

OFFICE OF THE STATE FIRE MARSHAL
ELEVATOR SAFETY REVIEW BOARD MEETING

Thursday, November 15, 2018 - 9:30 a.m.

International Union of
Elevator Constructors Local 2
5860 West 111th Street
Chicago, Illinois 60415

TRANSCRIPT OF PROCEEDINGS had at the
arbitration on the above-entitled matter, held on the
15th day of November, A.D. 2018, commencing at
9:30 a.m.

BEFORE: DIRECTOR ROBERT CAPUANI,
MR. DANIEL BAUMANN,
MR. AARON ADAMS,
MR. HERMAN BENEKE,
MR. JOSEPH BLOCK,
MR. WILLIAM BOGDAN,
MR. ED CHRISTENSEN,
MR. THOMAS GANIERE,
MR. GERALD GROSS,
MR. JOSHUA HENDRYX,
MR. MATTHEW HUNT,
MR. TOM JIRIK,
MR. CRAIG JOHNSON,
MS. JENNIFER NOTTE,
MR. DONALD PLASS,
MR. ROBERT SHANKLIN,
MR. KELLY WELLER.

1 (WHEREUPON, the meeting was called
2 to order and the Pledge of
3 Allegiance was said.)
4 DIRECTOR CAPUANI: In the absence of our
5 regular chairman, our rules provide that we open up
6 the floor for nominations for a chairman pro temp to
7 act as chairman of this meeting. Is there
8 nominations?
9 MR. BENEKE: Acting chair, I would like to
10 nominate Dan Baumann to act as our chairperson for
11 today.
12 (Seconds from the Board Members.)
13 DIRECTOR CAPUANI: Are there any other
14 nominations?
15 (No response.)
16 Are there any other nominations?
17 (No response.)
18 Are there any other nominations?
19 (No response.)
20 Nominations are closed. All in favor.
21 (Chorus of ayes.)
22 Opposed.
23 (No response.)
24 The ayes have it.

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1 MR. BAUMANN: You didn't ask me if I wanted to.
2 DIRECTOR CAPUANI: You didn't object.
3 MR. BAUMANN: We have made the call to order,
4 Pledge of Allegiance.
5 Review and vote to approve the minutes
6 of the May 10, 2018, since we didn't have a meeting
7 at the last meeting. Has everybody reviewed the
8 minutes? Any questions?
9 MR. SHANKLIN: I make a motion to accept.
10 MR. BAUMANN: Any questions? We have a motion
11 to accept.
12 (Seconds from the Board members.)
13 Moved and seconded. All those in
14 favor, say aye.
15 (Chorus of ayes.)
16 All those opposed.
17 (No response.)
18 The 0minutes are accepted.
19 Old business, elevator report from Bob
20 Capuani, Director.
21 DIRECTOR CAPUANI: Currently this year, we have
22 35,926 conveyances. We have issued 432 permits,
23 509 registrations, and 9,005 certificates.
24 MR. BAUMANN: I would like to introduce the two

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1 new Board Members that we have, that would be Herman.
2 MR. BENEKE: Yep.
3 MR. BAUMANN: And Herman represents?
4 MR. BENEKE: I'm the City of Aurora. I
5 represent the municipalities.
6 MR. BAUMANN: And Don Plass.
7 MR. PLASS: I'm Don Plass, and I represent the
8 general public. And I made it to the last meeting,
9 but we did not quite get a chance to get introduced
10 last time, so here I am.
11 MR. BAUMANN: Welcome. On behalf of the Board,
12 we welcome you both.
13 New business. The Board is to
14 consider and, upon appropriate motion, to vote to
15 approve adopting latest editions of A17.2 (2017) and
16 A18.1 (2017) (which were published after the Board's
17 June 2017 pre-JCAR vote to approve new ASME Codes)
18 (if approved, these editions will be incorporated
19 into draft motions under consideration in Agenda Item
20 5(B)). Do we have a motion to accept?
21 MR. WELLER: Motion.
22 (Seconds from the Board Members.)
23 MR. BAUMANN: It has been moved and seconded.
24 Any questions on the motion?

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1 MR. GANIERE: Just a question of qualification.
2 The last sentence would seem to indicate that we are
3 also approving 5(B) with this motion, if I read that
4 correctly.
5 MR. BAUMANN: If this is approved, that would
6 be yes.
7 MR. SEBEK: This part of the motion, just to
8 clarify, is for the proposal, and then 5(B) goes to
9 the actual rule language, which is attached here.
10 MR. GANIERE: Right. But we are acting on
11 A.17.2 (2017) and the language contained in B.
12 MR. SEBEK: Correct.
13 MR. GANIERE: Just so that is clear.
14 MR. WELLER: Mr. Chair, we don't have any
15 public comment on this agenda.
16 MR. BAUMANN: Public comments on the end.
17 MR. WELLER: There we go. Perfect. Thank you.
18 MR. BAUMANN: Any other questions?
19 (No response.)
20 All those in favor, say aye.
21 (Chorus of ayes.)
22 All those opposed.
23 (No response.)
24 The ayes have it. It's unanimous.

