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ELEVATOR SAFETY ADVISORY COMMITTEE

TRANSCRIPT OF PROCEEDINGS

August 20, 2024



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DEPARTMENT OF LABOR AND INDUSTRIES

STATE OF WASHINGTON

ELEVATOR SAFETY ADVISORY COMMITTEE MEETING

TRANSCRIPT OF PROCEEDINGS

APPEARING VIA MICROSOFT TEAMS VIDEOCONFERENCE

August 20, 2024

9:00 a.m.

Page 1 to 140

**CERTIFIED
TRANSCRIPT**

Taken Before:

KELSEY C. WALKER, WA CCR #23030635, RPR

for

Capitol Pacific Reporting, Inc.

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A T T E N D A N C E

ELEVATOR SAFETY ADVISORY COMMITTEE

Rick Henderson	ESAC Vice Chair
Scott Cleary	Mobility Concepts
Jan Gould	City of Seattle
Garry Wood	Vice Chair
Duane Leopard	City of Spokane
John Carini	BOMA
Lyall Wohlschlager	Mobility Concepts
Carl Cary	BOMA
Jermone Phillips	Licensed Elevator Contractors Representative
Cory Winchell	Licensed Elevator Contractors Representative
Jason Howerton	City of Seattle
Brian Hornback	City of Spokane
Candace Lau	Acting Chief



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A G E N D A

PAGE NO.

ESAC Introduction	4
Welcome, Introduce Committee	4
Introduce Jerome Phillips	7
Comments Regarding & Vote on February May 2024's Meeting Minutes	9
Chief's Report	14
Candace Acting Chief for 60 Days	14
Current Program Vacancies	16
Scorecard & Accident Report Review	17
Licensing Clarification	29
Followup and Q&A with FSPS Divisional Leadership	34
Budget and Hiring	34
Grain Industry Inspection	48
A17.3 Inspection	50
CMP Project Update	69
Demonstration	81
Legislative Updates	103
State of Washington	103
City of Seattle Update	108



A G E N D A
C o n t i n u e d

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

PAGE NO.

ESAC Subcommittee Status Updates	111
Conveyances in Rental Units	111
Cab Interior Alterations	112
New/Continued Business and Audience Questions	122
Installation and Alteration Approvals with Corrections	122
Building Official Form with Regard to Existing Lift Replacements	129
Conversation from Stakeholders	136



1 BE IT REMEMBERED that on Tuesday, August 20, 2024,
2 at 9:00 a.m., appeared the above-named parties by
3 videoconference before Kelsey C. Walker, Washington State
4 Certified Court Reporter #23030635,

5 WHEREUPON, the following proceedings were
6 had, to wit:

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CHAIRPERSON HENDERSON: Let's get
13 started.

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Looking at our agenda, we could -- Members of
the ESAC, we will go through an introduction. But
reminder for everyone, this is going to be -- what's the
correct term, Melissa? Recorded, transcribed. So to
help our court reporter, everybody, whenever they speak,
start with your name, say your name so she can
clearly -- and speak slowly enough that she can
understand. It's not a problem for me because I'm from
the south, and I speak slow anyway.

23

24

But moving forward, if we could, would the
ESAC Committee members introduce themselves.

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ESAC Introduction

Welcome, Introduce Committee

CHAIRPERSON HENDERSON: We'll start off. I'm Ricky Henderson, current ESAC chair.

Moving forward. Garry?

I'm just going to go through the list.

MR. WOOD: Good morning, Garry Wood, MCI Elevator, representing general contractors.

CHAIRPERSON HENDERSON: Candace?

You're muted, Candace.

MS. LAU: Oh, thank you. Candace Lau, I'm the Acting Chief today.

CHAIRPERSON HENDERSON: Thank you, Candace.

Jan?

Jan, you're muted.

Maybe she's not back. I'm going to skip on.

Duane?

MR. LEOPARD: Duane Leopard, City of Spokane Representative.

CHAIRPERSON HENDERSON: Thank you.

Scott?

MR. CLEARY: Scott Cleary, MCI. I represent T70 exemption from licensure, residential, and



1 commercial accessibility.

2 CHAIRPERSON HENDERSON: Thank you,
3 Scott.

4 Is Brian here today?

5 MR. HORNBACK: Brian is here today,
6 working from home with a really poor internet connection,
7 so I'm leaving the camera off. But I am here listening,
8 and happy to weigh in where needed.

9 CHAIRPERSON HENDERSON: All right. I
10 was actually calling Brian Thompson. I don't think he's
11 here today, though.

12 I apologize about that, Brian.

13 MR. HORNBACK: Well, I am absolutely a
14 poor substitute for Brian Thompson, but I'm still here.

15 CHAIRPERSON HENDERSON: Thank you, sir.
16 And we got word, an L&I representative is not
17 going to be able to make the meeting today.

18 John?

19 MR. CARINI: Good morning. John
20 Carini, Sound Transit, representing Building Owners and
21 Property Managers.

22 CHAIRPERSON HENDERSON: Thank you,
23 John.

24 Is Lyall here today?

25 MR. WOHLSCHLAGER: Yes. Lyall



1 Wohlschlager. I'm the alternate rep for Owner-Employed
2 Mechanics exempt from licensing --

3 CHAIRPERSON HENDERSON: Thank you,
4 Lyall.

5 And Carl?

6 MR. CARY: Carl Cary, Fujitec Elevator,
7 the alternate representative for building owners and
8 managers.

9 CHAIRPERSON HENDERSON: Jerome?

10 MR. PHILLIPS: Jerome Phillips.

11 Listed here as licensed elevator contractors
12 or alternate representatives. I'm with two different
13 companies. I do the coding for Stiltz Home Lifts. And
14 I actually own my own third-party inspection agency in
15 the State of Pennsylvania. I stood on the ASME
16 committees. I believe there's an introduction here that
17 I'm supposed to be doing. So if anybody has any
18 questions about my credentialing, just ask me.

19 CHAIRPERSON HENDERSON: Thank you,
20 Jerome.

21 Cory?

22 MR. WINCHELL: Cory Winchell, Schindler
23 Elevator, representing licensed elevator contractors.

24 CHAIRPERSON HENDERSON: Thank you,
25 Cory.



1 Duke? Duke Davis?
2 Okay. It doesn't look like Duke's here.
3 Jason? Jason Howerton?
4 Jan? Jan Gould, are you here?
5 I know you're here. She was here earlier.
6 And for Dermott Murphy for the City of
7 Spokane Chief. Brian, you're here representing the City
8 of Spokane, correct?

9 MR. HORNBACK: That's correct.

10 CHAIRPERSON HENDERSON: All right, sir.

11 We'll get back to Jan and Jason because I
12 know they're here, but I'm just not hearing back from
13 them. They may not be back from their break quite yet.

14

15 ESAC Introduction

16 Introduce Jerome Phillips

17

18 CHAIRPERSON HENDERSON: Next on the
19 agenda, we wanted to just take a moment and introduce
20 Jerome Phillips. He is our newest member on the ESAC
21 Committee, and we appreciate him being here. You've
22 already introduced yourself there a little bit, Jerome,
23 but you want to -- any other items you'd like to fill in?

24 MR. PHILLIPS: Well, just in case
25 anybody is wondering why somebody from the East Coast



1 would want to participate in something like this on the
2 West Coast, besides the fact that I get to sleep later
3 than you guys do, I've been involved in this industry
4 since, I want to say, '91. And I started getting
5 involved in these kinds of committees actually in the
6 state of New Jersey, and I found there's a lot of value
7 to it because when you start bringing the experience
8 together, it's actually a shared community, you know, not
9 only for the State of Washington and the AHJs that are
10 represented with that, but also outside of there as well.

11 And the bottom line is that -- is safety and
12 security for everybody, and I don't care what
13 manufacturer you are. I don't care, you know, how big
14 or small your company is. All I know is that every lift
15 that leaves your office or leaves your dock has
16 somebody's name attached to it, and you're making their
17 lives better and easier. And that's the reason why I
18 like to dedicate myself to this kind of stuff.

19 So as I said before, if there's any questions
20 on credentialing or background or whatever, I'd be more
21 than happy to answer that.

22 CHAIRPERSON HENDERSON: This is Rick
23 Henderson. I appreciate that, Jerome, and we very much
24 appreciate you participating and taking time to
25 participate in our committee.



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Comments Regarding & Vote on
February May 2024's Meeting Minutes

CHAIRPERSON HENDERSON: Next up on the agenda is comments and vote on accepting the last meeting's minutes.

Do I have a motion to adopt?

MR. CARY: Carl Cary. I'd like to make a motion to adopt the previous meeting minutes.

CHAIRPERSON HENDERSON: Do I have a second?

UNIDENTIFIED SPEAKER: Second.

CHAIRPERSON HENDERSON: All right. Meeting minutes are adopted.

Any -- making sure there's any comments on the meeting's minutes. I got a little ahead of that one.

But any comments on the meeting minutes from the last meeting?

(No audible response.)

CHAIRPERSON HENDERSON: Hearing none, moving forward on the next item.

Well, before we get -- move on to the next



1 item, I wanted to --

2 MR. CLEARY: Ricky?

3 CHAIRPERSON HENDERSON: Yes.

4 MR. CLEARY: We need to vote on that.
5 There's a motion and a second, so we just need to vote
6 show of hands on that. Sorry.

7 CHAIRPERSON HENDERSON: I appreciate
8 that, Scott.

9 So I have a second on that, show of hands for
10 adopting the minutes?

11 Melissa, do you have those recorded?

12 MS. ERIKSEN: I do. Thank you.

13 CHAIRPERSON HENDERSON: All right.

14 Looking at it, minutes, meeting minutes, are
15 adopted.

16 Before we get further on into the meeting, I
17 did want to make a brief statement. I believe that the
18 work that we do here for the ESAC to perform what the
19 RCW requires us to do as far as to advise the department
20 on the rule adoption and concerns of the conveyance
21 industry, owners, installers, and the riding public is a
22 very important function for the department and the
23 stakeholders that we represent.

