the last meeting.
 20 MR. DONNELLY: I think it should have been
 21 contained under the continuing education program,
 22 under this item. I think that's really where this
 23 should have been covered, under old business. Last
 24 meeting Dick and I both talked about it.

1 MR. GANIERE: All right.
 2 CHAIRMAN CHRISTENSEN: Okay. No more
 3 questions, all those in favor say aye.
 4 (WHEREUPON, there was a
 5 chorus of ayes.)
 6 All those against?
 7 (No response)
 8 Ayes have it.
 9 MR. DONNELLY: Thank you.
 10 CHAIRMAN CHRISTENSEN: Greg Gibbs, Jr.
 11 MR. GIBBS: I'm good. The answer to the
 12 question was answered with Dick earlier.
 13 CHAIRMAN CHRISTENSEN: Patty Young.
 14 MS. YOUNG: I wanted to readdress the
 15 inspection company letter. Frank, you had mentioned a
 16 statement here regarding a date of 11-17. With the
 17 memo that was originally sent out, that said it was
 18 going to expire today, the 14th. We have submitted
 19 our paperwork and our payment, but Elaine had informed
 20 me that the state is in the process of processing the
 21 money. The way I'm reading the rules is it says that
 22 it has to be paid. So what I'm concerned about is,
 23 the way this letter is written that says 11-14, that
 24 it is implying that everything had to be paid and

1 these are acceptable and they were licensed.
 2 MS. YOUNG: Okay. I would request something in
 3 writing from Bob.
 4 CHAIRMAN CHRISTENSEN: We will make a request.
 5 I can't guarrantly it. He's not here, but
 6 we will make your request known to him.
 7 MS. YOUNG: Appreciate it.
 8 The second thing I wanted to double check
 9 on, Elaine had mentioned that the permit quantity was
 10 494 that had been processed through. We get a lot of
 11 calls, depending upon what the jurisdiction is, and I
 12 have to refer them to do their permit processing
 13 through the fire marshal's office, and one of the most
 14 common questions is -- I'm sure others here have
 15 received this question as well, is, what is the
 16 current turn-around time for submittal and processing
 17 of a permit through the fire marshal's office, and I'm
 18 just doing it as a courtesy to give the person who is
 19 calling me an opportunity to plan that lead time
 20 within their project planning. Do we have a --
 21 MR. AUBIN: It is spelled out on the
 22 application itself. I think it says four to six
 23 weeks.
 24 MS. DELGRECO: Four to six weeks.

1 processed by 11-14, but I'm getting a different
 2 impression based on the 11-17 date. So I would like
 3 to have a letter to readdress what the intent of this
 4 letter truly is in terms of the submittal of the
 5 payment and the processing.
 6 MS. DELGRECO: I think the terms of that letter
 7 was we really wanted everybody's applications in by
 8 this date. Our division doesn't process payments.
 9 It's done by our fiscal division in Springfield, and
 10 they are extremely behind right now. So when I talked
 11 to Bob this morning he said if your applicaiton was in
 12 today and it was processed you would be considered
 13 licensed because we have no control over what fiscal
 14 is doing. So I check every day to print licenses.
 15 There hasn't been anything for a while. So you are
 16 not the only one that has asked about this, Patty. I
 17 have had many, a few other calls.
 18 MS. YOUNG: I just want to make sure. I'm
 19 speaking for the other companies as well, because I
 20 wouldn't want anybody to be in jeopardy because of the
 21 interpretation of the letter.
 22 MS. DELGRECO: Since the stats were put
 23 together yesterday, I have gotten three more
 24 applications in. So as far as Bob was concerned,

1 MR. AUBIN: We are probably running about four
 2 weeks now.
 3 MS. YOUNG: Four weeks?
 4 MR. AUBIN: But it is spelled out in the
 5 application.
 6 MS. YOUNG: I will share that with the people
 7 that call in. Okay. Thank you.
 8 CHAIRMAN CHRISTENSEN: Mark Traetow.
 9 MR. TRAETOW: I would like to -- Mark Traetow
 10 for Schumacher Elevator Company. Our safety program
 11 for the continuing education, I brought -- we were
 12 asked to bring 12 manuals. Is that correct?
 13 MS. DELGRECO: Yes.
 14 MR. TRAETOW: So can I pass those around, and
 15 what we do, and this -- this won't be the entire
 16 eight-hour session. We typically have our safety
 17 director go around to every one of our offices and all
 18 of our mechanics and apprentices once a year, and it
 19 is the actual program that we used last year, or I
 20 mean, in 2008 I should say, and so this would be
 21 approximately -- usually it takes about four hours.
 22 We schedule four hours, and you said earlier that, you
 23 know, if one of you guys want to be at one of these,
 24 you are very welcome. I have no problem whatsoever,

1 but we -- we have been doing this for about five
 2 years, and it has actually cut our accident rate down
 3 tremendously. Plus, our employees are much more
 4 enthused about wearing the proper equipment they are
 5 supposed to. So we actually go out on the job and do
 6 it, like I said, at least once -- some of our
 7 employees even get this twice a year, depending on
 8 what area they are working in when we present.
 9 CHAIRMAN CHRISTENSEN: Dick.
 10 MR. GREGORY: What do you do for the other four
 11 hours?
 12 MR. TRAETOW: We have a -- we have a -- we are
 13 also a manufacturing.
 14 MR. GREGORY: I know.
 15 MR. TRAETOW: Okay. And so in -- and everybody
 16 gets this. There is no exceptions to this program.
 17 We make this mandatory. We also have a training
 18 session once a year where we bring people into our
 19 facility, our plant, and go over equipment-related
 20 issues, and that too is at least four hours. A lot of
 21 times it is an eight-hour session. That's equipment.
 22 It is not safety, and the people that don't get that
 23 are going to have to get it on-line, the remainder of
 24 their hours either on-line through the IEOC training

1 the safety harness and stuff. Every year everybody
 2 has got to go through it. They go out to inspect it
 3 every day, and, yeah, they get the certificates and
 4 they keep these.
 5 MR. GILLES: That was my concern, if they went
 6 to work for somebody else but need that to verify.
 7 MR. TRAETOW: They would have their
 8 certificate.
 9 MR. GILLES: Okay.
 10 MS. DELGRECO: I have a question. For listing
 11 this as continuing education, if approved, on our
 12 website, would I classify this as a three-to-five hour
 13 program?
 14 MR. TRAETOW: Yeah.
 15 MS. DELGRECO: Would that be sufficient? It
 16 could be longer.
 17 MR. TRAETOW: This is usually not more than
 18 five hours. Usually it is about four. So three to
 19 five would hit it about right on the head.
 20 MS. DELGRECO: So that way they would have to
 21 make up three hours someplace else?
 22 MR. TRAETOW: Exactly.
 23 Okay. Any other questions that you might
 24 have?

1 or something like that, but this is -- we make this
 2 program mandatory to all of our employees, and that's
 3 why I would like to get it approved if at all
 4 possible.
 5 MR. GILLES: I have a question.
 6 MR. TRAETOW: Yeah.
 7 MR. GILLES: I should have been asking this to
 8 the other companies all along and I never thought
 9 about it, but if you have an employee that leaves your
 10 employment, he still has access to these records to
 11 verify he went through your program?
 12 MR. TRAETOW: Absolutely.
 13 MR. GILLES: Even after he left your
 14 employment?
 15 MR. TRAETOW: Yes. They get a certificate, and
 16 if the program takes, you know, five hours, it's a
 17 five hour, okay. We just do it how many hours --
 18 however many hours it takes.
 19 Another thing about this kind of a
 20 program is, we go over the accidents or the situations
 21 that happened, and you will see in here it says near
 22 misses, things that could have happened that no one
 23 got injured on, and everybody knows, you know, okay,
 24 this is what can happen. This is what happened with

1 MR. GREGORY: Do you -- if they get a
 2 certificate, so they can make a copy and send it in to
 3 you guys and that would make you all happy if they --
 4 MS. DELGRECO: Yes.
 5 MR. GREGORY: Or do you guys send a list to the
 6 state?
 7 MR. TRAETOW: We would -- we would prefer they
 8 get their certificate, and also on the equipment
 9 related, you know, the people that are there will get
 10 a certificate on just the hours of education that we
 11 have there. We give it to them and then it will be --
 12 in my opinion it will be their responsibility to get
 13 it to you. That way we are not responsible for
 14 screwing something up.
 15 MR. GREGORY: That's fine.
 16 MR. TRAETOW: To me that will work much better.
 17 CHAIRMAN CHRISTENSEN: Is there a motion to
 18 accept this continuing education? It's four or five
 19 hour training.
 20 MR. GREGORY: So moved.
 21 MR. GILLES: Second.
 22 CHAIRMAN CHRISTENSEN: It has been seconded.
 23 Any questions?
 24 (No response)