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1 Next, the Board is to consider and,
 2 upon appropriate motion, to vote on draft rule
 3 language be consistent with Shanklin motion approved
 4 at the May 10, 2018, Board meeting regarding Illinois
 5 Licensed Inspectors witnessing initiating devices for
 6 fireman's recall system (A17.1 2016, Section
 7 8.11.3.1.6)(see attached motion "Appendix 1")
 8 (preliminary approved by the Board May 10, 2018), and
 9 corresponding draft rule language ("Appendix 2," not
 10 yet approved), along with possible consideration vote
 11 or votes, upon appropriate motions, of any
 12 alternative motions and draft rule language to
 13 address this issue. (See attached motion Appendix 3
 14 (also labeled as Alternative A) and corresponding
 15 draft rule language regarding alternating floors and
 16 alternating years ("Appendix 4") which is expected to
 17 be presented as one such alternative.) (Final action
 18 anticipated.)
 19 Since Terry had brought this up
 20 before, is there anything that you want to elaborate
 21 or explain?
 22 MR. SHANKLIN: Well, for those who were not at
 23 the May 10th meeting, this issue came up in regards
 24 to that once a year, when buildings check their

1 fireman's return, that the link between the
 2 initiating device, which would be the smoke detector,
 3 and the elevator system is never checked.
 4 There are a lot of instances whereas
 5 they are in the wrong address. They have been in the
 6 wrong address and sometimes not even hooked up from
 7 immediate installation. I thought it was appropriate
 8 to go with -- we talked about it. First, we talked
 9 about checking every floor. There was one dissenting
 10 vote on May 10th and the other -- everybody voted in
 11 favor of it. Right?
 12 So we thought we would tweak it a
 13 little bit. Rather than have them check every floor,
 14 we thought that it's imperative that they check the
 15 initiating device in the machine room and in the
 16 hoist switch. Those devices, when activated, will
 17 trigger the elevators to come down to the designated
 18 floor, at which time the helmet, the light --
 19 fireman's light inside the elevator will flash. That
 20 tells the first responders that, in fact, there's a
 21 problem in that system, in the hoistway or in the
 22 machine room, not to get on that conveyance because
 23 that may be their last stop, if you get stuck in the
 24 hoistway and perish.

1 The other issue was checking the
 2 initiating devices just outside of the elevator
 3 openings. Usually, there's one device. If you have
 4 a bank of eight, there's one device on each floor so
 5 many feet from the conveyances. They now check them.
 6 When they check them, the alarm people come in and
 7 they check each device at each floor.
 8 Subsequently, this language says,
 9 We'll check -- on the odd years, we'll check the odd
 10 floors. On the even years, we'll check the even
 11 floors. That is compromising probably a little bit
 12 of safety, but it's much better than what we have got
 13 right now to make sure that these devices are, in
 14 fact, intact and hooked up to the elevator system.
 15 Give me a moment because I'm 68 years
 16 old. I'm losing it here. The time value, the
 17 hardest thing would be coordinating. So if you have
 18 an elevator -- if you own a building or you are an
 19 inspection company, you simply just have to
 20 coordinate having the elevator company there and the
 21 alarm people there at the same time, which is not a
 22 biggie. It's a phone call. Right? You schedule a
 23 date to have it done.
 24 Subsequently, it'll be quicker because

1 rather than -- it's still going to take an individual
 2 time to travel from floor to floor. Today they are
 3 doing every floor coming in and they are
 4 triggering -- they are making sure that that device
 5 works, but they are not sure if it is associated with
 6 the elevator. There's a lot of problems sometimes
 7 where they have the wrong address, where if there's a
 8 fire in front of the elevator, they might think it's
 9 in the kitchen or in the cafeteria and it won't
 10 recall the elevator. So it's imperative that that is
 11 done.
 12 The time value for this being done
 13 will be a lot quicker because once they trigger that
 14 device, they have radios. The elevator guy is okay
 15 to recall and reset the system. The guy comes from
 16 1, goes up to 3, triggers it, okay, it's working. Go
 17 to 5, go to 7. It actually cuts the time in half and
 18 ensures the safety of those devices.
 19 So even though it's less than what I
 20 would like to see, right, it's certainly a lot more
 21 than what we have right now to ensure the safety, and
 22 if I owned the building or if I was the first
 23 responder or if I was associated working right in an
 24 elevator in a particular building, I would want that

1 to be done, to ensure that myself or my loved ones or
2 people, my friends, are safe.
3 So with that being said, I would say
4 that we move to have a vote and --
5 MR. BAUMANN: Any questions for the --
6 MR. SHANKLIN: Can I have a roll call?
7 MR. BAUMANN: We could do a roll call vote.
8 MR. SHANKLIN: Do a roll call vote and register
9 the decision, each individual vote.
10 MR. BENEKE: I actually have a question.
11 MR. BAUMANN: Okay. Herman.
12 MR. BENEKE: I heard you say that the alarm
13 company needs to be there with the elevator
14 inspector.
15 MR. SHANKLIN: Yes.
16 MR. BENEKE: I was under the understanding that
17 as long as somebody is there to be able to test the
18 system, that would be appropriate, because sometimes
19 it might be difficult to get the alarm company and
20 the elevator inspector together at one point. Is
21 it -- am I wrong in that assumption?
22 MR. SHANKLIN: I don't think it's that hard.
23 You have two entities. They do it now. When they
24 call up now -- the problem is when they do come in,