24 With that said, there's a whole lot of other
25 work that goes on that's behind the scenes that nobody



1 that attends these meetings see or hear, and those
2 people doing that work gets very little or no
3 recognition for it.

4 And I would just like to take a moment to
5 recognize a couple of people who have been very critical
6 in supporting the ESAC and being able to perform the
7 work and for the elevator section, and that's Melissa
8 and Mandy. I would just like to have the ESAC here and
9 just a show of appreciation and the confidence that we
10 have in both you guys. If you agree with me on that
11 one, just raise your hands, if you would, from the ESAC
12 Committee members to show that you appreciate those --
13 those two people that are invaluable for the work that
14 we do.

15 MS. GOULD: And Jan Gould here with the
16 City of Seattle. They're instrumental. They're just
17 such a huge part of this program and are always there for
18 the right answers, timely. Can't appreciate them enough.

19 CHAIRPERSON HENDERSON: And like I
20 said, this is Rick Henderson, the work they do very much
21 -- is very much behind the scenes, goes unnoticed, but
22 they are -- couldn't do it without them.

23 MR. CLEARY: Scott Cleary, Mobility
24 MCI. I was chair for years, and I know the position
25 Ricky and Gary's and without the help and support of



1 those two, it would be almost impossible to get our work
2 done. So I like to reach back out for the years I've
3 gotten support from those two and thank them.

4 So thanks for doing this, Ricky.

5 CHAIRPERSON HENDERSON: Well, we very
6 much appreciate it, like you said. They're instrumental.

7 With that said, moving on to the next item on
8 the agenda, we're getting into the chief's report. And
9 Candace, that's you this meeting.

10 MS. LAU: Thanks, Ricky.

11 This is Candace. The hands that are up, are
12 we waiting for those?

13 CHAIRPERSON HENDERSON: I did not see
14 those earlier. This is Rick Henderson.

15 Shawn, if you -- you have your hand up?

16 No response. A hand down.

17 Troy, and then Jan?

18 (No audible response.)

19
20 CHAIRPERSON HENDERSON: Hands went
21 down.

22 All right. Candace, I believe that means
23 you're up.

24 MS. LAU: Okay. I always ask. This is
25 Candace.



1 Melissa, can you share your screen. I sent
2 you an email on that. I don't know if you got it this
3 morning with the chief's report.

4 CHAIRPERSON HENDERSON: Yeah. This is
5 Rick Henderson. Scott, you had your hand up there for
6 just there. Did you want to make --

7 MR. CLEARY: Yeah. Scott Cleary, MCI.
8 Jan and Jason are here now. You want to get
9 them on the record and introduce them, please. Sorry.

10 CHAIRPERSON HENDERSON: So Jan, would
11 you like to introduce yourself for the record.

12 MS. GOULD: Yes, and apologies for
13 being tardy. Jan Gould, City of Seattle Code Advisor for
14 the Conveyance Program.

15 CHAIRPERSON HENDERSON: This is Rick
16 Henderson. Thank you, Jan.

17 Jason, are you there as well?

18 MS. GOULD: Jan again. Jason is on the
19 phone. So thanks for trying.

20 CHAIRPERSON HENDERSON: Thank you.
21 This is Rick Henderson. All right, Jan.

22 Sorry for that. Candace?

23 MS. LAU: Yeah, this is Candace again.
24 Melissa, did you -- can you show your screen again.

25 MS. ERIKSEN: I'm trying to get it.



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MS. LAU: Okay. Perfect.

So while she's loading that up, I guess I can start.

Chief's Report
Candace Acting Chief for 60 Days

MS. LAU: This is Candace. The first topic is the changes that's been happening within the program. There's been changes within the leadership of the program, and Gerald is still the chief, but he's concentrating on a few specific topics for the next 60 days. And that 60 days began last week. And until then, I will be acting chief for the program, which means operations manager position will be vacant for that period of time.

And then there's also changes in supervision. Michael Jones is still the unit one supervisor and is now responsible for regions 1, 2, and 3. We changed the regions around a little bit. And we have a new supervisor, Aaron Moore, and he's now the unit 2 supervisor who's responsible for regions 4, 5 and 6. And I had intended to introduce Aaron today, but he had scheduling conflicts and couldn't make it.

But I still want to give you guys a brief



1 profile of Aaron. So Aaron replaced Perry McKenzie who
2 retired a few months ago. He was an inspector 2 in the
3 Spokane area but began his -- this new position in July,
4 July 16th, about a month ago. And I do want to say he's
5 been doing a really exceptional job.

6 Aaron began his career in 2002 and worked in
7 all facets of the industries for about 20 years. He
8 then came to our program in 2021 as an inspector 2 in
9 the Spokane area, as I mentioned earlier.

10 And Aaron -- Aaron is very knowledgeable, but
11 not only is he knowledgeable, but he's very pragmatic,
12 and he's very enthusiastic. And he's just the kind of
13 person that we need in this leadership team, and we've
14 been really happy to have him on board. And then
15 hopefully you'll have the opportunity to meet him at the
16 next ESAC meeting.

17 So that's who Aaron is, and he's just been
18 doing a great job. Really happy with what he's done.

19 Any questions on that before we move on to
20 the next topic?

21 (No audible response.)

22

23 Current Program Vacancies

24

25 MS. LAU: Okay. Next topic.



1 Current program vacancies, we have nine total
2 vacancies, two from Central Office. One of them is my
3 position for the next couple of months. There's the
4 admin to the chief. Also they have seven inspector
5 vacancies, four in unit 1, which is two in region 1, one
6 in region 2, one in region 3. And then in unit 2,
7 there's three openings, one in region 5 and two in
8 region 6.

9 So lots of vacancies right now. We're
10 working on -- we did get authorized to hire somebody in
11 region 6. So we're working on that right now.

12 Any questions on that before we move on?

13 (No audible response.)

14

15 Scorecard & Accident Report Review

16

17 MS. LAU: Okay. Next topic is the
18 scorecard. So what you're seeing here for fourth quarter
19 annuals completed 3,791. Fourth quarter other
20 inspections completed 1,163. Percentage of fourth
21 quarter annuals completed on time 33. And for fiscal
22 year '24, annuals completed is 14,365. Fiscal year other
23 inspections completed is 5,263, and the percentage of
24 fiscal year '24 annuals completed on time is 38.

25 The next one we're going to talk about is

Page 18



1 accidents, fiscal year '24 accidents.

2 MS. ERIKSEN: Ricky has his hand up.

3 MS. LAU: Ricky?

4 CHAIRPERSON HENDERSON: Yeah. Rick
5 Henderson.

6 Candace, just looking at the percentage
7 completed on time, and I notice if I'm looking at it,
8 the percentage of -- for the year '24 annuals completed
9 on time is running about 38 percent.

10 Is that like a current running or is that
11 like 38 percent completed of all to be completed for the
12 year '24?

13 MS. LAU: Melissa might be able to
14 answer that question. This is Candace.

15 MS. ERIKSEN: Yeah, absolutely. This
16 is Melissa.

17 So the 38 percent for fiscal year '24 is what
18 was completed on time, which is considered 60 days
19 before or 60 days after the due date for the period of
20 July 1st, 2023 to June 30th, 2024.

21 CHAIRPERSON HENDERSON: Okay. So
22 that's like a running total current for the month rather
23 than -- so that number isn't going to drastically change,
24 probably going down moving forward. That answers my
25 question there.



1 Candace, I do have another follow-up question
2 on that one and that having a 38 percent completion time
3 is obviously not the goal. And I was just curious if
4 you could make a comment as to what you believe is the
5 biggest hurdle that the department has in being able to
6 meet the goals for annual inspections.

7 MS. LAU: And this is Candace. We have
8 seven vacancies and a backlog, so though they are -- all
9 the vacancies -- it takes a tremendous amount of time to
10 do the annuals that are in that -- or permitted
11 inspections in that area. So like if the whole Spokane
12 area is vacant, who's doing that? The next person, the
13 next closest would be three hours away. So it's not like
14 you can just go over there and do annuals, right?

15 With seven vacancies, it takes a tremendous
16 amount of time to do the annuals and the permitted
17 inspections in that area. So that's -- I believe that's
18 our biggest hurdle.

19 CHAIRPERSON HENDERSON: This is Rick
20 Henderson. Thank you, Candace.

21 Scott Cleary, you had a question?

22 MR. CLEARY: Scott Cleary, MCI. I
23 understand the labor shortage but is there a written
24 process in ops somewhere within the state that says how
25 these are to be done and under what frequency or what



1 schedule?

2 Also, is there a process in place to
3 prioritize conveyances that have not been done in years?
4 Is there any written thing internally that helps your
5 inspectors? I understand there's a big workload, and I
6 know they've got a lot of other things to do. But is --
7 and also, is the workload equally distributed between
8 the inspectors?

9 MS. LAU: This is Candace. We try. We
10 really try.

11 There's a lot of challenges, right? So the
12 rule of thumb is we're going to do the ones that are
13 due -- the most amount of -- the earlier ones. We're
14 trying to get to those. But you have areas where
15 geographically, we're geographically challenged a lot of
16 the times, right?

17 So you may have routes that are on time, and
18 they're running to other routes outside their area to
19 get those done. So you're always trying to do the
20 earliest one first, but that's not going to always be
21 the case because it's too far for -- the whole region 1
22 right now is vacant. So everything from Snohomish
23 County all the way to the Canadian border is open. It's
24 not that simple to just run over there and do annuals,
25 right?