1 All those in favor say aye.
 2 (WHEREUPON, there was a
 3 chorus of ayes.)
 4 All those against?
 5 (No response)
 6 Ayes have it.
 7 MR. TRAETOW: Thank you.
 8 CHAIRMAN CHRISTENSEN: You are welcome.
 9 Mark Doenges. Did I get that right?
 10 MR. DOENGES: You did good. It's actually
 11 Doenges. That's good.
 12 CHAIRMAN CHRISTENSEN: Doenges.
 13 MR. DOENGES: I'm Mark Doenges. I represent
 14 Mark Doenges and Sons. We are a special purpose
 15 elevator installation company, and we do a lot of work
 16 in Illinois, or I should say we did a lot of work in
 17 Illinois.
 18 When you brought up all this legislation
 19 at the time in April we were informed that the special
 20 purpose elevator was still excluded and now we find
 21 out that it is not excluded so we can no longer work
 22 on special purpose elevators in Illinois. My request
 23 is, can we get it so that we can be grandfathered back
 24 in because we were told we didn't need a mechanics

1 MR. GREGORY: You have a very good point, Mr.
 2 Chairman. I think we need the input from the attorney
 3 on this.
 4 MR. DOENGES: Because I was informed in April
 5 by the person in charge of the Springfield office that
 6 being that we did not need to have a mechanics
 7 license, I mean, that special purpose elevator was
 8 excluded at that time, we did not need to have the
 9 license.
 10 MR. GREGORY: No. No. I mean, I'm not
 11 disagreeing with you.
 12 MR. DOENGES: Okay. Then we will go a little
 13 farther on the same subject. How were people to be
 14 informed that you guys made all these changes?
 15 Because the ag industry was caught unaware of all
 16 these changes that you have made, especially putting
 17 back the special purpose elevator back in the code.
 18 Also, there is hundreds and hundreds of these things
 19 out there. So when you -- if you are going to
 20 grandfather existing elevators in, now we are talking
 21 elevators that were installed in the '30s. They are
 22 open cages. They have no governors. They are hand
 23 powered ones out there. Are all those going to be
 24 grandfathered in?

1 license because they were excluded. Now you put it
 2 back in. So my question is, can I request we be
 3 grandfathered back in to do special purpose elevators
 4 to get our mechanics license? You won't accept my
 5 Indiana license. That is what I was informed of.
 6 CHAIRMAN CHRISTENSEN: Right.
 7 MR. DOENGES: Because we have a contractor and
 8 mechanics license for Indiana. So we do approximately
 9 18 to 20 special purpose elevators or we did.
 10 CHAIRMAN CHRISTENSEN: There is no reciprocity
 11 with Indiana right now so that can't be accepted under
 12 the grandfathering. You know, there is a mechanics
 13 test to take.
 14 MR. DOENGES: Yes.
 15 CHAIRMAN CHRISTENSEN: All right. Well...
 16 MR. DOENGES: Can we be grandfathered back in
 17 because you didn't have to have a test at that time.
 18 We only work on special purpose elevators. We do not
 19 do hydraulic. So we would have issues with the test.
 20 CHAIRMAN CHRISTENSEN: I would say -- it is up
 21 to the board, but I would say we hold it over until
 22 January because we don't have any of the attorneys
 23 here. We don't know if we could make our own rules
 24 under the grandfather.

1 CHAIRMAN CHRISTENSEN: I will let Dick answer
 2 that.
 3 MR. GREGORY: You would have to look at the
 4 girth of all -- I don't recall that there is anything
 5 in A17.3 and I don't want to take everybody's time up
 6 to look as far as retroactive requirements on special
 7 purpose elevators. So if there is nothing in A17.3,
 8 in essence all the existing ones are automatically
 9 grandfathered.
 10 MR. DOENGES: Right, but what I'm saying, some
 11 of them out there have no governors, electric ones.
 12 So are you going to allow those in use?
 13 MR. GREGORY: If we don't have -- the same
 14 argument we had about the ruling on FEO K-1s.
 15 Whatever the code says, that's what we are going to
 16 do, unless we have some legal opinion that says we can
 17 do something differently. In general this board does
 18 not have the ability to change the code.
 19 MR. DOENGES: Well, the issue is when you call
 20 and ask somebody, I was informed, well, they didn't
 21 know. You know, they weren't sure what we could do.
 22 MR. GREGORY: I understand, and I'm speaking as
 23 a former A17 chairman of the special purpose personal
 24 elevator committee, and we never thought about it. We

1 never thought about it.
 2 MR. DOENGES: Right.
 3 MR. GREGORY: So, you know, it's -- you are
 4 bringing up good questions. I think we would -- I
 5 would appreciate it if you would, you know, bring
 6 those questions to us in writing. If you would send
 7 it to, you know, the State Fire Marshal.
 8 MR. DOENGES: Should I send it to Bob?
 9 MR. GREGORY: Yeah.
 10 MR. DOENGES: Only found a couple times talking
 11 to him.
 12 MR. GREGORY: You want to send me the question
 13 from an A17, not from a state board point of view. I
 14 will look into it.
 15 MR. DOENGES: Right.
 16 MR. GREGORY: But I have examined some special
 17 purpose personal elevators where there were accidents.
 18 One of them they gave me the fuses to put in. After
 19 you examine it, put the fuses back and I can run it, I
 20 got on top of that grain elevator and I threw the
 21 fuses over the side, first checking there is nobody
 22 underneath that, and I crawled back straight down a
 23 vertical elevator I thought I was going to ride down.
 24 MR. DOENGES: Right.

1 research this. I never thought of this when I was
 2 chairman of that committee. I never thought of that
 3 issue, so I'm ill-informed as --
 4 MR. DOENGES: Right.
 5 MR. GREGORY: -- as anybody on the whole issue,
 6 and we will have to take a look at it. It's the only
 7 thing we can do.
 8 MR. DOENGES: Okay. I appreciate it. Is there
 9 a way to better inform the agricultural industry of
 10 what has happened with the special purpose elevators,
 11 because I have talked to four or five differnt people
 12 in the agricultural industry that use the special
 13 purpose elevators and they were not aware of what was
 14 going on at all.
 15 CHAIRMAN CHRISTENSEN: The website.
 16 MR. DOENGES: So you need to inform the people
 17 of Illinois they have to go to the website to learn
 18 what is happening in the elevator industry because why
 19 would you look every week because they didn't know
 20 anything was going on.
 21 MS. DELGRECO: The website changes just about
 22 every week.
 23 MR. DOENGES: But you have to inform the public
 24 that they need to do this.

1 MR. GREGORY: And told them they should never
 2 run that thing. It didn't meet anything.
 3 MR. DOENGES: It met the code when it was
 4 installed at that time, but there is no code in
 5 Illinois so that's the issue we run into.
 6 MR. GREGORY: That's correct, but it was a
 7 bicycle chain drive.
 8 MR. DOENGES: Right.
 9 MR. GREGORY: Which was pretty scarey.
 10 MR. DOENGES: But that was approved in that
 11 time frame. So when they say the inspector comes in
 12 now, all right, and, you know, it was not unusual
 13 years ago, you know, when they would put these in, the
 14 landing doors were not seven feet tall, they are not
 15 enclosed totally all the way around because it was
 16 never enforced. There was no code at that time.
 17 That's the issue I'm getting at. We have a lot of
 18 safety issues that the code says it's grandfathered in
 19 but it is still a safety issue. So at what point --
 20 to me, this is why I should be able to call the State
 21 of Illinois and say, okay, I need one of your field
 22 inspectors to come out and make the determination on
 23 what is safe and not safe.
 24 MR. GREGORY: I think we need to have Bob

1 CHAIRMAN CHRISTENSEN: And I also think every
 2 municipality.
 3 MS. DELGRECO: Every municipality. We are
 4 talking about the larger cities wouldn't be 35,000.
 5 So they have no jurisdiction. So, you know, the ag
 6 industry did not -- still had no way of being notified
 7 what was going on.
 8 CHAIRMAN CHRISTENSEN: You bring up some great
 9 subjects. Right now we do not have Bob Capuani, the
 10 director, here to answer. If you will send out a
 11 letter to those individuals or those --
 12 MR. DOENGES: Because you don't have a list of
 13 elevator owners yet. That's what you are giving now.
 14 So I'm going to assume you will notify them of any
 15 changes, letter or e-mail that says, okay, next year
 16 we are going to adopt such and such and that's what's
 17 going to happen, because there is a lot of problems
 18 with communication. We had the same problem when
 19 Indiana changed theirs and Ohio has gotten a lot
 20 better on this. It is the same issue. Nobody knew
 21 what things got changed or if it did get changed. So
 22 it is a matter of informing people. So appreciate it.
 23 CHAIRMAN CHRISTENSEN: Okay. Is there any
 24 questions?