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1 they check every device. They check every initiated
2 device. They trigger each one, but that does not
3 ensure that, in fact, they are recalling that system.
4 There are instances whereas they are
5 in the wrong place -- they have programmable heads
6 that are in the wrong place. You have instances
7 where the wires are not connected or there's
8 corrosion on the wire where it's not conducting, or
9 in some cases there are no wires that ever were
10 hooked up. Right? Even though people do acceptance
11 tests, some people, they don't do every step.
12 This ensures that anything -- no stone
13 is unturned, that there's no chad in the system, no
14 chad -- hanging chad, that everything is working,
15 anybody that gets on that conveyance is safe.
16 MR. BENEKE: And I don't have a problem with
17 that. I understand that, and I agree with that
18 concept. I just want to make sure that the
19 coordination is able to be made and if somebody else
20 needs to step in --
21 MR. SHANKLIN: I think --
22 MR. BENEKE: -- that is appropriate.
23 MR. BAUMANN: One at a time, please. Don't
24 interrupt him. Just let him talk.

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1 MR. SHANKLIN: I'm sorry.
2 MR. BENEKE: So in my terms, I have a
3 municipality of over 200,000 people. Getting alarm
4 companies and elevator inspectors together sometimes
5 might be simple, sometimes it might not be as much,
6 but there's always building people, there's fire
7 service. There's other people that are involved in
8 the systems. Monitoring it should not be a problem,
9 and they all have to do an annual.
10 I can't wait sometimes for several
11 weeks for an inspection to happen. I need to get
12 something done sometimes, especially new systems
13 quicker, so is it -- I guess I'm just asking out loud
14 of whether other people can actually be there to make
15 sure it's monitored, get on the radio with the
16 monitoring company, make sure it's tested, and it
17 works.
18 MR. SHANKLIN: Well, right now they have to
19 schedule -- they have to schedule alarm people to be
20 there.
21 MR. BENEKE: Absolutely.
22 MR. SHANKLIN: And every elevator has to have a
23 maintenance program, regardless whether it's
24 quarterly, monthly, weekly, daily, right?

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1 MR. BENEKE: Yeah, they do.
2 MR. SHANKLIN: So if you own a building and
3 say, Look at my tests. I have to have this thing
4 tested. What dates do you have available? Then you
5 call the elevator company and they say, John won't be
6 able to be there, but we can get Joe there because
7 there's virtually 2,000 or 1,800 elevator
8 constructors in the Chicagoland area in Northern
9 Illinois. I'm sure they'll get somebody there and I
10 don't think it would be hard because you are paying
11 for that.
12 MR. BENEKE: I think you just answered my
13 question. The elevator company can be there to make
14 sure that it's operational. They should be there.
15 MR. SHANKLIN: They should be there.
16 MR. BAUMANN: It's scheduled with the elevator
17 company and the inspector.
18 MR. BENEKE: That works for me.
19 MR. SHANKLIN: It's a simple phone call.
20 MR. BENEKE: I guess the alarm company, that is
21 a different answer than the elevator company.
22 DIRECTOR CAPUANI: I think what he's asking,
23 Terry, is if you could use -- correct me if I'm
24 wrong. If you could use like your own fire

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1 inspectors to set off the initiating devices, and
2 then the inspector will be there and the elevator
3 mechanic. But he would have his fire inspector
4 instead of the alarm company.
5 MR. SHANKLIN: Sure.
6 MR. BENEKE: As an option.
7 MR. ADAMS: Just a point of clarification.
8 There's nothing in the language that limits it to
9 just the alarm company.
10 MR. SHANKLIN: I agree.
11 MR. BENEKE: I think the whole idea is great.
12 I agree with it. I just want to make sure the
13 coordination was in order.
14 MR. SHANKLIN: I apologize for being
15 misleading.
16 MR. ADAMS: The only limiting language in here
17 language is shall be with the elevator inspectors but
18 nothing with regard to the other party.
19 MR. PLASS: Don Plass, general public. Today's
20 inspections over there, you used the word "they."
21 Does that mean that the fire alarm company does it
22 today on all of the inspections that they have on the
23 elevators?
24 MR. SHANKLIN: The ones that I'm associated

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1 with, yes.
2 MR. PLASS: For the firefighter service?
3 MR. SHANKLIN: Yes.
4 MR. PLASS: So they would test every floor
5 right now and would be -- actually, let's say if it
6 was an Otis elevator, would Otis be there at the same
7 time?
8 MR. SHANKLIN: As it is now, they don't have to
9 be there. Sometimes they are not. Right? To ensure
10 that they are there, to ensure that there is a link
11 between the two and it is operable. So right now
12 they -- the alarm company can come through and they
13 could trigger those and they could light up, but it's
14 not -- they are not recalling the elevator system by
15 using that device.
16 MR. PLASS: They are just jumpering right now,
17 you think? Is that what they should be doing?
18 MR. SHANKLIN: They go through with a magnet
19 and boom, boom, boom, and as long as it turns on and
20 off, they say the device is fine. But that does not
21 mean it's in the right place. That does not mean
22 it's wired into the elevator system.
23 MR. PLASS: So when the device would go on,
24 that does not mean that it would go back to the spot

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1 it's supposed to be going to in other words?
2 MR. SHANKLIN: Right. It doesn't recall the
3 elevators.
4 DIRECTOR CAPUANI: I did the presentation to
5 alarm companies. Here is the way it's set up. He
6 said it's like installing a light switch in your
7 house. The electrician comes in and installs the
8 light switch, he checks the output, but he doesn't
9 care if your lamp works. That is the way that he put
10 it to me.
11 He said, we test the initiating
12 devices. It's up to you to know if your elevator
13 works, not us. We don't want the responsibility.
14 That is kind of the way that they put it to me at
15 this meeting.
16 MR. BAUMANN: And that was a fire alarm
17 contractor?
18 DIRECTOR CAPUANI: That was contractors, a lot
19 of them.
20 MR. BAUMANN: Matt.
21 MR. HUNT: I have question more so for Matt, to
22 ask our Board attorney. I have actually never seen
23 anything that says, Preliminarily Approved.
24 MR. SEBEK: Yeah.