1 So there is a rule of thumb in place which is
2 to do the oldest one first, but there's no guarantee.
3 It's just a lot of challenges. So the other thing we
4 also try to do is if there's a new or a permitted
5 inspection in the area, we try to hit some annuals on
6 the way as well. So that's kind of how we do business.

7 Melissa?

8 CHAIRPERSON HENDERSON: This is Rick
9 Henderson. I see, Norm, you have your hand up.

10 MR. MARTIN: Thank you so much. You
11 know, I remember this being an issue, you know, seven or
12 eight years ago when the program -- I went on a program
13 evaluation for the elevator section in Washington, and
14 this was identified as a critical issue then. And it's
15 a -- being a previous chief who faced something very
16 similar, it's going to be a situation. It's certainly
17 not going to be solved this year or next year with that
18 level of vacancies.

19 Has the administration considered utilizing
20 third-party inspectors to come in and give assistance
21 over the next couple of years? And until such time, you
22 can find additional candidates for long-term, full-time
23 positions with the Department.

24 CHAIRPERSON HENDERSON: Hey, Norm.
25 This is Rick Henderson. There's I -- think Brian's going



1 to be coming in and addressing some of the vacancies
2 later on in the meeting. If you could, we'll hold off on
3 that specific question for Brian whenever he addresses
4 that, if you don't mind.

5 All right. Melissa, go ahead, or Candace, if
6 you would, move it on.

7 MS. LAU: Okay. This is Candace.
8 We're going to go to the accidents.

9 Let's see. Fiscal year '24 accidents, fourth
10 quarter accidents, the total is one accident pending,
11 one no-fault accident pending for escalator 16, and
12 no-fault is three.

13 Fiscal year '24 accidents is accidents
14 pending four total, six no-fault, one at fault. For
15 escalators, it's 30 pending, 61 no-fault, and one at
16 fault.

17 Okay. Any questions?

18 (No audible response.)

19
20 MS. LAU: Okay. Let's move on to the
21 next one. I'm trying to read the chat here as well.
22 Okay. Let's move on. The next topic is annual backlog
23 update.

24 We've made some progress from May of 2024 to
25 August of 2024. We -- in 2012, we have one left, 2013



1 zero, 2014 three, 2015 three, 2016 zero, 2017 is zero.
2 So we're starting to catch up.

3 2018 is 19, 2019 is 164, 2020 is 137, 2021 is
4 328, 2022 is 2,134. No previous annuals from 2023 and
5 2024, et cetera, 539.

6 CHAIRPERSON HENDERSON: Again, this is
7 Rick Henderson. Sort of -- just sort of following up. I
8 think it may be continuing on from Scott's question
9 earlier. And like I said, looking here at the backlog of
10 jobs or conveyances that need to be inspected, I'm
11 looking at here like 2018, it doesn't look like any
12 progress has been made on the 19 elevators that haven't
13 had an inspection since 2019 -- excuse me, 2018.

14 Some of the others, like you said, have
15 dropped down. But if I'm reiterating, understanding
16 what you were saying earlier, there's -- there's no
17 real -- is there a written process or a written
18 procedure?

19 How do the inspectors know that these
20 conveyances that they're in their area have priority to
21 be able to -- that they know that they need to look at
22 them? Is there a process in place to allow them to know
23 that? Does it show up on their -- how do they know
24 that?

25 MS. LAU: This is Candace. So it's on



1 their -- some of it may be in their assigned list. Some
2 of it may be in a vacant route. But the supervisor and I
3 because we have -- we've been shifting around with
4 supervisors and so this -- I'm not sure where the '18 is.
5 I can take a quick look.

6 But the -- it's on the supervisor's radar,
7 and the way we've been working on this is we've been
8 actually going through this -- about once a month, the
9 supervisors and I will go through the backlog list. And
10 then we'll put together a list of who's doing what, and
11 then they will ask the inspector, they'll choose an
12 inspector to go through this list.

13 So some of this, I'm not positive. I didn't
14 go through the exact lists for 2018, but some of these
15 are grain elevators. Some of these are built -- things
16 that we can't get into. Some are maybe red-tagged. I
17 know some -- some of these were red-tagged and -- but we
18 can't get in there. Those types of things. But I'm not
19 positive what these '18 things are. I can research that
20 for you.

21 MS. ERIKSEN: Ricky, you're muted.

22 CHAIRPERSON HENDERSON: Sorry about
23 that. Thank you, Melissa.

24 So yeah, I was just trying to get an
25 understanding of what that process is. So it sounds



1 like you all have just sort of like a policy within the
2 state that we all are having the monthly meetings,
3 moving forward for it, but nothing -- I guess that's
4 what the process is. It's an internal policy that y'all
5 are moving forward prior to prioritizing to get those.

6 So you have your hand up?

7 MR. CLEARY: Yeah. I'm just curious.
8 I just can't reflect for the grain industry because I
9 know of quite a few that haven't been done in an awful
10 long time. So I know we're going to resume that, doing
11 the grain inspections. So I'm just curious on how they
12 get caught up on those on the backlog there too.

13 CHAIRPERSON HENDERSON: Okay.

14 MS. LAU: Okay. Is that a question for
15 me, Scott? How we're going to do the grain industry?

16 MR. CLEARY: Scott Cleary, MCI.

17 So I get questions quite a lot of what's
18 going on. You sent that memo out that, you know, they
19 have to make sure things are clean, and the inspectors
20 have the opportunity to say it's not clean enough. I
21 understand all that. But there's -- there's a handful
22 of man lists that haven't been done in many years, and
23 so I'm just curious on if they've all been captured on
24 this list.

25 MS. LAU: I don't know the answer to



1 that. Like I said, I would have to go through the list
2 to figure out exactly what you're asking. I don't have
3 an answer right now.

4 MR. CLEARY: Gotcha. I understand.
5 Thank you.

6 MS. LAU: But when I went through this,
7 when I go through this with a supervisor, we see things.
8 I didn't put it together like this report to look at it
9 to see exactly which 19 -- which 19 elevators those are,
10 or anything like that. Perhaps Melissa can speak a
11 little bit more about that, but I myself have looked
12 through that backlog list, and I have seen --

13 There's a big -- I'm hearing a big feedback.
14 Is that just me hearing it?

15 CHAIRPERSON HENDERSON: No. I was
16 hearing it as well, Candace.

17 MS. LAU: Oh, okay.

18 MS. GOULD: Melissa, you can mute
19 everyone, right? Jan Gould.

20 MS. LAU: Okay. So anyway, I know that
21 it's on the list. I don't know if it's on -- this 19 on
22 the list. I don't know where it is on the list. But
23 I've seen it on the list is what I'm trying to say.

24 Garry Wood, did you have a question?

25 MR. WOOD: I did, Candace. And I don't



1 know if this is something you can specifically help with
2 or not. This is Garry Wood. I apologize.

3 At the end of the day, who ultimately is
4 responsible for supporting the elevator safety program?
5 Who is the person that anyone would go to to contact and
6 say, look, the elevator program is understaffed? The
7 elevator companies aren't providing the level of service
8 that they used to. It correlates to the level of
9 accidents and unsafe situations that are happening
10 throughout the state. There's many stakeholders that
11 are concerned about safety and riding elevators.

12 Who is that person or those people that we
13 could reach out to or should reach out to address this?
14 Because this is -- it doesn't meet the statute that
15 RCW -- they're in violation in making sure that all
16 elevators are inspected annually. Do we have people
17 that we can reach out to that you're aware of?

18 MS. LAU: And this is Candace. You
19 want to know who the ultimate person is responsible for
20 our vacancies, or the lack of filling the vacancies? Is
21 that what you're saying?

22 MR. WOOD: Yes and no. Ultimately,
23 who's responsible for funding the program properly?
24 Because annuals are not getting done, but yet the money
25 is still being charged to the customers. So where is the



1 funding going? And those sorts of things.

2 I mean, ultimately, at the end of the day, I
3 don't believe it's Brian, I don't believe it's you. I
4 believe it's somebody up the pipe chain somewhere that
5 should be reached out to and say, look, what are you
6 going to do to make sure the program is properly
7 supported?

8 MS. LAU: Okay. So this is Candace.
9 Brian Hornback has his hand up, and I'm sure he has an
10 answer.

11 Brian? You're muted.

12 MR. HORNBACK: Thank you, Candace.

13 Yeah. So you ask a great question, and first
14 off, I know that ESAC sent a letter to Steve Reinmuth
15 and I for the director. We made sure we shared that
16 with the director. So we talk about the ultimate
17 responsibility. It starts with me, Steve Reinmuth, and
18 the director. That's essentially where that chain goes.

19 So ESAC sent a letter just after -- I believe
20 it's just after the last committee meeting and expressed
21 their concern over the -- over the vacancy rate, which
22 we absolutely share. I hope that the message came
23 through from Steve and I when we were here the last time
24 that we share the concern and don't disagree. You're
25 100 percent correct, that the vacancies are creating a



1 situation where it's an untenable for our staff, and it
2 does, in my view, impact the safety of citizens.

3 So Garry, I wouldn't dissuade you at all. I
4 would tell you that if you are interested in sending a
5 follow-up communication of some sort, again it would
6 come to -- it would be addressed to the director's
7 office at L&I. You could send that to me, to Steve
8 Reinmuth, and I will ensure that it gets to the
9 director's office, if that's what you prefer to do.

10 MR. WOOD: Thank you, Brian. I
11 appreciate that.

12 MS. LAU: Okay. This is Candace.
13 Okay. So the last topic we'll be talking about is
14 licensing.

15
16 Licensing Clarification

17
18 MS. LAU: So mechanics licenses versus
19 temporary mechanics licenses.

20 So mechanics who have either a NEIEP, CT, or
21 CAT certificate showing four years of education and
22 completion, or timesheets and education records showing
23 that they have the required time and education for
24 licensing category get a regular mechanics license. And
25 mechanics who have at least 75 percent of education and



1 experience in your category field get a temporary
2 mechanics license.