Page 37

1 (No response)
 2 January we will bring up about the
 3 grandfather.
 4 MR. DOENGES: Right. So...
 5 CHAIRMAN CHRISTENSEN: January meeting.
 6 MR. GREGORY: But please --
 7 MR. DOENGES: I will get you something in
 8 writing and address some of those issues. I
 9 appreciate it. Thank you.
 10 CHAIRMAN CHRISTENSEN: Tom Jackson.
 11 MR. JACKSON: Tom Jackson. I'm here
 12 representing the Chicago Elevator Association, and I'm
 13 here about continuing education also. What our
 14 intention is is to put on a training seminar for the
 15 purpose of qualifying continuing education with QEI
 16 people and inspectors for the state. We achieved the
 17 approval from NAESA on the program. Dick Gregory is
 18 going to be the instructor. It is a full eight hours
 19 and it's a pretty elaborate program. I didn't bring
 20 anything with me except the approval because I assume
 21 this is what the board approved previously.
 22 MR. GREGORY: We have already approved it
 23 earlier. It is the same program.
 24 MR. JACKSON: Yeah. Every time you put on

Page 38

1 those I was under the assumption we had to --
 2 MR. GREGORY: No. No. You are confusing us
 3 with NAESA. NAESA has to have approval for every
 4 single course. So I have to send that paperwork to
 5 them. We approve something once, we are done.
 6 MR. JACKSON: My only question here today is if
 7 you have the understanding of what I'm trying to do.
 8 Is this acceptable to the state as an approved way to
 9 maintain qualifications?
 10 MR. GREGORY: For inspectors?
 11 MR. JACKSON: Yes. Inspectors.
 12 MR. GREGORY: Inspectors and mechanics,
 13 correct? If the mechanics want to come, that's great.
 14 I know there are other programs being offered. There
 15 really isn't anything offered for the inspectors at
 16 this end of the state. From what my understanding is,
 17 it is going to be down state. We don't know what the
 18 dates are. The dates for this program that we are
 19 hosting is February 5th of 2009. It is an all-day
 20 affair and it is going to be in conjunction with the
 21 elevator association's meeting. We are going to have
 22 quite an elaborate day planned with taking care of
 23 everybody that is there. There are some fees that are
 24 going to be involved. They are very minimal compared

Page 39

1 to what everybody else is offering. In these days it
 2 is affordable. You don't have to travel far, and
 3 since NAESA has approved it they are also going to
 4 issue the CEUs. It will be .8 is what I understand,
 5 and that plus your regular renewal thing gets you
 6 where you have to go for the annual qualifications.
 7 We have got also a pretty high powered
 8 speaker and will have some other associated things.
 9 The fees for all this are donated to the Elevator and
 10 Escalator Safety Association. That's going to the
 11 right place. We have invited Todd Knack(Phonetic)
 12 there to talk about CET stuff for anybody who isn't
 13 informed who wants to pick up the pace a little bit.
 14 There is a lot of things going on, including pretty
 15 good publicity. So it is a one-time event. We are
 16 hoping everybody is on the ground doing what they have
 17 to do in the future so we don't have to host something
 18 like this again. It is just a lot of people were
 19 worried how are we going to do this because taking
 20 names and they are keeping records. So we got to do
 21 it.
 22 I move we approve what we have already
 23 approved earlier today.
 24 MR. HERTSBERG: I will second it.

Page 40

1 CHAIRMAN CHRISTENSEN: Any questions?
 2 (No response)
 3 All those in favor say aye.
 4 (WHEREUPON, there was a
 5 chorus of ayes.)
 6 Ayes have it.
 7 MR. JACKSON: Thank you very much.
 8 CHAIRMAN CHRISTENSEN: Next one here is
 9 Complete Elevator, John Perkins and Tom Steinbacher.
 10 MR. PERKINS: My name is John Perkins,
 11 president of Complete Elevator. I apologize. I
 12 didn't bring enough materials for everybody. I wasn't
 13 aware of that.
 14 We are here presenting our continuing
 15 education program. We have been doing this education
 16 program for three years now. I don't know if you want
 17 to take a look at it. I apologize. I'm a nervous
 18 speaker. Annually and every January we come up with
 19 an agenda for our employees. It is a mandatory class,
 20 five classes a year, four-hour classes. We cover
 21 topics such as installation, maintenance. We used to
 22 cover A17.1(2007), American National Standards, home
 23 law, elevator maintenance, as well as our own
 24 continuing training program. You guys are more than

Page 41

1 welcome to stop by. We are just asking it be accepted
 2 as a continuing education program for our employees
 3 only.
 4 CHAIRMAN CHRISTENSEN: You didn't bring enough
 5 books for everybody. I'm sure everybody is going to
 6 want to look at this so... Want to take a look at
 7 this?
 8 MR. GREGORY: Um, you know, just me looking at
 9 it, that's not...
 10 MR. PERKINS: I think if you pass around the
 11 agenda it speaks for itself. It is the highlighted
 12 topics that we do discuss. Those topics are in that
 13 book as well as these other books that I think we are
 14 all familiar with.
 15 MR. GREGORY: When is your next --
 16 MR. PERKINS: Our next meeting will be hosted
 17 in 2009, February. We will have to put our agenda
 18 together in January. Our last meeting was in October.
 19 We do five courses a year which is mandatory, and they
 20 are four-hour courses. So we feel not only do we meet
 21 the standard, but we also exceed it. I'm a QEI
 22 inspector licensed through the state. My business
 23 associate has 25 years of -- over 25 years of elevator
 24 experience, as well as my 15 years. So we feel that

Page 42

1 our course not only meets the standards, but far
 2 exceeds the standards.
 3 MR. GREGORY: I would move that since it
 4 shouldn't be a burden on you to put this off until the
 5 January meeting since your next -- your next course
 6 will be in February --
 7 MR. PERKINS: Correct.
 8 MR. GREGORY: Okay. So it's not like we would
 9 be saying the heck with you or anything. I move we
 10 table this for the January meeting because it should
 11 not be a burden on them to come up with the manuals
 12 for the whole board.
 13 MR. PERKINS: Okay. That won't be a problem.
 14 CHAIRMAN CHRISTENSEN: There is a motion made.
 15 It has to be seconded.
 16 MR. JIRIK: Second.
 17 CHAIRMAN CHRISTENSEN: Any questions on it?
 18 (No response)
 19 All those in favor say aye.
 20 (WHEREUPON, there was a
 21 chorus of ayes.)
 22 All those against?
 23 (No response)
 24 Ayes have it.

Page 43

1 MR. PERKINS: One other question. How does it
 2 affect us and my mechanics that need to submit an
 3 application, and are we -- is there some sort of grace
 4 period until January, until the next meeting?
 5 CHAIRMAN CHRISTENSEN: We can't give you a
 6 grace period on that.
 7 MR. PERKINS: So we stop working? I mean...
 8 MS. DELGRECO: Are you talking about license
 9 renewal?
 10 MR. PERKINS: Exactly. License renewals, but
 11 they are not up until probably January or February.
 12 So we should have --
 13 CHAIRMAN CHRISTENSEN: Your mechanics, have
 14 they received notice?
 15 MR. PERKINS: They all have received notice. I
 16 don't know if they all have, but, yes, they have
 17 received notice, and as well as ourselves because 120
 18 days ahead of time to allow them to complete their
 19 continuing ed. So you are saying that they are not
 20 going to -- I don't have that notification in front of
 21 me, but if I'm not mistaken, I believe we need to have
 22 it by January 1st.
 23 MS. DELGRECO: It is not January 1st. It is a
 24 year within your license expiration date.

Page 44

1 MR. PERKINS: Okay. So when is the meeting in
 2 January? Do we know?
 3 MS. DELGRECO: The 15th.
 4 MR. PERKINS: The 15th.
 5 CHAIRMAN CHRISTENSEN: And it will be in this
 6 room at 8:30.
 7 MR. PERKINS: Okay. Very good. Thank you
 8 CHAIRMAN CHRISTENSEN: Ted Gandy.
 9 MR. GANDY: Yeah. I'm from Harris Companies.
 10 We had a couple of thoughts here along with Mark
 11 mentioned special purpose. One thing we wanted to
 12 mention was the annual third-party verification. We
 13 do a lot of your grain elevators, your smaller
 14 facilities, and as everybody knows with the economy,
 15 with third-party verification, we are going to double
 16 the cost to our customers. What we would like to see
 17 is annual testing, yes, not third-party, but
 18 third-party five-year. That's what we would like to
 19 see.
 20 CHAIRMAN CHRISTENSEN: This is just my opinion
 21 on it. We have been over and over this; correct?
 22 MR. GREGORY: Yeah.
 23 CHAIRMAN CHRISTENSEN: And we did have where it
 24 wasn't the third-party, but we gave a certain deadline