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1 MR. HUNT: I thought at the meeting, at the
2 May 10th meeting, the motion was made, the discussion
3 was had, we voted and approved. If I remember right,
4 it was nine to one in favor of.
5 MR. SEBEK: You remember correctly, and I get
6 where you are going. Preliminarily approved is
7 probably a misnomer. To some extent it was approved
8 and then contemporaneously with that vote it was
9 suggested to me that there was grounds for wanting to
10 reconsider and make sure that everyone was aware of
11 both that option and the alternative. So voting to
12 approve or reapprove, to your point, Appendix 1 and
13 the conforming language in Appendix 2 would
14 essentially moot any further discussion or
15 consideration of Appendix 3 and 4, which would have
16 me doing with alternating floors.
17 MR. HUNT: So do we have to negate the --
18 somehow if we go back and agree to negate that vote.
19 MR. SEBEK: I think procedurally the best way
20 to do it, to the extent that the Board was in favor
21 of Appendix 3 and 4, instead of 1 and 2, then it
22 would be procedurally cleanest to rescind that vote
23 from May.
24 MR. HUNT: May. Okay.

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1 MR. SEBEK: You are quite right, and I
 2 apologize to the extent that that wasn't maybe more
 3 clear.
 4 MR. HUNT: It was not so much the wording. I
 5 just remembered it was voted and approved, and this
 6 seems to have drag on for way too long while we are
 7 putting people's lives in danger, especially those in
 8 the fire service that are running into a building to
 9 get families and individuals out, that for some
 10 reason we are still continuing to drag this on while
 11 people's lives are in danger. It's not directed to
 12 you. It's kind of the Board in general.
 13 But why is this continuing to drag on?
 14 It's a simple life safety issue that we want to make
 15 sure that every alarm interacts with the stuff --
 16 with the recall systems in the elevators to make sure
 17 that people are safe at the end of the day. Unless
 18 there's something -- a big elephant that I'm missing
 19 about this, this should be done and over with and
 20 voted upon. Thanks for clarifying that.
 21 MR. BAUMANN: I'm sorry. Dick.
 22 MR. GREGORY: As I'm understanding it, and I
 23 could be wrong, you want the alarm company there
 24 because they are the people who are going to say that

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1 the alarm system is working. And then you want the
 2 elevator company there because they are the ones who
 3 will say that the alarms are actually doing something
 4 to the elevators. That is two entities.
 5 MR. SHANKLIN: Right.
 6 MR. GREGORY: Then you are probably, therefore,
 7 based on inspection companies are going to say, Well,
 8 we want to be there because we are the inspection
 9 company.
 10 MR. SHANKLIN: They have to be there.
 11 MR. GREGORY: Is that correct, or am I missing
 12 it?
 13 MR. SHANKLIN: That is correct. The thing is
 14 that -- let's say the alarm people are not there.
 15 Let's say that the fire inspector comes there and he
 16 triggers them. Right? The elevator personnel is
 17 there. They are going to know if that device is
 18 recalling the elevators.
 19 So then, if it's not operable, they
 20 can call the alarm system -- the alarm people up and
 21 say, Look it, on the fourth floor we have a bad
 22 initiating device.
 23 MR. GREGORY: So you are saying -- and you may
 24 have to modify the motion -- that it doesn't have to

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1 be the alarm system but it can be the fire department
 2 of the jurisdiction? That is what you just said.
 3 MR. BAUMANN: They are not on a motion. This
 4 is a discussion that we are talking about. I don't
 5 believe that we have a motion on the floor to accept
 6 it yet.
 7 MR. GREGORY: Correct.
 8 MR. BAUMANN: It's under consideration.
 9 MR. GREGORY: What you are saying is that it
 10 would not have to be the alarm company, it could be
 11 the local fire department --
 12 MR. SHANKLIN: Correct.
 13 MR. GREGORY: -- is what you said. So do you
 14 need to amend your wording to cover that?
 15 MR. SHANKLIN: Where is that in here?
 16 MR. GREGORY: I don't know. I did not write
 17 it.
 18 MR. HUNT: It does not contain that.
 19 MR. BAUMANN: One at a time, please.
 20 MR. SHANKLIN: Do you have a copy of it?
 21 Because it does not say -- it mentions that the
 22 witness has got to recall the devices with the --
 23 recall the elevators with the devices.
 24 MR. BAUMANN: Let's go off the record.