3 A temporary mechanics license lasts for a
4 year and gives you time to add to your education and
5 experience. This temporary license is not to be
6 received repeatedly in lieu of not advancing and
7 applying for regular license. I think that's part of
8 the WAC.

9 Testing. Testing will resume when the
10 questions have finished being vetted and are applied to
11 the program that gives the test. Until this is
12 available, if you qualify for everything else and you
13 are still needing to test, you can absolutely go to work
14 now and test first when available.

15 So I personally have not been involved in the
16 mechanics license and the testing and all of that, so
17 let's -- so if you have questions about this, I'll have
18 to research it or somebody else will have to answer
19 these questions.

20 New qualifications and requirements regarding
21 licensing, education, and testing with -- that reviewed
22 the current licensing policy gave the -- their closeout
23 report, which was accepted unanimously by the ESAC and
24 advanced to the program. When rulemaking opens in 2025,
25 the new qualifications will be submitted for rulemaking



1 and will go into effect upon acceptance. Until then,
2 it's business as usual.

3 Any questions on that that we may answer for
4 you? AVS?

5 AVS: Yeah. Can you hear me?

6 MS. LAU: Yes.

7 AVS: Okay. So just so I'm clear, that
8 all those temporary licenses that are out there with the
9 NEIEP or the CAT cert will be rolled over to a regular
10 license? Is that how I read that?

11 MS. LAU: Melissa, do you have an
12 answer for that? This is Candace.

13 MS. ERIKSEN: Yeah, I do. Great
14 question. Thank you.

15 Not rolled over. So if you have a NEIEP
16 certificate, CT or CAT showing that you have completed
17 the testing for your category license, then you don't
18 need to test with us and that's what that is. If during
19 the time that you have a temporary license and you
20 complete the previous testing, then you can apply for
21 the regular mechanics license and not have to test is
22 what that means. There's no rolling over. You have to
23 apply every time.

24 MS. LAU: Jerome?

25 MR. PHILLIPS: Hello. This is



1 Jerome Phillips. You say for the testing that you're
2 putting the test together and until your questions are
3 finished.

4 Is there any outside input, or who's putting
5 that test together? And the reason why I ask is because
6 there are a couple of the QEI inspection agencies that
7 have a review, and they invite people from all over the
8 industry, meaning specifically residential, you know,
9 the Loula and below crowd, the EPO crowd, and stuff like
10 that. Is there any input from that?

11 Or I mean quite honestly, I come from an area
12 where, you know, if you're not union, you're not --
13 you're not squat, you know. So it's just like is there
14 any input from the outside on that, or any way of
15 joining that kind of group?

16 Thank you.

17 MS. ERIKSEN: Well -- so great
18 question. This is Melissa. So what we did is we had a
19 subcommittee for licensing and education that included
20 testing that lasted for four years, and it was fantastic.
21 What was great about it was that we had representation
22 from every category license. We reviewed the policy. We
23 reviewed everything surrounding education, continuing
24 education, licensing categories, and testing, and we dug
25 through everything with a fine-tooth comb.



1 The reason why we did that was because when
2 licensing was set up, it was done initially and then
3 hasn't been reviewed, and in ten years, a lot of things
4 changed. So with that, the test questions were part of
5 it. And we scoured through them and made sure that what
6 applied didn't apply -- or what didn't apply was either
7 reformatted or identified to be reformatted, or saw the
8 ability to have new questions. Those questions were
9 passed on and are being reviewed. Once they're
10 reviewed, then they will get put into the database to be
11 given for those meetings to test.

12 So that -- that ship has already sailed. But
13 thank you for wanting to be a part of it.

14 CHAIRPERSON HENDERSON: This is Rick
15 Henderson. Any further questions, comments to Candace?

16 Melissa, your hand's up?

17 MS. ERIKSEN: No, thank you. I just
18 wanted to apparently exercise the raising in the system,
19 make sure it worked for everybody.

20 CHAIRPERSON HENDERSON: All right.
21 Thank you.

22 All right. With that said, I think --
23 Candace, do you have anything further that you wanted to
24 add on that one? But I think that's --

25 MS. LAU: Yes. This is Candace. No.



1 CHAIRPERSON HENDERSON: All right.
2 That brings us to the Followup and Q&A for the FSPS
3 Divisional Leadership.

4 Brian Hornback, I believe this one is you,
5 unless I see Steve. I'm not sure who's presenting.

6 MR. HORNBACK: Steve is actually
7 fortunate that he's in California today, and that kind of
8 leaves me with the question and answer on this one.

9
10 Followup and Q&A with FSPS Divisional Leadership
11 Budget and Hiring

12
13 MR. HORNBACK: So I know we had
14 originally talked about there was a -- you wanted to get
15 an update on the budget. I can give you some quick
16 numbers for an update on the budget for where we are with
17 the last report.

18 I think you've already seen the impact of
19 that budget in the vacancy rate. I should say the
20 vacancies, the seven vacancies, which we do have a
21 recruitment open for Spokane. And I understand that we
22 have candidates but I don't know -- I haven't -- we're
23 not through that recruiting process so I can't speak to
24 how many are -- what the likelihood of fill is.

25 And so then the other one I'm working on, the



1 priority that I've talked to Gerald and Candace, and am
2 pushing right now for an approval to get one for region
3 5, which would probably be the Moses Lake office. That
4 would be the next one. That's essentially what we've
5 asked for, and I'm waiting on a response for that. But
6 again, we have to month-by-month as we get our updates
7 on what the -- what the budget numbers look like
8 determine where -- where we can hire.

9 And for anyone who wasn't here previously,
10 just a real quick overview.

11 Elevator is part of what we call the 21V
12 Fund. So the elevators' contractor compliance, factory,
13 and assemble structures are all into one fund, and
14 that's really -- that fund right now is projected to
15 be -- at the end of the -- at the end of June, it was
16 negative \$434,000, and projected for the end of the
17 biennium with the savings vacancies, et cetera, still to
18 be projected as a \$93,000 overspend. What that means is
19 that between now and the end of that biennium, we need
20 to come up with another \$93,000, say.

21 So working on everything from restricted
22 travel, to trainings not being done in person, to again
23 the vacancy rate, and everybody who's ever been involved
24 in business understands that the labor force is
25 obviously the greatest impact to the budget.



1 So that's where we stand right now in terms
2 of numbers.

3 Without going through, diving into more, we'd
4 like to just pause and ask if there's questions or
5 things specific like you'd like to have answered,
6 because it's supposed to be a Q&A.

7 After we get through the budget thing, I know
8 we wanted to talk a little bit about the 17.3 and where
9 we're going there. So I'll pause for questions on the
10 budget stuff first.

11 CHAIRPERSON HENDERSON: This is Rick
12 Henderson. Just sort of going over that, you know, as we
13 mentioned, there were -- there's currently seven
14 vacancies. Looking at the website, there are currently
15 26 inspectors in the state, not counting their
16 supervisors, which with the seven vacancies, if I'm doing
17 my math right, that's like 21 percent understaffed for
18 the group, seven out of the 33 intended.

19 With the current scorecard that we have, over
20 38 percent annual rate, even with -- if we did get a
21 full staff of 33 inspectors, that's -- the math doesn't
22 seem to work out on being able to meet the goals of
23 getting your annual inspections done on time.

24 So, well, it's a question. It came up for
25 the budget aspect of it, but is there any thought of



1 moving forward? Because the obvious solution here that
2 I'm looking at is more inspectors to be able to perform
3 the work, even above the seven vacancies.

4 Any feedback on that?

5 MR. HORNBACK: Yeah. This is Brian
6 Hornback.

7 So the direct question, is there any thought
8 or conversation around more inspectors, I'm going to go
9 back to a little bit -- the earlier part of your
10 conversation and then address that as well.

11 So part of the -- when you say you do the
12 math and the numbers don't add up, I don't disagree, and
13 that if we were fully staffed -- so when we were down
14 to -- I think we were at our highest, I believe we were
15 at three vacancies, might have been four, with that we
16 were sitting at approximately 74 percent of our
17 inspections being conducted on time.

18 That was -- that was a snapshot, and that's
19 what since last year was reported, I think, was
20 somewhere near 70 percent. So with that, it was about
21 74, assuming that we had filled those other three.
22 Obviously, we would have been -- we expect to have been
23 higher than 74 percent, but I can't tell you exactly
24 where it would be because we haven't hit that number.

25 So I've got to give Gerald some credit. He



1 pointed out a very simple way to look at this and point
2 out our need for additional inspectors. And that was
3 when you could drive through downtown Bellevue, count
4 the cranes and recognize that every crane represents an
5 additional number of -- you know, you pick, call it 10,
6 pick the number. You want to add that, the calculator,
7 and 10, 12, 15 conveyances are going to go in for every
8 crane.

9 So for us to look as a state and say, you
10 know, we have some methodology for -- again, counting
11 cranes is not the way, but there is a method we can look
12 and say what's the -- what's the growth in the state,
13 and how many inspectors, how many inspections can one
14 inspector do, assuming an official route in a given
15 year.

16 So we had that discussion with the director.
17 I would tell you -- I don't know if it was my last check
18 or the one prior. So bottom line, in the last couple of
19 months, I've had that discussion with the director and
20 let them know that we need to be starting to look to put
21 a package in to request additional. We got the five
22 vacancies. Most of you know, we have five vacancies
23 from the legislature before I got here. I'm going to
24 ballpark it at 2018, 2019. Melissa might be able to
25 give me a more accurate on there, or Gerald can, or



1 somebody can.

2 We got the five -- five new inspectors but
3 never got them fully filled. Part of it was the ability
4 to hire. What I -- there's -- okay, Melissa's telling
5 me that it was eight. So what I have is five. So we'll
6 take a look and see what that number is.