1 to that. I think we kept it over a year or more.
 2 MR. GILLES: Yeah.
 3 CHAIRMAN CHRISTENSEN: And the decision by the
 4 board was to have a third-party inspection. We did
 5 not want -- the idea to it is we did not want the
 6 companies out there inspecting their own elevators.
 7 MR. GANDY: Right.
 8 CHAIRMAN CHRISTENSEN: Because we know what
 9 that brings.
 10 MR. GANDY: Right. Right.
 11 CHAIRMAN CHRISTENSEN: So...
 12 MR. GANDY: Okay. So third-party verification
 13 will be required on annual and five-year?
 14 CHAIRMAN CHRISTENSEN: Yes.
 15 MR. GANDY: Okay.
 16 CHAIRMAN CHRISTENSEN: Unless the board has
 17 anything to say.
 18 MR. GANDY: Our concern was a lot of the
 19 smaller companies, you know, and times being what they
 20 are, we didn't want to add to the financial burden to
 21 these smaller companies, but....
 22 CHAIRMAN CHRISTENSEN: I'm sure -- I'm sure we
 23 are going to be hit with a lot of it over the economy.
 24 MR. GREGORY: But the -- you are talking hydros

1 or traction?
 2 MR. GANDY: Traction.
 3 MR. GREGORY: Um, we had a lot of heavy duty
 4 discussion here regarding the need or not need for
 5 companies having their own QEI certified people.
 6 Just even -- just the annual test for
 7 hydraulics, which is a pretty darn simple deal, and we
 8 eliminated that effective 14th of August of this year,
 9 and I -- I don't see any likelihood the board is going
 10 to change its mind on that, but I can't predict.
 11 MR. GANDY: Right.
 12 MR. GREGORY: I can just tell you I don't think
 13 we are going to change our mind now. If you or
 14 anybody else, if you come up with the fact that there
 15 are zero inspectors to do this, that might be a
 16 different story, you know, we would have to revisit
 17 it, but nobody has come here to say there is no
 18 inspectors, so...
 19 MR. GANDY: Okay. Thank you.
 20 CHAIRMAN CHRISTENSEN: And so you know, we have
 21 152 inspectors to this date and it was -- I think it
 22 was in the Springfield Journal it said we only had 43
 23 inspectors for the State of Illinois. There is 152 in
 24 Illinois.

1 MS. DELGRECO: Licensed inspectors.
 2 CHAIRMAN CHRISTENSEN: Licensed inspectors.
 3 MR. GANIERE: Frank, and just because the
 4 economy takes a down turn doesn't mean safety should
 5 take a back seat to that.
 6 MR. GANDY: Right, but you got somebody
 7 inspecting them already. It is the third-party issue.
 8 MR. GANIERE: Well, that's where you have
 9 problems when somebody who is doing the work inspects
 10 their own work and that's found with third-party
 11 inspections. Then that's more safe.
 12 MR. GANDY: Okay.
 13 MR. GANIERE: That's what our job is, safety.
 14 MR. GANDY: Okay.
 15 MR. GREGORY: Well, you know, as a consultant
 16 that deals with litigation, these non third-party
 17 witness things used to be wonderful because I'm going
 18 to make money for the plaintiff or defense when the
 19 accident happens. So, you know, I think you want to
 20 have the third-party inspections.
 21 I will tell you this, that the building
 22 owners and managers association in Chicago, I had a
 23 meeting with them about changing the City of Chicago
 24 code a couple of years ago. Now, we are very slow

1 here, and they want city inspectors too. They want
 2 city inspectors. They will go along with anything
 3 else as far as updating the code as long as we have
 4 city inspectors. That's what they want. So, and they
 5 are third-party, and in fact, I think they are sitting
 6 in the audience as the consultant. He's shaking his
 7 head. So you look around and see who's head is
 8 shaking and you will know.
 9 CHAIRMAN CHRISTENSEN: Carl Talley.
 10 Professional Elevator. Good morning.
 11 MR. TALLEY: Good morning, Frank, Board. I'm
 12 here to talk about this is 30 hours of continuing
 13 education that was given to Anderson Elevator
 14 employees of which the board --
 15 CHAIRMAN CHRISTENSEN: Which you guys also
 16 attended that?
 17 MR. TALLEY: Which we also attended that
 18 meeting, and the board actually approved this on
 19 10-14-08. We somehow didn't get put into that
 20 approval as Professional Elevator Services, and I'm
 21 here to ask for a motion to accept the training for
 22 Professional Elevators Services just like the Anderson
 23 employees for 10-14-08.
 24 CHAIRMAN CHRISTENSEN: Same teacher you guys

Page 49

1 used, Zach McCain? You guys were all at the same
 2 event?
 3 MR. TALLEY: Absolutely.
 4 CHAIRMAN CHRISTENSEN: We already accepted the
 5 one for Anderson. We found out about this later. You
 6 weren't here at the time.
 7 MR. TALLEY: Absolutely.
 8 CHAIRMAN CHRISTENSEN: That's why we didn't
 9 accept it. Anderson was the only one that asked for
 10 it at that time.
 11 MR. TALLEY: And Professional's employees
 12 attended the same.
 13 MR. GILLES: The same class at the very same
 14 time?
 15 MR. TALLEY: The same training. Yeah. Same
 16 time.
 17 MR. GANIERE: Weren't each -- wasn't each
 18 student issued some kind of certificate?
 19 MR. TALLEY: Yes. Zach McCain, yeah, they
 20 would have to be Zach McCain's.
 21 CHAIRMAN CHRISTENSEN: But Anderson came in.
 22 They just asked for themselves, where Professional was
 23 there at the same time. They had nobody representing
 24 them.

Page 50

1 MR. GANIERE: Okay.
 2 MR. GREGORY: I move we approve this.
 3 MR. GILLES: I will second it.
 4 CHAIRMAN CHRISTENSEN: There has been a motion
 5 made and seconded. Any questions?
 6 (No response)
 7 All those in favor say aye.
 8 (WHEREUPON, there was a
 9 chorus of ayes.)
 10 All those against?
 11 (No response)
 12 Ayes have it.
 13 MR. TALLEY: Thank you.
 14 CHAIRMAN CHRISTENSEN: All right. Dustin
 15 LaPacka.
 16 MR. LaPACKA: I have no comment at this time.
 17 CHAIRMAN CHRISTENSEN: Okay. That's the end of
 18 the public comment unless -- No. We can't bring it up
 19 unless they have a sheet, okay?
 20 Is there a motion to adjourn? Then we
 21 will go into the variances and appeals.
 22 MR. GREGORY: I move we adjourn.
 23 MR. GILLES: Second.
 24 CHAIRMAN CHRISTENSEN: All those in favor say

Page 51

1 aye.
 2 (WHEREUPON, there was a
 3 chorus of ayes.)
 4 All those against?
 5 (No response)
 6 Ayes have it.
 7 Now we are going to go to variances and
 8 appeals. The first one, Otis Elevator. Dan
 9 O'Donnell.
 10 MR. GREGORY: You are just putting in some more
 11 Gen 2s; correct?
 12 MR. JANDORA: These are Gen 2s at four
 13 facilities. We sent in exception requests for
 14 approximately 21 units.
 15 MR. GREGORY: Do you have the addresses for all
 16 the units?
 17 MR. AUBIN: They are all right there.
 18 MR. GREGORY: I believe you. I'm just asking
 19 the question. You got the addresses. We got the
 20 money. We got the permit. I move we approve this.
 21 CHAIRMAN CHRISTENSEN: There has been a motion
 22 made. Is there a second?
 23 MR. JIRIK: Second.
 24 MR. GILLES: I have a question. Did we resolve

Page 52

1 the fire clip issue with these?
 2 MR. GREGORY: Fire clip?
 3 MR. GILLES: Where they were removing them to
 4 install the sensors that monitor the belts and the
 5 cable inside.
 6 CHAIRMAN CHRISTENSEN: I remember you bringing
 7 it up, Rod. There was a fire clip installed or
 8 supposed to be installed during the installation and
 9 it had to be removed in order to put these, the
 10 monitoring system for the belts on there.
 11 MR. GILLES: I don't remember if we did
 12 anything with it or not.
 13 CHAIRMAN CHRISTENSEN: Rick.
 14 MR. JANDORA: We provided some engineering
 15 studies to Bob Capuani about the removal of that fire
 16 clip, and the reason that the fire clip was initially
 17 installed was in the event that the elevator were to
 18 jump in a hard set you would have potentially slack
 19 and you could potentially pull the belt through the
 20 shackling. There was a number of engineering studies
 21 that showed we did not need that fire clip any longer.
 22 We provided all that documentation to Capuani last
 23 winter.
 24 MR. GILLES: Okay.