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1 (WHEREUPON, discussion was had
 2 off the record.)
 3 MR. BAUMANN: Back on the record.
 4 MR. GROSS: Just to clear up the fact. I was
 5 the no vote, the one no vote on it, and it was
 6 because -- in reference to your question, it was
 7 because of the language, the way it was set up.
 8 Nothing to do with life safety -- I mean, the life
 9 safety issue. It was that the language was vague.
 10 If I remember correctly, the original language
 11 suggested that you were going to test every single
 12 device over the next -- which was like -- it was not
 13 very comprehensive or economically feasible to do.
 14 And what we have done since that time
 15 is reworded the -- you know, our motion here, which
 16 is --
 17 MR. SHANKLIN: What we left out was, Associated
 18 with the elevator system, and I understand that.
 19 MR. GROSS: That is conducive on me. For me
 20 right now, I agree with the way that it's written,
 21 but the no device was not anything to do with life
 22 safety. It was just that if we would have gone with
 23 that, put that proposal in, we would have been all
 24 over the Board on what action had to be done when you

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1 did an inspection.

2 MR. SHANKLIN: That is why my wife doesn't let

3 me do the to-do list.

4 MR. BAUMANN: Kelly?

5 MR. WELLER: I just want to go back to Matt's

6 point and Gerald's point and try to make sure I'm

7 understanding what we did.

8 So we voted on the language which is

9 in our packet, the original transcript, which was a

10 little broader.

11 MR. HUNT: As Appendix 1 is what you are

12 referring to.

13 MR. WELL: Yes.

14 MR. HUNT: So we are all on the same sheet.

15 MR. SHANKLIN: Appendix 4.

16 MR. WELLER: This page, right?

17 MR. HUNT: Right.

18 MR. WELLER: This is -- the transcript of the

19 motion that was actually made. It's a little broader

20 than where we are at right now. So this committee

21 now is voting to rescind this language and to now

22 vote on the new language, which essentially will

23 replace it.

24 MR. SEBEK: I can answer that.

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1 MR. BAUMANN: You go right ahead.

2 MR. SEBEK: Having written the agenda and it

3 reads like an Orwellian novel, I apologize for that.

4 Essentially, there was -- Appendix 1 is a verbatim

5 transcript of the May approved motion, the already

6 approved motion to Mr. Hunt's point.

7 In the wake of that decision, it was

8 suggested to me that the every other floor

9 alternative should bear further consideration by the

10 Board. That was suggested to me by members of the

11 Board.

12 MR. WELLER: And I think that was your point,

13 that the language was too broad.

14 MR. GROSS: Too vague.

15 MR. SEBEK: So Appendix 1, in fairness and

16 procedurally, has already been approved by the Board,

17 but because of the need for -- the possible need for

18 further consideration of the alternative, laid out in

19 Appendix 3 and 4, how we presented it here or how we

20 presented it for your consideration is to

21 essentially -- to effectively reapprove Appendix 1

22 and also the conforming rule language, which is the

23 most relevant part of the process, which is in

24 Appendix 2.

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1 And in approving Appendix 1, a motion

2 to approve the language -- or reapprove the language

3 in Appendix 1 and to approve for the first time the

4 language in Appendix 2 would effectively moot any

5 further consideration of Appendices 3 and 4.

6 MR. BAUMANN: Real quick question. Terry, did

7 you want to rescind the motion for 1 and 2?

8 MR. GANIERE: I think I can address that.

9 MR. BAUMANN: Go right ahead.

10 MR. GANIERE: I agree most -- I don't think

11 that we necessarily are rescinding Appendix 1. I

12 think we are clarifying and approving the language

13 for the rules --

14 MR. SEBEK: Correct.

15 MR. GANIERE: -- that was dictated with

16 Appendix 1.

17 MR. SEBEK: And I did not mean to suggest

18 otherwise.

19 MR. GANIERE: I don't think there's any action

20 necessary as to Appendix 1. It's still out there.

21 What we are doing today is, we are approving the

22 actual language of the rule that we were directed to

23 do by Appendix 1.

24 MR. SEBEK: And that would be perfectly fine

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1 with me, given the May vote to approve the language,

2 although not presented in writing. That is not laid

3 out in Appendix 1.

4 MR. BAUMANN: So, Tom, would you like to make

5 the motion for -- so that we can have it in the

6 minutes.

7 MR. GANIERE: Yeah. If I could speak on the

8 motion for one second, first of all.

9 MR. BAUMANN: You are making it.

10 MR. GANIERE: As to the confusion as to whether

11 the alarm company needs to be there or not. The way

12 that I read the language is, it's not necessary for

13 the alarm company to be there. It's necessary for

14 someone to activate the smoke detector outside of the

15 elevator bank.

16 That person could be the same person

17 that is now doing it that is activating the ones in

18 the hoistway when they do the inspection.

19 Now, if you want me to make the

20 motion, I can.

21 MR. BAUMANN: Do you want to make the motion?

22 MR. GANIERE: I will make the motion to approve

23 Appendix No. 4 with the rule change as written.

24 MR. BAUMANN: There's a motion on the floor.

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1 MR. SHANKLIN: Mr. Chairman, I would like to
2 have a roll call vote on that.
3 DIRECTOR CAPUANI: We need seconds.
4 MR. WELLER: Second.
5 MR. SEBEK: Appendix No. 4 is the every other
6 floor language, and that is what you are proposing?
7 MR. GANIERE: Correct.
8 MR. BAUMANN: Just a clarification. There's a
9 motion on the floor. There's a motion on the floor.
10 MR. WELLER: Second. Second was by Weller.
11 MR. BAUMANN: It has been moved and seconded.
12 Any questions?
13 MR. GROSS: Discussion.
14 MR. BAUMANN: Okay. Questions or discussion on
15 it?
16 MR. GROSS: Yeah, just one thing on the every
17 other floor. Is there -- if you have a three-story
18 building -- I'm not trying to throw a wrench in this.
19 I'm trying to help you out and make it a little bit
20 easier.
21 When you are talking about every other
22 floor -- we also had the original discussion that
23 when we get into a high rise building, if you
24 remember the very first time we talked about it, this