7 But again, we've never fully filled all those
8 positions we were granted, so we need to get those fully
9 filled and then -- and then be able to ask for more.

10 CHAIRPERSON HENDERSON: This is Rick
11 Henderson.

12 Jan, you have your hand up. And after Jan,
13 Scott.

14 MS. GOULD: Jan Gould.

15 Brian, does just the annual revenue for a
16 year for annuals, does that itself support the elevator
17 program?

18 MR. HORNBACK: So Jan, I'm going to
19 tell you that if I give you a specific yes or no, I'm
20 fibbing to you because I don't know.

21 MS. GOULD: Okay.

22 MR. HORNBACK: And I hope you know me
23 well enough to know that I won't do that.

24 MS. GOULD: No.

25 MR. HORNBACK: So your question is a



1 great question, and I think we went through last time how
2 we get our money from legislature --

3 MS. GOULD: Yes.

4 MR. HORNBACK: -- since they are our
5 authorization to spend, so I won't bore you with those
6 details again.

7 But that's the other thing we're looking at
8 is having that conversation with our leadership, saying
9 how do we increase our authorization to spend in the
10 factory assembled structures programs.

11 And then looking -- again, you know, we've
12 talked in the past about annual fee increases as they --
13 just a kind of a cost of living or what they call a --
14 I'm going to get the wrong term, basically an indicated
15 rate for a fee increase. So you know that we didn't do
16 those the last couple of years because the elevator
17 community graciously gave a very significant fee
18 increase to provide for the CMS system.

19 So we are in the process of looking at it
20 right now and saying thank you for the -- you put the
21 fiscal growth factor and that's the word I couldn't --
22 term I couldn't remember. We are right now having a
23 conversation to at least occur around timing and when we
24 need to take a look at reimplementing that to make sure
25 that the fund balance does -- does support fully



1 staffing and getting those inspections done.

2 So does that answer what you're asking or
3 around it?

4 MS. GOULD: Yeah. Well, if you don't
5 have the answer, you don't have the answer, that's fine.
6 Jan Gould again. Sorry.

7 But at least you know the elevator program is
8 no longer on the general fund, so.

9 MR. HORNBACK: Correct. And as we did,
10 we had a very frank conversation around should the
11 elevator program be in its own fund.

12 MS. GOULD: Dedicated.

13 MR. HORNBACK: There's some arguments
14 -- dedicated fund.

15 There's some arguments both ways. There's
16 some real drawbacks to doing a dedicated fund. You'd
17 completely lose any flexibility in terms of helping a
18 broader, a larger fund to support. But then again, you
19 have no outside factor or outside program you are
20 supporting.

21 In my mind right now, I believe we're better
22 off not going to a specific dedicated fund based on the
23 flexibility it gives us to support the program, but
24 that's -- that's a perspective, and we're discussing
25 should that be the perspective at this point.



1 MS. GOULD: Jan Gould again. But I
2 thought that -- like the electrical program is a
3 dedicated fund. Am I wrong?

4 MR. HORNBACK: The electrical program
5 is a dedicated fund, and the boiler inspection program is
6 a dedicated fund. The others are not.

7 MS. GOULD: Thank you.

8 CHAIRPERSON HENDERSON: Thank you.
9 Rick Henderson. Scott?

10 MR. CLEARY: Scott Cleary, MCI. I
11 agree with Ricky that the math doesn't work itself out.
12 So even onboarding more inspectors, you know, you're
13 falling behind each day that you don't onboard, and
14 everybody knows it takes time to get them up to speed.

15 Is there any talk of interim measures to get
16 caught up? Because the way things are, you'll never get
17 caught up, even if you onboard another 10 or 15
18 inspectors, because each day you fall behind. More are
19 coming on board with better -- you know, being put in
20 right now.

21 So in my view, there's got to be some sort of
22 an interim measure, is it third-party or something, to
23 get caught up. Because the way things are,
24 mathematically you'll never get caught up. So is
25 there -- is there a discussion on that?



1 MR. HORNBACK: So Scott, yeah, we've
2 had a number of discussions on what are -- what are our
3 options, what can we do to get caught up. I saw earlier
4 in the chat somebody asked a question about third party,
5 and I believe Melissa said that -- said -- made a comment
6 about the third party had been addressed. But I'm going
7 to tell you that from my perspective, while it may have
8 been discussed in the past, it doesn't mean that we
9 should not consider it again and say is -- is there a
10 period where something like that could work for a period
11 of time to catch us up, is there -- and what are our
12 other options. So in my mind, there's nothing off the
13 table to get us caught up.

14 But I don't -- I'm not going to sit here and
15 propose the solution and tell you you've got to make the
16 guess work for you. Not at this point.

17 MR. CLEARY: Okay. Thanks.

18 CHAIRPERSON HENDERSON: Thanks,
19 everybody.

20 Norm, I see you've got your hand up.

21 MR. MARTIN: Yeah. Thank you. Let me
22 go back and revisit the third-party inspector issue now
23 it's been breached again, and that is just my personal
24 opinion and having gone through all this in a large
25 industrial state. And that is -- I'm going to tell you,



1 my opinion is you're not -- not less than three years
2 away, even if you did the right thing today in order to
3 get staffed. It will take that long even if you had
4 funding. And you're telling us now with -- the budget is
5 a plan, and there is no funding for these additional
6 positions because you're already in a deficit position.

7 So where would the funding come from for
8 third-party inspectors, even to address the short-term
9 results over the next 24 months, let alone the long-term
10 supports for full-time positions with benefits that, you
11 know, will be similar to the third-party inspectors?

12 That's a big burden. And without some change
13 of either the frequency of inspection -- in other words,
14 you just decide you're not going to inspect as often --
15 or without an increase in funding and clawing back money
16 that is going to the programs, I don't see a path
17 forward for you, particularly if the can keeps getting
18 kicked down the road.

19 And again, this is not a new problem. This
20 is a problem you guys have inherited over the years and
21 hasn't really -- really had any structural underpinnings
22 that keep it sustainable.

23 MR. HORNBACK: So Norm, thank you for
24 that. I'm sorry. This is Brian Hornback again.

25 Norm, thank you for that. That was



1 essentially where my -- you know, when the tour brought
2 up third-party awhile ago, came up tonight, that was my
3 thing was going Mm-mm. I think funding is the concern
4 that I'm not sure how it was addressed in the past, It
5 hasn't been a discussion since I've been in this chair,
6 but that doesn't mean that it shouldn't be in the
7 discussion.

8 So I'm with you, and the funding would be a
9 significant question as to how that gets paid for, if
10 the state is paid. State fee structure is supposed to
11 cover those inspections, and then they have to be done
12 somewhere else. That's -- it seems like there's a
13 funding problem.

14 So you kind of hit the nail on the head in
15 terms of one of the challenges that have to be
16 addressed.

17 CHAIRPERSON HENDERSON: You're going
18 to -- Scott, go ahead.

19 MR. CLEARY: Yeah. Correct me if I'm
20 -- if I misunderstand this. Scott Cleary, MCI Elevator.

21 Statutorily, your priority is annuals and
22 with all the building that's going on, how do you
23 balance between what statutorily you're required to do
24 first, and alterations and new turnouts?

25 MR. HORNBACK: So I'm going to --



1 honestly, Scott, I'm going to defer to Candace on how
2 those are prioritized. And not to put Candace on the
3 spot, but if I give you the operational answer to that
4 thing, I'm -- again, I'm probably speaking in a place
5 that I don't have the knowledge to do.

6 So Candace, if you wanted to talk about how
7 we prioritize the annuals versus turnons, versus
8 alterations, et cetera, please take that on.

9 MS. LAU: Well, we're supposed to --
10 this is Candace.

11 We are supposed to -- that's scheduled, the
12 news and the permitted inspections out, right? We're
13 supposed to -- that's why the WAC code is written that
14 you have to give us seven days in advance. We try to
15 schedule the annuals in, and then work the permitted
16 inspections in as we get them.

17 That being said, we have a lot of challenges,
18 right? In vacant areas, vacant routes, we've got
19 high-priority things that need to open, so on and so
20 forth.

21 So we schedule our -- the rule of thumb, we
22 schedule our annuals, and then we work in the permitted
23 inspections.

24 CHAIRPERSON HENDERSON: Brian, you have
25 your hand up.



1 MR. HORNBACK: I do. This is Brian
2 Hornback.

3 Candace, just for clarity, I'm not sure if I
4 heard two different things between what Scott asked and
5 what you said. I just want to make sure that we're on
6 the same page, and maybe it's me that is not.

7 Scott asked if statutorily we're required
8 that our annuals, are our first priority, then permitted
9 inspections, alterations. I thought that you were
10 saying that the permitted work was prior to annuals, but
11 I'm not a hundred percent sure.

12 So would you just clarify for me, or for
13 anybody else who's confused, what the -- what the
14 first -- the statutory requirement is in terms of
15 priority, or if it's that clearly spelled out.

16 MS. LAU: Yeah. This is Candace. We
17 are -- that's what I -- we schedule or annuals first,
18 okay? Those -- that's our priority. We schedule our
19 annuals first, and we work in the permitted inspections
20 as they come in. And that's why we typically require the
21 seven-day -- give us seven days in advance when you call
22 in for a new or an old.

23 But, you know, if we're in that area, we may
24 schedule one in, that kind of thing; right? But how we
25 do our -- how we do our scheduling should be annual



1 scheduled out first, you give us seven days in advance
2 for your permitted inspections.

3 Does that clarify it?

4 MR. HORNBACK: Yeah. This is Brian.
5 Thank you, Candace. I heard something. I wasn't sure I
6 heard it right. Apparently, I did not hear it right, so
7 I appreciate the clarification.