Page 53

1 MR. JANDORA: But we haven't discussed that
 2 since. The fire clip goes away and we installed the
 3 Pulse unit which is basically a means of shorting
 4 between the strands, and the clip is no longer needed.
 5 MR. GILLES: But it doesn't hold anything?
 6 MR. JANDORA: It doesn't hold anything. It is
 7 not necessary. We have got all kinds of studies and
 8 data to prove that.
 9 MR. GILLES: That fire clip went on there in
 10 case that belt melted away. It was clipped to the
 11 cable.
 12 MR. JANDORA: In that packet we gave Bob there
 13 is a couple of scenarios. Be it via jump or via the
 14 polyeurythane melting away from the strands
 15 themselves. In both scenarios it wouldn't pull
 16 through the wedge.
 17 MR. JIRIK: The monitoring system, is that the
 18 building's or is that Otis'?
 19 MR. JANDORA: We do install it with the units
 20 and we leave it.
 21 MR. JIRIK: You leave it?
 22 MR. JANDORA: Uh-hum.
 23 MR. GREGORY: When you -- when David McColl
 24 came here and made the presentation he specifically

Page 54

1 stated that you were installing them on all new ones.
 2 You would go back and retrofit all existing ones and
 3 they would stay with the building.
 4 MR. JANDORA: Correct.
 5 MR. GREGORY: Okay.
 6 CHAIRMAN CHRISTENSEN: All right. There has
 7 been a motion made.
 8 MR. GANIERE: Just one question, Frank, with
 9 this motion. Are we approving all four variances for
 10 Otis?
 11 CHAIRMAN CHRISTENSEN: Correct.
 12 MR. GANIERE: That's fine.
 13 CHAIRMAN CHRISTENSEN: All right. Any more
 14 questions?
 15 (No response)
 16 None being, all those in favor say aye.
 17 (WHEREUPON, there was a
 18 chorus of ayes.)
 19 All those against?
 20 MR. GILLES: No.
 21 CHAIRMAN CHRISTENSEN: One no?
 22 MR. GILLES: No.
 23 CHAIRMAN CHRISTENSEN: Sorry about going so
 24 fast.

Page 55

1 MR. GILLES: That's okay. As long as she got
 2 it.
 3 CHAIRMAN CHRISTENSEN: Governor's State
 4 University, Thomas Hoffman.
 5 MR. HOFFMAN: Tom Hoffman. I'm representing
 6 Governor's State University on a variance request.
 7 Governor's State is undergoing a campus-wide
 8 modernization. One of the elevators was recently
 9 inspected and found that the overhead did not meet
 10 current requirements. There is four more elevators
 11 coming up that also don't meet current requirements
 12 for overhead refuge space. The elevators did meet the
 13 code in effect at the time of installation, which is
 14 1971 code, and I would like to request that we get a
 15 variance to limit the over-travel to three inches and
 16 that will give us the over-travel that meets the '71
 17 code.
 18 MR. GREGORY: What overhead will you have?
 19 MR. HOFFMAN: About 30 inches. '71 required 24
 20 plus over-travel.
 21 MR. GREGORY: Okay.
 22 CHAIRMAN CHRISTENSEN: How many feet per
 23 minute?
 24 MR. HOFFMAN: There are 125 foot per minute.

Page 56

1 MR. GREGORY: 125?
 2 MR. HOFFMAN: Yes.
 3 MR. GREGORY: And you are going to limit the
 4 over-travel to three inches?
 5 MR. HOFFMAN: Three inches. Current code will
 6 require three and three quarter inches. The
 7 variance -- it is actually two variance requests. One
 8 is to limit it to three in lieu of three and three
 9 quarters and the limited refuge space.
 10 CHAIRMAN CHRISTENSEN: We see that you got the
 11 signage on here.
 12 MR. HOFFMAN: Correct. It is the proposed
 13 signage. It is already on the one car. It will be on
 14 the back.
 15 MR. GREGORY: These are hydraulics?
 16 MR. HOFFMAN: Correct.
 17 MR. GREGORY: What is the problem? So at the
 18 top of building is the roof. At the top of the
 19 hoist-way what is the -- I mean, I'm going to -- in
 20 order to have it discussed I move that we grant these
 21 variances.
 22 MR. GANIERE: I will second.
 23 CHAIRMAN CHRISTENSEN: Motion has been made and
 24 seconded. Onto question.

Page 57

1 MR. GREGORY: What's the problem of cutting out
 2 the roof and making it taller? It is the top of the
 3 building.
 4 MR. HOFFMAN: Yeah. The construction method is
 5 post tension. So we have post tension cables running
 6 through the roof and it would be a question of
 7 essentially removing the roof.
 8 MR. GREGORY: Well, the roof would fall in.
 9 MR. HOFFMAN: Yes. We would have to completely
 10 redo it.
 11 MR. GREGORY: That's the -- And then the second
 12 question is we see some pictures here, and I bring
 13 this up because I had a case 15 or 20 years ago where
 14 a mechanic was seriously injured when he got panicky
 15 when an elevator was going up to the top, and in
 16 Wilmette how are you going to -- you are going to have
 17 24 inches. You are going to do something else like
 18 put in a machine gun. So the guy gets scared.
 19 MR. HOFFMAN: No. Just the signage. There is
 20 signage posted on the side wall of the hoist-way and
 21 on the car.
 22 MR. GREGORY: This is permanent type of
 23 signage?
 24 MR. HOFFMAN: Permanent metal signage, yes.

Page 58

1 CHAIRMAN CHRISTENSEN: Is there any more
 2 questions?
 3 (No response)
 4 No questions. All those in favor say
 5 aye.
 6 (WHEREUPON, there was a
 7 chorus of ayes.)
 8 All those against?
 9 (No response)
 10 Ayes have it.
 11 MR. HOFFMAN: Thank you very much.
 12 CHAIRMAN CHRISTENSEN: Steven Lome.
 13 MR. LOME: I'm doing a new residential
 14 development in Evanston. This is Jeff Truskowski with
 15 Kone Elevator. I'm going to have him present my
 16 request. The existing code for the traction eco space
 17 building is a four-foot pit. We suggest a retracting
 18 toe guard to meet the intent of the code of 2007, and
 19 the building is in Evanston.
 20 MR. GREGORY: Who are you?
 21 MR. TRUSKOWSKI: Jeff Truskowski with Kone
 22 Elevator.
 23 It is a similar project that a variance
 24 was approved on February 14th of this year in Normal,

Page 59

1 Illinois for the BroMenn Hospital Med 4 Parking
 2 Garage.
 3 MR. GREGORY: What are you going to do?
 4 MR. TRUSKOWSKI: In order to meet the intent of
 5 the clear space underneath the elevator, use a
 6 retracting toe guard retract to four feet to meet the
 7 intent of the five-foot path to go for five-foot pit
 8 to a four foot because the building conditions has a
 9 four foot pit. Pit pit pit pit pit pit pit pit not
 10 path.
 11 MR. GREGORY: The existing conditions have a
 12 four-foot pit?
 13 MR. TRUSKOWSKI: Yes, sir.
 14 MR. GREGORY: And you are putting in an eco
 15 space?
 16 MR. TRUSKOWSKI: Yes.
 17 MR. GREGORY: With under-sloping?
 18 MR. HOFFMAN: Uh-hum.
 19 MR. GREGORY: Can you fit in a four-foot pit?
 20 MR. HOFFMAN: With a retracting toe guard.
 21 MR. GREGORY: Maybe if you could -- I did 12
 22 elevators on Marco Island. Kone did them, and we had
 23 five-foot pits and they said they couldn't -- there is
 24 no way they could do it, but we had a lot of overhead

Page 60

1 and they put the two to one sheaves on top of the car.
 2 MR. TRUSKOWSKI: It is the 2007 code that says
 3 the traction needs to have a five-foot pit. We do
 4 four-foot pits in Chicago with the '96 code. So the
 5 four-foot pit isn't the problem. It is the sides of
 6 the toe guard which is typically five feet. If we use
 7 a retracting toe guard, that gives us necessary
 8 clearance with the four-foot pit.
 9 MR. GREGORY: I mean, that means the existing
 10 four-foot pit can still be used.
 11 MR. TRUSKOWSKI: Yes.
 12 MR. CAVE: Brian Cave, Kone. The data was
 13 actually provided and we didn't come here with a lot
 14 of technical data because it has already been approved
 15 for a job from this committee earlier in the year.
 16 1996 code, here in Chicago we do fit four-foot pits or
 17 five-foot pits. Either one works, but with the
 18 updated code for the state we do work with the
 19 five-foot code with the existing building conditions
 20 being four foot.
 21 Yes, we can look to do the five foot, but
 22 we came up with an engineering solution about a year
 23 and a half ago that allows us to do the retractable
 24 toe guard. It has all the electrical information