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1 would be a major event on doing this and then we
2 talked about every other floor.
3 Could we establish in this -- in the
4 paragraph here that over a certain number of floors,
5 you would have every other floor or do you want to
6 keep that in every building? If it's a two-story
7 building, do you want to do one on the first and two
8 on the second? Is that how you are reading it?
9 MR. BAUMANN: Terry, could you clarify that?
10 MR. SHANKLIN: To myself, I would say it makes
11 it within two years. If you have a three-story
12 building, within two years you are sure that all of
13 the devices are in compliance, and there's little
14 room for error or judgment calls where it could
15 change. You know, so I would say that the language
16 is fine with me the way that it is.
17 MR. GROSS: Because what we talked about, it
18 was my understanding, when I looked at this, it was
19 for -- anything over 80 feet, high rise buildings,
20 that would be every other floor. So if you had
21 something that was two or three stories, it wouldn't
22 take any longer to handle those. I'm just throwing
23 this out. And as far as life safety, you would make
24 sure that the whole building was, you know,

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1 functioning at the time for mid rise or low rise.
2 MR. BAUMANN: Bob.
3 DIRECTOR CAPUANI: This does not mean, like, a
4 three-story. You can still go in and do a
5 three-story building in one year, right?
6 MR. SHANKLIN: Right. Absolutely. It doesn't
7 mean you can't. That is a minimum requirement.
8 DIRECTOR CAPUANI: Right.
9 MR. GROSS: I just was bringing up the question
10 as a discussion.
11 MR. SHANKLIN: Well, that's a good question.
12 MR. BAUMANN: Okay. Don.
13 MR. PLASS: I do have a question. This is
14 amending the 2016 edition of ASME A17.1, and the 2019
15 edition will be coming out probably within the year
16 over here. Will this -- what we are doing for this
17 amendment to it, will this carry forth onto the 2019,
18 or do we have to go through this whole process for
19 the 2019 again?
20 MR. SHANKLIN: We are making -- we are the
21 authority having jurisdiction in the State of
22 Illinois, and we are making the rule as to any
23 conveyances in the State of Illinois will adhere to
24 this provision.

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1 MR. PLASS: Forever.
2 MR. SHANKLIN: Or until somebody comes in and
3 says that we don't need it no more.
4 DIRECTOR CAPUANI: This is over and above the
5 code. That is separate from the code.
6 MR. SHANKLIN: Right.
7 MR. PLASS: Thank you.
8 MR. BAUMANN: Any other questions?
9 (No response.)
10 Okay.
11 MR. SHANKLIN: I would like to have a roll call
12 vote.
13 MR. BAUMANN: Okay.
14 MR. SEBEK: It's as to a motion to approve
15 Appendix 4, which, again, is the every other floor
16 alternative --
17 MR. SHANKLIN: Right.
18 MR. SEBEK: -- which procedurally would
19 effectively undo what we voted on in May. I just
20 want to make sure that the Board is all clear on all
21 of that.
22 MR. SHANKLIN: I'm with you.
23 MR. BAUMANN: And we are going to do a roll
24 call vote. All right. On the motion. Matt.

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1 MR. HUNT: Yes.
 2 MR. BAUMANN: Herman.
 3 MR. BENEKE: Yes.
 4 MR. BAUMANN: Jenny.
 5 MS. NOTTE: Yes.
 6 MR. BAUMANN: Terry.
 7 MR. SHANKLIN: Yes.
 8 MR. CHRISTENSEN: Yes.
 9 MR. WELLER: Yes.
 10 MR. GANIERE: Yes.
 11 MR. ADAMS: Yes.
 12 MR. PLASS: And I have had a lot to think about
 13 on this one here, and I'm back and forth on it. The
 14 public general safety is very important, but I also
 15 look at the cost of everything in here could be
 16 upwards -- I know affordability is not part of
 17 safety.
 18 MR. WELLER: Point of order, Mr. Chairman.
 19 MR. BAUMANN: It's a yes or no.
 20 MR. PLASS: Yes.
 21 DIRECTOR CAPUANI: We are on a vote, not
 22 discussion.
 23 MR. SHANKLIN: How did he vote?
 24 MR. BAUMANN: He voted yes.