8 CHAIRPERSON HENDERSON: All right. I
9 see no more hands or questions raised for the Budget and
10 Hiring side of it.

11 Brian, if you would like to move on to the
12 next topic on the agenda, Grain Industry Inspection.

13 MR. HORNBACK: I can do that. This is
14 Brian. I don't -- I don't see the -- I don't have the
15 agenda up in front of me, so I appreciate you keeping me
16 on track there Ricky, thank you.

17

18 Grain Industry Inspection

19

20 MR. HORNBACK: So the grain elevator
21 inspection, we sent the letter that was requested to ESAC
22 and sent it out, and the grain essentially in August
23 restarted the grain elevator inspections. And I
24 appreciate -- I'm not sure who on ESAC sent us that, hey
25 you know, this is a challenge at that time of year to

Page 49



1 restart grain inspections in August.

2 So for clarity, it was really that we're
3 making -- we're available to do those and to schedule
4 those. We're not expecting grain at the -- the owners
5 of those grain elevators to basically, you know, empty a
6 silo in the wrong part of their season. So we will work
7 with them to schedule a time that's more much more
8 convenient to them when stocks are already low, et
9 cetera, and they can -- they can do that.

10 So that's -- that's where we're at right now,
11 is ready and willing to go do them; and we'll work with
12 the -- with the owners to make it work for them, so.

13 CHAIRPERSON HENDERSON: This is Rick
14 Henderson.

15 Scott?

16 MR. CLEARY: Scott, MCI. Those are my
17 stakeholders, and so basically coordinating in the early
18 spring and the frigid winter is usually the best time to
19 do it because during harvest, it's impossible to keep the
20 dust down, and that's one of the requirements, is to make
21 sure that everything is clean. So giving them enough
22 heads up, but just before -- just before planting and
23 just after harvest is done and cleaned up and everything
24 is archived, because probably a large percentage of the
25 silos are archived after harvest.



1 So then I'm really encouraged to see that
2 you're going to go back out and start doing this, and I
3 need enough heads up to start making sure everybody
4 realizes that the inspectors need a clean facility, and
5 I appreciate you guys moving forward on this. Thanks.

6 MR. HORNBACK: This is Brian Hornback,
7 and thank you, Scott. Absolutely. Again, we want to
8 make it convenient for the people that own those not to
9 interrupt harvest season, et cetera. So the spring and
10 winter is the time to do that, then that's what we'll be
11 focused on.

12 CHAIRPERSON HENDERSON: Rick Henderson.
13 Any other questions from the Committee for Brian on the
14 Grain Industry Inspections?

15 With that said, Brian, if you would move on
16 to A17.3.

17
18 A17.3 Inspection

19
20 MR. HORNBACK: Yes. So here's the IOU
21 that you don't want to hear, but I know that the last
22 conversation -- sorry. This is Brian Hornback again.

23 The last conversation was ESAC had asked us
24 for a written communication, a written position on what
25 we were doing at A17.3. And still committed to doing



1 that, we have -- Gerald and Alicia Curry, et cetera, had
2 basically walked through the document with that. If you
3 remember the conversation around what we were going to
4 do with 17.3, how we were going to handle
5 non-enforcement of 17.3, and what that would mean in
6 terms of bringing back the part D that everyone felt was
7 an important piece of doing this work.

8 So that is -- that has gone forward to
9 Maggie Leland, our internal legislative affairs office,
10 for their review. As soon as Maggie is done with that,
11 then it goes over to the AG for their review to ensure
12 that we're legal on what we plan to do, and then we'll
13 put out a final communication.

14 So in my -- in Brian's opinion, that's too
15 long a time, based on the fact that we have a couple of
16 people who are vacations here and there, honest,
17 straight up, I'll be out for a week for my daughter's
18 wedding, right? Things like that are impacting it.

19 So I'm putting together -- right now I have a
20 start for it, basically an interim communication saying,
21 here's our plan, our path to move forward. I will have
22 that to -- I should have that out to ESAC by Friday.

23 And again, know that it will be an interim
24 step saying this is -- this is what the department's
25 path forward is, but at least we will give you something



1 written to work with while we wait on our AG's approval.
2 And you'll have to -- have to recognize that when I put
3 that in, there will be some caveat language around
4 pending AG approval, or pending AG review of our -- of
5 our legal obligations. That kind of language will be in
6 the letter that I'll send to you.

7 CHAIRPERSON HENDERSON: And that's --
8 Rick Henderson. And that's kind of exactly what I was
9 going to make comment, that anything that you give us
10 right now could be -- depending upon the AG's response to
11 it, could -- we could have to draw that back and go back
12 and come up with a different plan, depending upon the
13 AG's response.

14 MR. HORNBACK: That is accurate. Yes,
15 Rick.

16 CHAIRPERSON HENDERSON: I guess -- this
17 is Rick Henderson again. And I don't know if you can
18 give us any kind of an idea of the timeframe that we're
19 looking at here. I know we've put forth a letter and a
20 request quite awhile back, and I think the original draft
21 was back in February, and it was resubmitted with an
22 addendum I think in April.

23 And, like you said, the A17.3 has been on the
24 books, I think, since September of 2018. And moving
25 forward with what we're wanting to try to do, anything



1 permanent moving forward is going to have to be going
2 through the whole change to the WAC, going through the
3 whole process. And earlier it was mentioned of trying
4 to get -- you know, going through the steps of getting
5 TAC in place and moving forward with the TAC.

6 I want to -- my concern about this is without
7 a plan on how to move forward that we know is a valid
8 plan to move forward, we really can't move forward with
9 any kind of a TAC process or any review on a plan to
10 write rules until we know the path that we're going to
11 be doing. So there is a -- the push is really strong
12 here to have that known path forward for more than one
13 reason, that it's just -- I can't stress enough how
14 critical I believe this is on being able to get that
15 path forward that's approved by the AG.

16 MR. HORNBACK: This is Brian Hornback.
17 I've asked -- would you like me to respond to that, or I
18 know Scott Cleary's hand is up and I don't want to step
19 in front of him if you'd like to have him -- if he'd like
20 to speak first.

21 CHAIRPERSON HENDERSON: Scott, go ahead
22 if you'd like.

23 MR. CLEARY: No. Go ahead, Brian.
24 Then my question is kind of a followup on some written
25 stuff. So go ahead, Brian. Sorry.



1 MR. HORNBACK: You bet.

2 So it's Brian Hornback. So Rick, you know,
3 you'd asked for that path forward and how getting you
4 something impacts the ability to get a TAC committee in
5 place in time to be more timely with the work that we're
6 trying to do.

7 That is a part of the -- as you were told
8 earlier that Gerald Scott, basically a project he's
9 working; and this is -- this is his sole focus for the
10 next 60 days, is to get this shepherded through and get
11 a process in place so we can start looking at -- I
12 believe it's the 2022 A17.1 adoption, at which time we
13 would also look at any rules around Part B that needed
14 to be adjusted or updated.

15 So aware of the concern. I share your
16 concern in terms of the timing and how it's going to --
17 how we can roll this out and give you the information
18 you need in order to have a TAC committee ready and
19 waiting to receive that and evaluate and make the
20 determinations that they'll make, so.

21 I'm not sure -- I think -- if it feels to you
22 like I'm not hearing what you're saying very well,
23 please give me more information or correct me. But that
24 is -- that's where our focus and that's where Gerald's
25 focus is for the next 60 days.



1 CHAIRPERSON HENDERSON: Okay. This is
2 Rick Henderson.

3 Scott?

4 MR. CLEARY: Scott Cleary, MCI. I
5 guess the question I have, I've heard of many times that
6 you're pausing enforcement of 17.3. If that's the case,
7 it's not -- is it written anywhere? I can't find it on
8 your website.

9 That's one of the things I think ESAC has
10 asked for. If you're pausing something that really
11 hasn't been enforced, there should be something on the
12 website saying the state right now is pausing and not
13 enforcing 17.3 requirements. That's not written
14 anywhere that I know of, so I can't send stakeholders
15 when I get questions to that. And so that's one of the
16 things that's concerned us.

17 Ricky, I know you and I have had
18 conversations, and everybody else on ESAC, is that
19 there's no written statement anywhere saying that 17.3
20 has been paused that I know of. Is there?

21 MR. HORNBACK: This is Brian Hornback.
22 So Scott, you're right. That's essentially what -- we
23 then -- and you know we've been saying, you know, as soon
24 as we get an AG review we'll put that out, right? And
25 that's where a little, I guess, frustration and certainly



1 sense your frustration around the length of time it's
2 taking.

3 So that's where essentially I'm putting out
4 in the letter I was going to send this week, is that
5 we'll say that we are pausing our enforcement of 17.3,
6 plan to make that a permanent we will not enforce it.
7 Pending the AG review, we will update that but while
8 that review is ongoing, while we are waiting for it, we
9 will not be enforcing 17.3.

10 So I would think -- so that's the letter I'm
11 writing right now, but I do have to -- I do have to ask
12 a couple of folks what's the risk, and draft it and ask
13 what's the risk and how accurate am I before I send it.

14 So we -- that's -- the interim step is what
15 I'm working on while we get to the longer term AG
16 review.

17 MR. CLEARY: Scott Cleary, MCI. Will
18 we have that by the next ESAC -- pre-ESAC meeting to
19 review? Is ESAC going to get a chance to review that
20 before it goes on the website?

21 MR. HORNBACK: I have no problem with
22 that. Yeah, absolutely. So I'm not sure when that next
23 ESAC pre-meeting is. Like I said, my intent, and we all
24 know -- we all know about intentions, but my intention is
25 to have something to you this week. Like I said, most



1 likely it will be Friday, but to get you something this
2 week to at least take a look at, and as you know, provide
3 advice if it's not going to a) meet your needs, or if it
4 feels like I'm not communicating clearly to essentially
5 everyone in the elevator community.

