

ELEVATOR SAFETY BOARD
Meeting Minutes
September 7, 2022

I. Call to order

Chairperson Kerry Dixon called the meeting to order at 9:01 a.m. The meeting was held in-person and via a remote conferencing service.

II. Roll call

Members present: Kerry Dixon, Chairperson
Craig Clabaugh, Vice-Chairperson
Amy Infelt (via remote conferencing), Secretary
Marvin Schumacher
Troy Tilleraas
Lanny Zieman

Members absent: None

Ms. Caroline Barrett, Assistant Attorney General, participated remotely

III. Approval of agenda

Ms. Dixon requested to amend the agenda to remove the three waiver requests Merle Hay Mall. The owner has requested to postpone them until the next meeting. Mr. Zieman made a motion to approve the agenda as amended. The board approved the motion unanimously.

IV. Approval of minutes from July 13, 2022

Mr. Schumacher moved to approve the minutes from July 13, 2022. The board approved unanimously.

V. Items for Action

Mr. Schumacher and Mr. Tilleraas recused themselves from the first two waiver requests due to the potential of conflict of interest.

A. Petition for a temporary waiver from Seasons Center (E2022-018)

Mr. Dan Ries, CEO of Seasons Center, spoke to the board members regarding this waiver request.

Mr. Clabaugh made a motion to approve the temporary waiver, as proposed, with a completion date by May 31, 2023. The board approved the motion.

B. Petition for a permanent waiver from St. Joseph Catholic Church in Farley (E2022-019)

Mr. Bill Schueller of Schueller Construction and Mr. Chad Lukes, representing the church, presented the information to the board regarding the waiver request.

Mr. Zieman made a motion to approve the permanent waiver request for the sump pump to remain, on the condition that no additional equipment that is unrelated to the elevator shall be installed in the machine room. Mr. Zieman noted that a waiver request was not necessary for the headroom clearance that was on the petition. The board approved the motion.

Mr. Schumacher and Mr. Tilleraas returned to the meeting.

C. Petition for a temporary waiver from City of Sioux City (E2022-021)

Ms. Amber Hegarty spoke to the board regarding this waiver request on behalf of the City of Sioux City.

Mr. Schumacher moved to approve the waiver with the condition that the two units are code compliant by April 1, 2023. The board approved the motion unanimously.

D. Petition for a permanent waiver from Integrated DNA Technologies (E2022-022)

Mr. Steve Nielsen, IDT Construction Project Manager, spoke to the board regarding this waiver request.

Mr. Clabaugh moved to approve the waiver request. The board approved the motion unanimously.

E. Petition for a permanent waiver from Luma Heights Apartments (E2022-023)

Mr. Scott Bixenman, Attorney speaking on behalf of Mr. Luma, spoke to the board regarding this waiver request.

Mr. Zieman moved to dismiss due to lack of jurisdictional authority to waive statutory rules. The board approved the motion unanimously.

VI. Division of Labor Report

Commissioner Rod Roberts did not have a report for the board.

VII. Communications

None.

VIII. Next meeting dates

Wednesday October 19, 2022, at 9:00 am to be held in-person with a remote option
Wednesday, November 30, 2022, at 9:00 a.m. to be held in-person with a remote option

IX. Next meeting agenda

Waiver request from Big Sky Properties
Merle Hay Mall three waiver requests that were postponed from this meeting
Financial review

X. Public comments

None.

XI. Adjournment

Mr. Clabaugh moved to adjourn the meeting and the board approved. The meeting adjourned at 9:37 a.m.

Respectfully submitted,



Ms. Amy Infelt, Secretary