1 attached to that so we can get in and be safe in a
 2 four foot pit, which obviously was previously
 3 discussed in more detail, and I was not at that
 4 meeting back in --
 5 MR. LOME: February.
 6 MR. GREGORY: And what is the problem with --
 7 where is the building in Evanston?
 8 MR. LOME: You want the address? 645 Kustner.
 9 MR. GREGORY: So that makes you on the other --
 10 that takes you away from the lake.
 11 MR. LOME: We are about five blocks, five or
 12 six blocks from the lake.
 13 MR. GREGORY: What is the problem digging the
 14 pit down?
 15 MR. LOME: When we originally started the
 16 structure we were going with a Schindler Elevator and
 17 it was only after we had actually put in the pit and
 18 hoist-way that we were introduced to Kone by our
 19 electrician. We decided we prefer their lift because
 20 it is more energy efficient. So the question was
 21 could they adapt our existing site condition to meet
 22 their requirement, and he said yes, they could.
 23 MR. GREGORY: I mean, I'm inclined to go along
 24 with this, but I'm asking why do you not want to dig

1 MR. LOME: It is new construction. However,
 2 our specification was for a different elevator. Was
 3 for a Schindler elevator, not for a Kone. We
 4 changed -- we changed our vendor after the pit had
 5 already been poured and after the hoist-way had
 6 already been built.
 7 MR. GANIERE: But why -- Okay. I guess when
 8 you changed vendors for the elevator, the pit depth
 9 changed.
 10 MR. LOME: Yes. The requirement changed.
 11 MR. GREGORY: Kone has two sheaves on the
 12 bottom of the car. They need a little more in the pit
 13 area just because of that, and the code then requires
 14 an apron, a guard on the front of the car which they
 15 want to make retractable so they can have the full
 16 length of the guard and yet work with the four-foot
 17 pit, which is the way they built the building.
 18 Just as a point for you, and for Mr.
 19 Jandora. I don't know if there is anybody from
 20 Schindler here or from Thyssenkrup here. This is not
 21 germane to this, but I will make this statement
 22 anyway. You guys need to get together and come up
 23 with a standard footprint drawing for your MRLs
 24 because we run into this all the time. It's great for

1 the pit down a foot? I mean, the one that you guys
 2 did for me at Marco Island, we weren't going to dig
 3 the pit down because it was right on the gulf and we
 4 would have to go -- we would have new swimming pools
 5 in the basement.
 6 MR. CAVE: The only reason in this is the pits
 7 are already poured. Obviously in new construction we
 8 would provide the five foot pit.
 9 MR. GREGORY: Then there are some buildings --
 10 is this an older building?
 11 MR. CAVE: No. It's a new building.
 12 MR. GREGORY: There are some new buildings that
 13 are on spread footings where you cannot possibly, you
 14 definitely should not dig down because you will
 15 undermine the building.
 16 MR. CAVE: Right.
 17 MR. GREGORY: I move we grant the variance.
 18 CHAIRMAN CHRISTENSEN: There is a motion made.
 19 Is there a second?
 20 MR. JIRIK: I second it.
 21 MR. GANIERE: I'm confused. This is brand new
 22 construction, right?
 23 MR. GREGORY: No.
 24 MR. GREEN: It's not?

1 making money for consultants and architects designing
 2 the building as you are on the fly, but it gets a lot
 3 of unhappy end-users
 4 MR. CAVE: That's definitely a challenge.
 5 MR. JIRIK: We will try to get everybody
 6 together on that.
 7 (Laughter)
 8 CHAIRMAN CHRISTENSEN: Is there anymore
 9 questions?
 10 MR. GILLES: I just have a comment. I am a
 11 little -- I have a little issue with the fact -- I
 12 mean, a variance is for existing buildings that are
 13 hard to modify, are almost impossible to modify, but
 14 with new ones I have a little -- just because you
 15 switch manufacturers, I don't know that I go along
 16 with that. So just my comment.
 17 CHAIRMAN CHRISTENSEN: Is there any other
 18 questions?
 19 (No response)
 20 Move to a vote. All those in favor say
 21 aye.
 22 (WHEREUPON, there was a
 23 chorus of ayes.)
 24 All those against?

1 MR. GILLES: No.
 2 MR. SWIENTON: No.
 3 MR. HERTSBERG: No.
 4 CHAIRMAN CHRISTENSEN: Better take hands.
 5 We are going to have to take a hand
 6 count. Everybody raise your hand.
 7 (WHEREUPON, Mr. Jirik, Mr.
 8 Gregory and Mr. Bogdan
 9 raised their hands)
 10 Now everybody against raise their hand.
 11 (WHEREUPON, Mr. Gilles, Mr.
 12 Swienton, Mr. Ganiere and
 13 Mr. Hertsberg raised their
 14 hands)
 15 All right. It doesn't pass.
 16 MR. CAVE: Do we have anymore open comments on
 17 it? Again, the toe guard requirement is purely a code
 18 change. We still have the refuge space. The
 19 classical toe guard space is to allow us not to have
 20 that long of a toe guard. I don't see anything from a
 21 safety perspective, anything technically that is going
 22 to impact this elevator. To penalize a developer who
 23 is halfway through the building, and he did make a
 24 late change, but that happens from time to time. We

1 are not creating a safe situation, I don't understand
 2 the vote other than just penalizing a developer that
 3 now will have to spend, you know, additional money to
 4 demolish the concrete, add the extra foot simply for a
 5 different way of addressing that code issue other than
 6 the retractable toe guard, which we have given as a
 7 solution. So...
 8 MR. GREGORY: I mean, you might have your code
 9 guru handy who has researched this to see what the
 10 thinking is nation-wide on this whole idea, and I
 11 mentioned as opposed to me doing it because he's your
 12 guy.
 13 MR. CAVE: Right.
 14 MR. GREGORY: And he's very good at this. And
 15 you can come back with some heavy analysis in January
 16 or something, but I mean, I don't know what kind of
 17 concrete has been used in your pit, how hard that is
 18 to cut out, but, I mean, I have done that. It is
 19 not -- not rocket science. In fact, I have had some
 20 counter weights do that work for me in the past.
 21 CHAIRMAN CHRISTENSEN: It's been brought up to
 22 the board before. Rod, is your concern there was an
 23 existing building that we allowed it? Is that what
 24 you brought up.

1 have come up with a solution that has already been
 2 approved.
 3 MR. GREGORY: It was approved for an old
 4 building.
 5 MR. CAVE: Okay.
 6 MR. GREGORY: We approved it. I mean, I don't
 7 remember the whole --
 8 MR. CAVE: I would have to look at the Peoria
 9 site. I'm not sure if it was a similar situation or
 10 an existing.
 11 MR. GILLES: I don't know for sure either.
 12 MR. GREGORY: But that's your town, man.
 13 MR. LOME: It is new construction, that's true,
 14 but everything had already been built for another
 15 elevator. So by the time we were introduced to Kone
 16 everything was already in place. So I don't know if
 17 you want to call it new or existing. Our site
 18 condition was the same as if it had been an older
 19 building. It was already done.
 20 MR. CAVE: Right. Yeah. It meets the intent
 21 of code with the toe guard and there is a description
 22 in there. If we weren't meeting the code requirement
 23 or providing an unsafe scenario, I would definitely
 24 agree with the vote here and the ruling, but unless we

1 MR. GILLES: Uh-hum. An existing building, new
 2 building. I mean, you got the concrete floor. I
 3 mean, we would have to ask ourselves, why didn't we
 4 ask the existing building to cut that floor out.
 5 MR. GREGORY: Sometimes that is reasonable.
 6 Some of these, and I can think of a job that I did
 7 recently in Chicago, the older -- the older existing
 8 buildings. You can think of the Auditorium Theatre.
 9 That's a tall building. It is built on spread
 10 footings that go like this(indicating.) They go way
 11 out. You can't go under there. St. Nicholas Church
 12 in Evanston.
 13 MR. JIRIK: We didn't know that?
 14 MR. GREGORY: I don't know whether we did or
 15 not. I don't remember. That might have been brought
 16 up.
 17 CHAIRMAN CHRISTENSEN: We had one that was
 18 brought up and he explained to us that he could not,
 19 but he would but he couldn't at that time.
 20 MR. SWIENTON: Had something to do with the
 21 structure of the building. It was part of the
 22 structure.
 23 MR. LOME: Is the basis of your objection the
 24 fact that it is new construction?

1 MR. GREGORY: You know, I voted for it so I
 2 can't tell you what the basis of my objection is, but
 3 my feeling is -- but my feeling is that, you know, if
 4 you have pilings under there with pile caps that
 5 impose into that pit area, you can come back with that
 6 and say I can't cut. I don't know what you got under
 7 there, okay. You know, I don't see -- I haven't seen
 8 nothing.

9 I dug on East/West Lake Shore Drive down
 10 16 feet. We just -- we could do it because we would
 11 just miss the pile caps, and I went with their
 12 elevator. We went down to the parking garage, but
 13 it's --

14 MR. LOME: Actually, I don't know if we can go
 15 any deeper. I'm not a structural engineer so I may be
 16 speaking out of place, but we do not have a spread
 17 footing foundation. We have case-on foundation.