6 MR. CLEARY: Thank you.

7 CHAIRPERSON HENDERSON: Rick Henderson.

8 Jan?

9 MS. GOULD: Yes. Jan Gould, city of
10 Seattle.

11 Brian, the ESAC would be more than happy to
12 have a special meeting just to go over the letter, so no
13 hesitation there.

14 MR. HORNBACK: As soon as I have
15 something ready to go, Jan, I'll make sure ESAC's aware.

16 MS. GOULD: Thanks.

17 MR. HORNBACK: You bet.

18 CHAIRPERSON HENDERSON: Rick Henderson.

19 Brian, when that letter is released, is it
20 going to be released to the complete ESAC committee, or
21 how's the plan on that to get communicated to the ESAC?

22 MR. HORNBACK: This is Brian again.

23 Rick, if you want the honest truth, I hadn't
24 thought it that far through. My intent originally would
25 be I would normally send it to you and ask you how --



1 how would you like to handle that. So what's the --
2 what's the -- and for me it's about -- it's more about
3 the most efficient, effective way to get the word out to
4 get -- to give you an option to review and then provide
5 advice back. So usually I've -- I would -- I would plan
6 to use you for the final for that if that's -- if that
7 works for you.

8 CHAIRPERSON HENDERSON: This is Rick
9 Henderson. Yeah, no problem with that at all. That
10 works for me.

11 And just a further comment, it's like really
12 looking forward to having a path forward on this, to
13 move forward on this. It's been hanging for such a long
14 time that looking forward to having a path forward on
15 this as soon as possible.

16 Any other comments on the A17.3?

17 I see -- Joe Maxwell, you have your hand up?

18 MR. MAXWELL: Yeah. This is Joe
19 Maxwell. I'm the Navy program manager, also a 17.3
20 committee member. I'm just -- did I understand that
21 you're planning on not adopting in its entirety 17.3? Is
22 that what I just heard?

23 CHAIRPERSON HENDERSON: This is Rick
24 Henderson. We currently have the 2015 A17.3 adopted with
25 I think very little, if any, exceptions to it.



1 What is being talked about is going through
2 the process of unadopting the A17.3 2015.

3 MR. MAXWELL: Would it be possible for
4 me to get feedback on that so that I can make the
5 committee aware of the issues that the AHJ has with
6 adopting the standard? And again, I'm not unaware of the
7 difficulty. We face the same thing federally, especially
8 with the video communication because that'll never happen
9 with our security posture and cybersecurity. But I'm
10 sure there's other things, door lock monitoring, et
11 cetera, et cetera.

12 So I just would really like to know where the
13 issues are from the AHJ perspective. Is that something
14 that someone from L&I could provide just for my moving
15 forward as a -- I don't want -- I don't want this group
16 of people to do all this work and then the states not to
17 adopt it. That's a waste of time, right? We want to
18 make a code that is safe but not overly restrictive,
19 which is what it's seeming to become, right? I think we
20 all could agree to that.

21 So just if that's possible, I'd like you to
22 consider that. Thank you. Over.

23 CHAIRPERSON HENDERSON: Thank you, Joe.

24 Brian, do you have any -- or Candace, is
25 there a response to that? Is that something that the



1 state could provide and --

2 MR. HORNBACK: This is Brian Hornback.
3 I think the state would be open to that conversation.
4 I'm interested. I know that as soon as the request was
5 made, I saw a couple of hands up from Scott Cleary and
6 Norm Martin. So I'd like to hear their -- their thoughts
7 on this before putting a plan together, figure out how we
8 would actually go about something like that.

9 CHAIRPERSON HENDERSON: Okay. This is
10 Rick Henderson.

11 Scott?

12 MR. CLEARY: Scott Cleary, MCI.

13 Joe, just for your own edification, it was
14 adopted pretty much in its entirety in October of '18;
15 and it's really -- it's never been really enforced in
16 the field, and that's what we've been struggling with,
17 and ESAC is trying to figure out what is the path
18 forward.

19 There used to be a large section in part D of
20 the WAC that kind of addressed a lot of the things that
21 are in 17.3. One of the problems is I tried making sure
22 that I -- I represent residential. And section 10 of
23 17.3 is for residential, and that's really hard to
24 enforce when they don't go back out and do annuals, and
25 it puts the licensed mechanics and companies kind of in



1 peril if they don't follow 17.3 once that's been
2 codified. So we've been struggling with this for a
3 while.

4 I'm also on the -- I'm on the Board of Code
5 and Standards for ASME so I'm interested in trying to
6 find a path forward that makes sense in how you
7 integrate 17.3, but it's been very problematic since
8 it's been codified in the state. So just a little bit
9 of back story.

10 MR. MAXWELL: This is Joe again. Thank
11 you, Scott. I appreciate that. And, yeah, I'm very
12 aware that this isn't the only jurisdiction struggling
13 with moving forward with the last several versions of
14 17.3. So thank you for the back story.

15 CHAIRPERSON HENDERSON: This is Rick
16 Henderson. I see Norm has his hand up, and Paoakalani?
17 Hey.

18 MR. MAXWELL: Thank you again.

19 MR. MARTIN: Norm Martin. Yeah. I
20 have to say we talked about this at Schindler, and we
21 have concerns. And our concerns is, you know, there was
22 a process put into place. A due process was given with
23 public input, and that is how the public policy was
24 established of incorporating A17.3. And now we're in no
25 man's land. I'm not aware of the authority to just



1 ignore it, and I'm not aware of the authority to just
2 overturn it unless you went back through a full process.

3 So that's why I think we all need something
4 in writing about what the state's doing or not doing to
5 provide some coverage here. We've got everybody in
6 jeopardy here by just not dealing with the issue for
7 this period of time, and we'd hate to have this used
8 against us or any other installer or maintainer of
9 equipment in the state.

10 And so, like I said, we -- you need to get
11 out of no man's land. You need to do what was mandated
12 by the policy, or you need to go back to the process
13 immediately and get it overturned if there's new
14 information to support such a thing. But we would hope
15 that there would be a public input process again to
16 determine whether or not it should all be scuttled or
17 done in a -- in a typical timeline process.

18 Like other jurisdictions have incorporated
19 A17.3. They don't try to do it all at one time, and
20 they do it over a 5- to 10- to 15-year period. So, you
21 know, we'd be glad to assist in that thought process,
22 but in the meantime, we'd like to have some clarity.

23 CHAIRPERSON HENDERSON: This is Rick
24 Henderson.

25 Yeah, Norm, and I believe that's exactly



1 where the ESAC has been working with the department in
2 trying to achieve that. So we are in agreement with
3 you.

4 Brian, do you have any response to that
5 before we move to the next question?

6 MR. HORNBACK: I'm not sure that any
7 response is going to be any new information, so. Sorry.
8 This is Brian Hornback.

9 Essentially, we've had this conversation.
10 It's been an ongoing conversation as -- Rick, as you
11 noted, for too long in terms of what -- how we enforce
12 or don't enforce 17.3 and what our options are, whether
13 suspension of enforcement is an option, whether or not
14 rescinding the adoption is an option.

15 And that's essentially what we're doing now,
16 is going through that process to ensure that our AG
17 advises that we do it in a proper way.

18 CHAIRPERSON HENDERSON: This is Rick
19 Henderson.

20 Paoakalani, are you there?

21 MR. PAOKALANI: I am here.

22 CHAIRPERSON HENDERSON: Hey, good to
23 see you.

24 MR. PAOKALANI: Good to see everybody
25 else too.



1 So for a lot of people possibly on this phone
2 call who don't know who I am, my name is Paoakalani. I
3 worked in the elevator program since about 2011. The
4 last few years, I have now transitioned to another job
5 but still working with the elevator program. This is
6 more of just a statement, an historical, I guess,
7 lesson, just to make sure everybody has all of the
8 information.

9 Part D: The reason why part D was created is
10 because Christine Gregoire when she was governor put a
11 freeze on code adoptions. So at the time, the chief at
12 that time said, listen, there are important things in
13 these new codes that we cannot adopt because of this
14 freeze on code adoption. So they created part D because
15 they saw the value in the new iterations of the code and
16 brought requirements from there and put them within
17 part D. Okay.

18 When 17.3 was broached, a new chief was in
19 place at the time. They stated that we do not need to
20 do a cost benefit analysis on 17.3 because 17.3 is
21 exactly like part D, and we're just -- we're
22 one-for-oneing everything.

23 Well, that's not the case. That was not the
24 right statement because they didn't really codify 17.3
25 and let people know, hey, building owner, there's a



1 chance that you may have anywhere from \$150,000 to maybe
2 half a million dollars worth of upgrades that you need
3 to do to your elevator that was put in maybe in the
4 60's, 70's, 80's, or 90s; and they just never upgraded
5 it or updated it to a new -- to a new conveyance. So
6 that is one of the main things that we're running into.

7 Yes, I understand that they did put in two
8 additional pieces to the WAC that said, hey, you had
9 additional times on these two separate items. I think
10 one of them was fire service, and the other one, I can't
11 remember what it was off the top of my head. I
12 apologize. But only two were granted extra time for
13 these corrections. But there were a bevy of additional
14 things that were going to cause these people an
15 exorbitant amount of money, especially when they started
16 going through and making a tally of all of these
17 upgrades they would have to do to their elevator.

18 So again, Norm, I appreciate your -- your
19 thought on, hey, this process was followed. There
20 should be a process to get it out of it. But also at
21 the same time, the process that was given was done under
22 a false pretense and a false statement, unfortunately.
23 And so that's what we're running into, is that a lot of
24 people are seeing what these are going to cost, and
25 they're like, hey, I never would have been okay with



1 this if I would have known that this is what's coming
2 down.