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1 Board member. I need a member to make a motion.
 2 MR. BENEKE: So moved.
 3 MR. SHANKLIN: Second.
 4 MR. BAUMANN: It's been moved and seconded.
 5 Any discussions? Any questions?
 6 MR. GANIERE: Just explain what we are doing.
 7 What is this?
 8 DIRECTOR CAPUANI: I gave you a copy of the
 9 law. This is basically that every elevator has to
 10 have Braille identification. I should have gave you
 11 a copy of it. Did I?
 12 MR. BAUMANN: Are we clear? It's been moved
 13 and seconded. Any more discussion? Any more
 14 questions?
 15 (No response.)
 16 All those in favor, say aye.
 17 (Chorus of ayes.)
 18 All those opposed.
 19 (No response.)
 20 The ayes have it, and that begins --
 21 DIRECTOR CAPUANI: May 1, 2019.
 22 MR. BAUMANN: Now we move on to public comment.
 23 Patty Young.
 24 MS. YOUNG: Okay. Patty Young, Thompson

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1 MR. GROSS: Yes.
 2 MR. BOGDAN: Yes.
 3 MR. HENDRYX: Yes. I'm over here. No room at
 4 the table.
 5 MR. BAUMANN: I'm sorry. It's been moved and
 6 seconded. We have a unanimous vote and one
 7 abstention, so the motion has been accepted. Moving
 8 on.
 9 Thank you. A lot of discussion.
 10 DIRECTOR CAPUANI: Thank you.
 11 MR. BAUMANN: Moving on to C, Section C, with
 12 the Elevator Tactile Identification Act.
 13 DIRECTOR CAPUANI: The OSFM would like to add
 14 this to the approval for the Board to add this to the
 15 inspection form. This is the Elevator Tactile
 16 Identification Act.
 17 MR. BAUMANN: This is coming from the Fire
 18 Marshal?
 19 DIRECTOR CAPUANI: Yes. We would like to add
 20 this to the form, so we need a Board approval from
 21 the form. I would ask the Board to allow until
 22 May 1st for inspection companies to use this so they
 23 can deplete their existing quantity. May 1st --
 24 MR. BAUMANN: I need a motion. He's not a

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1 Elevator.
 2 Now that the Board has made a vote, I
 3 would request, and actually Mr. Bosley would support
 4 this, is that a letter be issued from the State Fire
 5 Marshal's Office regarding this additional testing
 6 because this, as mentioned, will be additional cost.
 7 And if there's any questions, then they can go back
 8 to the State Fire Marshal's Office for explanation.
 9 So if that can be issued out when it makes its way
 10 through the rule processing system, that will be
 11 greatly appreciated so that that acts as a
 12 communication tool from this Board as the authority
 13 having jurisdiction/agency to the building.
 14 MR. BAUMANN: Thank you. Rob McNeil.
 15 MR. McNEIL: Thank you. I'm Rob McNeil. I am
 16 the director of codes and products for KONE Elevator.
 17 Mr. Brinkman from NEII could not attend today and he
 18 asked me to share NEII's comments on Proposal B.
 19 Regarding changes to the Illinois Elevator Code.
 20 MR. BAUMANN: Can you speak up?
 21 MR. McNEIL: Sure. I'm going to move up just a
 22 little bit.
 23 MR. BAUMANN: That's fine.
 24 MR. McNEIL: Did everybody hear what I said

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1 previously?
2 MR. BAUMANN: I'm just worried if she can hear
3 you. That's all.
4 MR. McNEIL: Great. So I'm going to share
5 NEII's comments on Item B.
6 As an organization, NEII is a
7 strong supporter of the development process of
8 ASME A17.1/CSA B44 and promotes the adoption of its
9 most recent version without deviation in every
10 jurisdiction. ASME A17.1/CSA B44 is updated on a
11 three-year cycle. It is developed and refined by
12 hundreds of experts including enforcing authorities,
13 mechanical and electrical engineers, designers,
14 consultants, labor and other industry experts.
15 Perceived hazards undergo a thorough hazard
16 assessment, and all proposed changes to the model
17 standard are systematically reviewed prior to their
18 inclusion. Jurisdictions, considering deviations to
19 the model standard should carefully consider any
20 proposed changes and provide corresponding data
21 justifying the reason --
22 MR. BAUMANN: Hold on a second.
23 MR. SEBEK: A few people in the back can't hear
24 you.

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1 MR. McNEIL: Jurisdictions considering
2 deviations to the model standard should carefully
3 consider any proposed changes and provide
4 corresponding data justifying the reason a change is
5 needed.
6 Simply stated, No. 1, this is not a
7 safety issue. NEII is unaware of instances of
8 inoperable links between the FAID and the elevator
9 control systems causing safety issues. Justification
10 has not been provided for exceeding testing
11 requirements in ASME. The proponent has not provided
12 any data supporting the need for this testing and
13 there has not been any incident that would indicate
14 the need for this additional requirement. All FAIDs
15 in Illinois are inspected upon turnover, which
16 includes checking the links. There is no reason the
17 links would need to be tested annually and witnessed
18 by an elevator inspector would change. Damaged or
19 inoperable links are frequently indicated on fire
20 service panels, in which case building owners can
21 order the necessary fixes to be made.
22 The second item is, This is not an
23 elevator issue. ASME A17.1/CSA 8.6.4.19.6 requires
24 testing FAIDs by activating inputs. This additional

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1 testing, as outlined in the proposal, which checks
2 each link, does not need to be witnessed by an
3 elevator inspector. Furthermore, elevator mechanics
4 are not licensed for this work.
5 The third point is, this is
6 excessively burdensome requirement, requires
7 excessive efforts to align the schedules of all
8 participating parties. Buildings will be rendered
9 unusable for occupants for extended periods of time
10 and inspectors will have to manage their workloads in
11 order to check every FAID in the state. Requiring a
12 permit for replacing a FAID or requiring an
13 inspection after any replacement or work on the FAID
14 system by the building or fire inspector would more
15 directly alleviate the concerns raised by the
16 proponent.
17 The proposed testing would result in
18 significant increases in costs to building owners.
19 Mr. Brinkman says thank you for the
20 opportunity to provide comment.
21 Just as an aside, I'm also the chair
22 of the Elevator Safety Advisory Committee in the
23 State of Washington, and I have to say, it's
24 refreshing to see so many people at a meeting. We