18 MR. GILLES: If you can bring documentation
 19 with that. I just struggle with variances, to grant
 20 them simply because "I don't want to do it." I don't
 21 think that's the intent of variances, and I know it
 22 costs money. I understand all that and know the deal
 23 about safety, but I'm more inclined to grant variances
 24 when you are at the end of what you can do to make

1 for the elevator equipment in the whole building, and
 2 I think there is a drawing from the architect of what
 3 it is going to look like, and that's what we are
 4 proposing.

5 CHAIRMAN CHRISTENSEN: So it is four inches
 6 different in the machine room?

7 MR. HYNES: It is a sloped floor, yes. So it
 8 is -- they did some -- they had a sump pump hole in
 9 there. They had some phone lines. They had removed
 10 all that and they have fire doors, and at the end of
 11 the day it is going to be -- the height is going to be
 12 the only thing that is against code.

13 CHAIRMAN CHRISTENSEN: Is there a motion to
 14 accept the variance?

15 MR. GREGORY: So this is an existing building?

16 MR. HYNES: Yes, sir.

17 MR. GREGORY: I mean, what you have done here
 18 is you have given us some information that is
 19 worthwhile. If we can therefore look at it, it is --
 20 it is totally masonry construction?

21 MR. HYNES: I believe so, yes.

22 MR. GREGORY: That's what this letter says.

23 CHAIRMAN CHRISTENSEN: He has got it 67 height.

24 MR. HERTSBERG: So we are missing three inches?

1 this thing work. I understand that you can bring back
 2 something that says you can't dig a pit out and you
 3 can't make it deeper. I would be willing to look at
 4 it and think the rest of the board would too, but just
 5 to say, "I don't want to spend the money," "I don't
 6 feel like doing it," I don't think that's the intent
 7 of variances. That's my opinion, and that's why I
 8 voted against it. That's me.

9 MR. GREGORY: Okay.

10 MR. TRUSKOWSKI: Okay.

11 CHAIRMAN CHRISTENSEN: Sorry.

12 Zenon Kurdzie. Did I get that right?
 13 What project is that? Is there an address? Yeah.
 14 Tom, I think it is yours. Sorry, Buddy.

15 Height restriction machine room. Yes,
 16 sir.

17 MR. HYNES: Good morning. This particular job
 18 was a new hydraulic two-stop elevator in an existing
 19 building, and the machine room was installed in the
 20 basement of the building, and what they did is put
 21 some pipes in there that shouldn't have which have
 22 been removed, but during the inspection with Thompson,
 23 there is a small height restriction in the machine
 24 room. I think it is like 68. It is the best location

1 MR. HYNES: Five inches.

2 MR. GREGORY: Now you need -- if we grant one
 3 at 68 inches, and you end up at 67, what do you think
 4 the inspector is going to say?

5 MR. HYNES: It's a pitched floor. I think that
 6 the worst scenario -- it is a sloped floor. If you
 7 were to go from the doorway and then go to the back of
 8 the machine room you are going to have two different
 9 measurements. So you are looking --

10 MR. GREGORY: So he's gone, but if Ed
 11 Chmielewski was here and if he was your mechanic and
 12 he walked in, his head would get hit and the blood
 13 would drain into the corner.

14 CHAIRMAN CHRISTENSEN: Got Danny here. Sorry
 15 about that.

16 MR. HYNES: I think some of the height
 17 restriction was they were trying to cover some pipes
 18 and stuff because it is an existing building, you
 19 know, existing power, existing phone lines, water
 20 pipes, things like that that were hindering that
 21 height. So that's drywall finished, fire rated
 22 ceiling.

23 MR. GREGORY: So you got rid of all the other
 24 stuff?

1 MR. HYNES: Yes. It is clearly a machine room
 2 vicinity. It meets all other requirements, everything
 3 possible, except for the ceiling height.
 4 MR. GREGORY: Well, I'm going to move to grant
 5 this variance.
 6 CHAIRMAN CHRISTENSEN: With signage?
 7 MR. GREGORY: Yeah. With signage.
 8 MR. HYNES: Yes.
 9 MR. HERTSBERG: I will second it.
 10 CHAIRMAN CHRISTENSEN: There has been a motion
 11 made to grant the variance with signage in the machine
 12 room and it has been seconded.
 13 Any question?
 14 MR. GILLES: So let -- I just want to make sure
 15 I understand. The shortest spots in there is 67. It
 16 gets taller from there? I know you said the floor was
 17 sloped.
 18 MR. HYNES: It might be 68 and a half, 69, but
 19 that was the worst scenario.
 20 CHAIRMAN CHRISTENSEN: How much slope?
 21 MR. HYNES: It's just the way they have pitched
 22 the basement at the time for water, or, you know,
 23 whatever used to go down there.
 24 CHAIRMAN CHRISTENSEN: Any more questions?

1 to send it so...
 2 CHAIRMAN CHRISTENSEN: Can this, James, be held
 3 over until January?
 4 MR. BROWN: We really would like you to review
 5 it. That's why -- We found out the variance was
 6 required. That's why we sent it in immediately. We
 7 sent it overnight. You know, registered, down to the
 8 state. It will delay the job an additional month
 9 obviously pending your approval.
 10 MR. HERTSBERG: Two months.
 11 MR. BROWN: Two months, yeah.
 12 CHAIRMAN CHRISTENSEN: I'm going to accept this
 13 variance. I mean, not accept it, but I'm going to
 14 hear it, okay. If you want to come up here and
 15 explain.
 16 MR. BROWN: Certainly. It is very similar to
 17 the --
 18 MR. GREGORY: Your name.
 19 MR. BROWN: Jeff Brown. And again, I'm with
 20 Kone.
 21 MR. TRUSKOWSKI: Jeff Truskowski with Kone.
 22 MR. BROWN: This is a very similar variance
 23 request from a four-foot pit for a three-story
 24 building. The building was originally designed and

1 (No response)
 2 All those in favor say aye.
 3 (WHEREUPON, there was a
 4 chorus of ayes.)
 5 All those against?
 6 (No response)
 7 Ayes have it.
 8 MR. HYNES: Thank you very much.
 9 CHAIRMAN CHRISTENSEN: There is no more
 10 variances and appeals. Somebody is raising their
 11 hand.
 12 MR. BROWN: We submitted one other variance.
 13 You don't have that?
 14 MR. AUBIN: No. Those are the only ones I had.
 15 MR. BROWN: We overnighted one to Springfield
 16 last week.
 17 CHAIRMAN CHRISTENSEN: Do you have that, James,
 18 with you? Was there a check with that.
 19 MR. BROWN: Yes, there was.
 20 CHAIRMAN CHRISTENSEN: It was overnighted to
 21 Springfield?
 22 Do you remember that, James? It went to
 23 Springfield. It probably never made it up here.
 24 MR. BROWN: That's where the document indicated

1 detailed with multiple vendors and approved with
 2 building permits in October of '07. The building was
 3 built with a four-foot pit. It is a matt foundation
 4 that is the bottom of the elevator pit with 10-inch
 5 structural walls that are dowled into the matt
 6 foundation that hold up load bearing masonry. That is
 7 the actual shaft itself. The adjacent structure on
 8 the second and third floor, the roof structure are
 9 tied into the load bearing masonry. So to lower the
 10 elevator pit would require to remove all the masonry
 11 and reshore the entire structure to lower the pit one
 12 foot.
 13 CHAIRMAN CHRISTENSEN: This is the same toe
 14 guard you talked about, that you were talking about
 15 before?
 16 MR. BROWN: Yes, sir, and, you know, I can
 17 provide, you know, structural design documents, you
 18 know, to support the design of the building, and it is
 19 a -- an extreme hardsip to lower the foundation for
 20 the footing another foot. Literally have to take the
 21 building apart.
 22 MR. GILLES: Do you have those? You say you
 23 can --
 24 MR. BROWN: I certainly can. I would be glad

1 to get them, you know, immediately.
 2 MR. GILLES: I would like to look at them. I
 3 don't know about anybody else, but...
 4 MR. BROWN: Sure.
 5 CHAIRMAN CHRISTENSEN: Can you give us a minute
 6 so everybody can take a look at this thing?
 7 MR. BROWN: I understand.
 8 CHAIRMAN CHRISTENSEN: The matt foundation as
 9 opposed to caseons. It's only a three-floor building.
 10 MR. BROWN: Yes, sir, which is why you cannot
 11 get by with a matt foundation even taller, but it is
 12 more -- it's more let's say usable in a three-story.
 13 The borings at the building of the
 14 project indicated it was fill and they didn't want to
 15 puncture through the good clay strata. So they left
 16 it, you know, at four foot. That's what all the
 17 vendors' typical sizes were at the time of the
 18 building permit issuance.
 19 MR. SWIENTON: You said you can't get an
 20 engineer or something, you know, saying how this is?
 21 MR. GILLES: If you have something that can't
 22 go deeper, I would be real interested in seeing it.
 23 Do you have it with you?
 24 MR. BROWN: We were kind of led to believe this

1 We will get that to you.
 2 CHAIRMAN CHRISTENSEN: All right. First see if
 3 there is a motion here.
 4 MR. GREGORY: I move that we approve this
 5 conditionally on receiving sign stamped information
 6 from a registered architect or structural engineer
 7 concerning the construction of the building that it
 8 would be very difficult to dig the pit deeper.
 9 MR. BROWN: We can do that.
 10 CHAIRMAN CHRISTENSEN: Is there a second?
 11 MR. JIRIK: What kind of elevator is it?
 12 MR. TRUSKOWSKI: Same kind, eco space.
 13 CHAIRMAN CHRISTENSEN: We haven't got the
 14 second.
 15 MR. JIRIK: I second it.
 16 MR. GANIERE: I'm sorry. My question here is,
 17 let's play this out. Let's say they go ahead and
 18 start their construction tomorrow and they do it, and
 19 then come January we don't receive any documentation
 20 that says there was a structural problem. Not that
 21 this would happen, but it could happen sometime down
 22 in the future. I think it would be better if their
 23 documentation was presented to the staff and the staff
 24 agrees --

1 is -- unfortunately, I need more documents than I have
 2 with me, you know.
 3 CHAIRMAN CHRISTENSEN: So if we accept this,
 4 you would be able to get us -- if we accept this now
 5 you would be able to get us that information?
 6 MR. BROWN: Absolutely.
 7 CHAIRMAN CHRISTENSEN: At the January meeting
 8 without doubt?
 9 MR. GILLES: Can we do that? Can we put that
 10 in a motion, that pending all the paperwork pending
 11 approval of the design?
 12 CHAIRMAN CHRISTENSEN: Supposedly they sent in
 13 a check. They sent all of that.
 14 MR. BROWN: I will get copies and if you have a
 15 legal address or e-mail, we can scan that and get that
 16 to you today.
 17 MS. DELGRECO: Sure.
 18 MR. BROWN: Okay.
 19 MS. DELGRECO: The form that you used with the
 20 Springfield address is an old form. Everything with
 21 variances is updated.
 22 CHAIRMAN CHRISTENSEN: Everything comes up here
 23 now.
 24 MR. BROWN: That was the one that was on-line.

1 MR. BROWN: I can get that over today.
 2 MR. GANIERE: -- whether or not it is possible
 3 to dig the pit deeper or not, and then they can start
 4 their construction right away, because, I mean,
 5 technically if they started their construction now and
 6 they presented something in January that says no, it
 7 was no good, they could have --
 8 CHAIRMAN CHRISTENSEN: He says he's going to
 9 get it over today.
 10 MR. GANIERE: I'm saying it should --
 11 MR. GREGORY: You have a good point.
 12 MR. GANIERE: It should go to the staff, not to
 13 us. It is too long of a period of time. That's what
 14 I'm saying.
 15 MR. GREGORY: The building is totally built?
 16 The roof is on and everything?
 17 MR. BROWN: There was height addition. Because
 18 of financing the building went on hold for a couple
 19 months, and all these issued permits were issued and
 20 they were reviewed by local elevator through the
 21 Village of Downers Grove, you know, and a point of
 22 information, we talked with the head processor at the
 23 village and they were not even aware of a variance
 24 being required. So there seems to be some

1 communication gap between, you know, what they're
 2 saying their jurisdiction is and yours. We are here
 3 because we feel it is the right thing to do, but the
 4 Village of Downers Grove is saying that, you know, we
 5 don't even need this. So I would suggest that --
 6 CHAIRMAN CHRISTENSEN: They are wrong. They
 7 are wrong.
 8 MR. BROWN: We understand that. I'm just
 9 trying to make a point that the chief inspector said
 10 that their review with their local rep takes
 11 precedence. He says, you know, go build it. So I
 12 just -- I'm trying to play the right center here, you
 13 know.
 14 CHAIRMAN CHRISTENSEN: We have had that before
 15 and they all find out they are wrong.
 16 MR. BROWN: We understand that. That's why we
 17 are here.
 18 MR. GILLES: Can I just make a comment? I just
 19 want to -- I'm going to vote in favor of this
 20 variance, and the difference -- I want people to know
 21 so I'm not jumping back and forth. If this previous
 22 gentleman made us aware that it might have been a
 23 problem that they dig a pit out, they might have got a
 24 yes out of me. That's the only difference. I just

1 MR. BROWN: We can fax this this afternoon, the
 2 original copy, and the copy of the check. We kept a
 3 copy of the check. Unfortunately, we didn't think we
 4 needed to bring one.
 5 MS. DELGRECO: Okay.
 6 MR. AUBIN: That would be productive.
 7 MR. BROWN: Or I can give you 200 now just
 8 to --
 9 MR. GREGORY: Small unmarked bills.
 10 (Laughter)
 11 MR. BROWN: Just kidding. Sorry.
 12 MR. GREGORY: So the motion, as I understand
 13 it, is to approve this conditionally on staff
 14 receiving the documentation within the next --
 15 CHAIRMAN CHRISTENSEN: He says he's going to
 16 get it in this afternoon.
 17 MR. BROWN: We will get the application
 18 documents faxed today. You asked to have an engineer
 19 sign off. I may need a day for that, but I can give
 20 you the drawing details. I can certainly give you
 21 faxed copies of the drawing details.
 22 MR. GREGORY: If you could e-mail, it's easier
 23 for Elaine to e-mail them on.
 24 MS. DELGRECO: I can forward them to the board

1 want to go on record so people don't think I'm sitting
 2 here jumping around, so...
 3 MR. GREGORY: Why not?
 4 (Laughter)
 5 CHAIRMAN CHRISTENSEN: Is there anymore
 6 questions?
 7 MR. SWIENTON: Back to the original question
 8 you had about phrasing it. As soon as Bob is happy
 9 with the paperwork, sign off on it, or I'm just asking
 10 how should we word it?
 11 MR. AUBIN: I will call down to Springfield,
 12 see if they received the check down there, see what
 13 they received down there. I don't know what you sent
 14 them.
 15 MR. BROWN: We sent them everything that's on
 16 this checklist here, our variance request, which was
 17 passed around.
 18 MR. AUBIN: I have it right here.
 19 MR. BROWN: The check and the specifications
 20 and ASTM data on the toe guard itself.
 21 MR. SWIENTON: Put in there as soon as he sends
 22 it in, Bob's office is happy with it, then it's a go.
 23 MR. BROWN: 312-814-3459?
 24 MR. DELGRECO: Yes.

1 members if you e-mail it to me.
 2 MR. GREGORY: That would make life easier for
 3 them.
 4 MR. BROWN: That's fine. We can easily do
 5 that.
 6 MR. GANIERE: Just so we are clear,
 7 construction won't start until you get notice from Mr.
 8 Capuani, Fire Marshal's Office, that it is okay.
 9 MR. BROWN: Fair enough.
 10 MR. GILLES: Right.
 11 MR. AUBIN: Because they still have to apply
 12 for the permit.
 13 MR. BROWN: Thank you very much.
 14 CHAIRMAN CHRISTENSEN: Okay. Is there anymore
 15 questions?
 16 (No response)
 17 All those in favor say aye.
 18 (WHEREUPON, there was a
 19 chorus of ayes.)
 20 All those against?
 21 (No response)
 22 Ayes have it. There is no more variances
 23 or appeals?
 24 (No response)

1 Is there a motion to adjourn?
 2 MR. GREGORY: So moved.
 3 CHAIRMAN CHRISTENSEN: Is there a second?
 4 MR. GANIERE: Second.
 5 CHAIRMAN CHRISTENSEN: All those in favor say
 6 aye.
 7 (WHEREUPON, there was a
 8 chorus of ayes.)
 9 (Which were all the
 10 proceedings had at this time
 11 on the above-entitled
 12 cause.)
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24

1 STATE OF ILLINOIS)
 2 COUNTY OF C O O K) SS:
 3
 4 KATHLEEN T. MUHNE, being first duly
 5 sworn, on oath says that she is a Certified Shorthand
 6 Reporter doing business in the City of Chicago, County
 7 of Cook and State of Illinois;
 8 That she reported in shorthand the
 9 proceedings had at the meeting of the above-entitled
 10 cause;
 11 And that the foregoing is a true and
 12 correct transcript of her shorthand notes so taken as
 13 aforesaid and contains all the proceedings had at said
 14 meeting.
 15
 16 -----
 17 KATHLEEN T. MUHNE, C.S.R.
 18
 19 SUBSCRIBED AND SWORN TO
 20 Before me this _____,
 21 day of _____, A.D.
 22 2008.
 23 -----
 24 NOTARY PUBLIC