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1 only have seven people on our committee, and it's
2 great to see so many people to give input that are on
3 the Board.
4 I was also tasked four years ago by
5 the AHJ in the State of Washington to review the FAID
6 testing, and the State of Washington was interested
7 in determining if the elevator mechanics and the
8 elevator industry should do the FAID testing. The
9 subcommittee had members from the fire department,
10 various fire marshals throughout the State of
11 Washington, building owners, elevator mechanics,
12 elevator licensed companies.
13 At that time we spent a good two years
14 reviewing all of the data and information. Our
15 response to the AHJ was that it was not in their best
16 interest to make the change because the elevator
17 mechanics were not licensed. They were not
18 signatory, based on the union agreement, to do any
19 work, and the coordination would be nearly impossible
20 at the time.
21 So in the State of Washington, the AHJ
22 decided not to pursue it. It's just a little more
23 information for you. I thank you very much for your
24 time, and if you have any questions, I would be more

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1 than happy to answer them.

2 MR. BAUMANN: Thank you for your comments. We

3 only had two people that came up. I'm going to open

4 it up and ask anybody else, does anybody else have

5 any public comments?

6 MR. DiBIASE: Yes, I do.

7 MR. BAUMANN: Can you come up and tell our

8 court reporter your name, please?

9 MR. DiBIASE: Anthony DiBiase with Elevator

10 Inspection Service. I would like some clarity on

11 this issue, Appendix 4. I was in the back row. I

12 could not hear very good.

13 MR. BAUMANN: It's public comment. You talk.

14 We are not going to discuss it. That is what this

15 is, so if you have a question or a comment, put it in

16 writing and send it to the Board and we will deal

17 with it that way.

18 MR. DiBIASE: You mean I can't ask you a

19 question?

20 MR. BAUMANN: Not on the Board, no. This is

21 public comment.

22 MR. DiBIASE: Here is the comment then.

23 MR. BAUMANN: Thank you, sir.

24 MR. DiBIASE: The way that I understand it, I

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1 understand the every other floor concept. That's

2 fine. My understanding of this is, it does not have

3 to be an official from an alarm company. Can't a

4 building engineer test these devices? I think they

5 could, according to this. That is my comment.

6 MR. BAUMANN: Thank you for your comment. Any

7 further comments?

8 (No response.)

9 No comments being made, I would --

10 before we would make an adjournment, I would like to

11 wish everybody a Happy Thanksgiving coming up next

12 week, and be thankful and be safe. Do I have a

13 motion to adjourn?

14 MR. WELLER: Quick comment. Thank you are for

15 hosting us by the way.

16 MR. BAUMANN: Thank you, Local 2.

17 MR. WELLER: Local 2, thank you for your

18 hospitality. We would certainly love your generosity

19 in the future, if you would.

20 MR. BAUMANN: That will not be a problem.

21 DIRECTOR CAPUANI: It's up to you guys.

22 MR. BAUMANN: Bring it up to the Board.

23 MR. HUNT: Mr. Chairman, could we make -- how

24 do we go about rescheduling future meetings as

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1 opposed to Des Plaines? Still keep the one in

2 Springfield every other meeting but move to have

3 future meetings here as opposed to the State facility

4 in Des Plaines.

5 MR. BAUMANN: I was just going to ask you if

6 Kelly would be interested because he lives down

7 south.

8 MR. WELLER: I can support that. I just don't

9 know whether from a technical -- can we just change

10 the address? Is that fine?

11 MR. SEBEK: I think that would be something

12 that would bear some further discussion perhaps

13 off-line including internally at OSFM, if that is

14 okay.

15 MR. WELLER: Could we put that as an agenda

16 item for the next meeting?

17 MR. SEBEK: Bob may have a different take.

18 DIRECTOR CAPUANI: It's up to the administrator

19 to schedule the meetings. What I'll do is, like I

20 did the last one, I'll send out an e-mail, give you

21 options, and you guys vote on it.

22 MR. HUNT: Mr. Chairman, I would like to make a

23 motion to adjourn.

24 (Seconds from the Board.)

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1 MR. BAUMANN: The motion has been moved and

2 seconded. We are now adjourned. All approve?

3 (Chorus of ayes.)

4 Any nays?

5 (No response.)

6 (WHICH WERE ALL THE PROCEEDINGS

7 HAD IN THE ABOVE-ENTITLED CAUSE

8 ON THIS DATE.)

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1 STATE OF ILLINOIS)

2) SS:

3 COUNTY OF C O O K)

4 I, KRISTIN C. BRAJKOVICH, a Certified Shorthand
5 Reporter of the State of Illinois, do hereby certify
6 that I reported in shorthand the proceedings had at
7 the meeting aforesaid, and that the foregoing is a
8 true, complete and correct transcript of the
9 proceedings of said meeting as appears from my
10 stenographic notes so taken and transcribed under my
11 personal direction.

12 IN WITNESS WHEREOF, I do hereunto set my hand
13 at Chicago, Illinois, this 6th day of
14 December, 2018.

15

16



17

18

Certified Shorthand Reporter

19

20

C.S.R. Certificate No. 84-3810.

21

22

23

24

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