3 So again, yes, the public did have their
4 chance to speak their opinion on it, but they didn't
5 have all the information at the time. And so that's why
6 we're sort of in a conundrum at this point.

7 So after the leadership left, you know, when
8 they adopted 17.3, now this sort of got dropped in
9 Gerald's hands and he was like, you guys adopted 17.3 in
10 its entirety? And he had gone through that, and he had
11 seen other states, and in a lot of analysis that I've
12 seen as well, a lot of states who just blindly adopted
13 17.3 immediately got rid of it because they saw what it
14 was going to do to their stakeholders. Yes, they did go
15 through and create a new plan after that and I think
16 that's where we're at now.

17 Unfortunately, it's taken a lot longer than
18 we would have anticipated or I'm sure that our
19 stakeholders would have wanted. But this is what we're
20 doing. We're doing it now and like Brian said, Brian
21 hadn't been here before so he didn't know. He's still
22 catching up on all of this stuff.

23 But there is a lot of information out there
24 on why we're at where we're at now, so I just want to
25 make sure that people have that historical knowledge too



1 about where part D came from, what the intent of it was,
2 and then what really happened with the A17.3 adoption.

3 Thank you.

4 CHAIRPERSON HENDERSON: This is Rick
5 Henderson. Thank you much for that historical
6 perspective. I appreciate it.

7 Joe, I notice you've still got your hand up.
8 Was that intentional, or was that just a holdover?

9 MR. MAXWELL: No, that's just a
10 holdover. Sorry.

11 CHAIRPERSON HENDERSON: No worries.
12 Jan?

13 MS. GOULD: Yeah. A little more
14 historical. The major part of part D was adopted in
15 1993, was based off of the first edition, an 1986 edition
16 of the A17.3. I helped write that language, and the
17 thought for the chief at the time was that they could get
18 for free the WAC rules but they couldn't -- they'd have
19 to purchase the A17.3. But a lot of it did not make it
20 through public comment such as, door lock monitoring and
21 -- excuse me, not door lock, door restrictors. Quite a
22 bit of it didn't get through.

23 So it's been around for a while but, yeah, I
24 want to comment that it's at least six years next month
25 since the state adopted the 2015 A17.3.



1 CHAIRPERSON HENDERSON: This is Rick
2 Henderson. Thank you, Jan.

3 Any further comments from the stakeholders or
4 from the committee that Brian related to the A17.3 path
5 moving forward?

6 (No audible response.)

7

8 CHAIRPERSON HENDERSON: Hearing nothing
9 more, I'll just make a statement.

10 Brian, very much looking forward to seeing
11 your letter on Friday.

12 MR. HORNBACK: And this is Brian.
13 Understood. I'll get it to you as quickly as I can.

14 CHAIRPERSON HENDERSON: Thank you, sir.

15 Well, and that puts us -- the next thing on
16 the agenda is a 15-minute break, which we're pretty much
17 right on time for.

18 All right. Everybody let's take a 15-minute
19 break and see you back here in 15 at 10:45.

20

21 (Brief recess from 10:28 a.m. to
22 10:45 a.m.)

23

24 CHAIRPERSON HENDERSON: Getting back to
25 our agenda, starting up brings us -- 10:45 brings us to



1 our CMP Project Update from our CMS project team.

2 MS. LAU: So this is Candace. I'll --
3 I'm not sure if they're here. I'm going to assume
4 they're here. There's a lot of people in this -- in this
5 meeting, so.

6 MS. TAYLOR: We're here.

7 MS. LAU: Okay, perfect, I can't see 75
8 people.

9

10 CMP Project Update

11

12 MS. LAU: So I want to thank the CMP
13 project team for joining us for this part of the meeting.

14 As many of you have already heard, we had
15 announced a delay in the launch date for that portal
16 from the October date to the February 26th of next year.
17 The project team has been working hard on the portal and
18 making excellent progress. So although we are
19 disappointed by the need for the delay, there are great
20 benefits to this.

21 So in the next 45 minutes, they will be
22 talking more about why we need some extra time and the
23 benefits of adding the extra month, and they're going to
24 be giving us a demonstration on a function in the portal
25 called Proof of Correction, which will be a timesaver



1 over the way we do things today.

2 And we'll also do our best to answer whatever
3 questions you may have, and we thank everyone for your
4 continued collaboration. And we have promised a high
5 quality system that includes features you need on day
6 one, and so we're very confident in our ability to go
7 live in February.

8 And so I think Nicole is --

9 Are you here, Nicole?

10 MS. TAYLOR: Yes, I am.

11 MS. LAU: Then I'm going to turn things
12 over to Nicole so that we can go through some of the new
13 changes.

14 MS. TAYLOR: Thank you, Candace. And
15 good morning, everybody. This is Nicole Taylor, project
16 manager for the Conveyance Management System Replacement
17 Project.

18 Does somebody have the slides? Is somebody
19 presenting those?

20 Apologies. I'm joining today from my phone
21 traveling.

22 MS. LAU: Somebody from the CMP?
23 Somebody from the CMP team? Is that what you're asking?

24 MS. RODRIGUEZ: Yeah, Nicole. I'm
25 getting them pulled up here so just give me a quick --



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(Cross-talk.)

MS. TAYLOR: Yeah.

MS. RODRIGUEZ: -- second to process.

Thank you.

Okay. Let me know if you all are seeing the slide deck here.

MS. TAYLOR: Looks good.

CHAIRPERSON HENDERSON: Okay.

MS. TAYLOR: All right. Thank you so much.

All right. I think we can go ahead and go to the next slide here. This is just an overview about what we're going to go over today. Pretty much same things that you've seen us present before. We're just going to be touching real quick on the project schedule.

Candace went ahead and mentioned there that we are moving the date as was announced via the newsletter, and we just want to show you what it is that we have been up to, and why it is that we do feel confident in that date. And then we'll be showing you a demonstration, as she said, of the proof of corrections process, and then we'll have lots of time for open discussion and questions and answers.

So next slide, please. All right.



1 This is our project vision slide. This is
2 something that we tend to take with us to every
3 presentation that we go to. This was based on a survey
4 from way back when the project started, on what was
5 really important to our stakeholders. The main focus
6 here, as you can tell, the biggest letters is customer
7 focus. That is something that we have been focused on
8 for the whole project. And it's been very focused on
9 building trust, being super transparent about where we
10 are in the project, what we can do, what we can't do.
11 Also collaborating and engaging with our customers and
12 with different stakeholders.

13 This is a whole new system, ability to do
14 things online for customers, so we really want to make
15 sure that we're -- we're understanding how that works
16 and working across those silos, as well as just keeping
17 a very close eye on our scope because we do want to
18 deliver a very quality product for you and make sure
19 that this does go live sooner rather than later.

20 So next slide, please.

21 All right. Perfect. Thank you. Schedule
22 change announcement. If you go to the next slide here,
23 I think we have a visual.

24 Thank you.

25 So, yes, the go-live date for the system is



1 now going to be February 26th. That does push it out
2 several weeks. We had some critical change requests
3 that we needed to accomplish with the vendor, some key
4 pieces that once we started testing we realized would be
5 missing and are needed in order to make this work more
6 smoothly for our customers.

7 Certain things like auto generating invoices
8 when you show up to the field location and you're paying
9 for a permit in person. Also things like being able to
10 register online and manage the access for the folks that
11 work for your company. So you can have, you know, two
12 more people log in to represent you, and this new
13 function will also make sure that you have the ability
14 to approve that permission or revoke access if somebody
15 leaves your company.

16 So some key things there that needed to still
17 be implemented in order for this to work well when it
18 goes live. And some next steps is we are planning some
19 system demonstrations. We are looking ahead at when we
20 can keep showing you more pieces of functionality. We
21 are showing you a demonstration here today in just a
22 couple of minutes, but we will continue to have some
23 demonstrations throughout the next several months. So
24 you'll have lots of opportunities to see it.

25 We're also very focused on training, making



1 sure that that's going to be ready and available early
2 in 2025. We have some things that are starting to get
3 prepared for training, and then we have a lot of things
4 that are going to start passing on testing. And it's
5 going to be lots of hard work getting put in to make
6 those training materials ready for you.

7 And then we will obviously continue to keep
8 you updated on our progress. We'll continue to attend
9 these meetings and continue to send information out
10 through our newsletters, so make sure that you are
11 signed up for those.

12 I think that's it for this slide. We can go
13 ahead and go to the next one. Perfect. Thank you.

14 So this is just a timeline of the upcoming
15 activities. So you can tell here that we have been
16 testing for several months. We started testing back in
17 mid-January, and we have several months to go at this
18 point until we are ready to go live. We have also been
19 providing some system demonstrations, especially with
20 this new functionality that we have been testing. That
21 started in May. We started showing up to ESAC and
22 Elevator All Staff meetings in order to show how it was
23 actually looking.

24 We're also going to be continuing to have
25 some users test the system. So far the project team has



1 been the ones really testing everything to make sure
2 that it lines up to the specifications that we outlined
3 with the vendor. But we want to have people who are
4 actually going to be using the system also be testing
5 that. So there will be some opportunities coming up
6 this fall for elevator program staff, as well as
7 external testers.

8 So we will be reaching out. We've had
9 several volunteers from this group who have reached out
10 and said they'd be willing to test and interested to see
11 what that looks like, how they can manage their permits,
12 or how they can log in and, you know, address inspection
13 corrections, pay invoices, et cetera. So we will be
14 looking for more volunteers to make sure that, you know,
15 everybody has a chance. Whoever wants the opportunity,
16 you have the opportunity to test. That will be coming
17 this fall.

18 And then training. As you can tell here,
19 we've started to build some -- oh, sorry. I can skip
20 ahead. I think we pretty much already covered that,
21 just about training materials there, making sure we're
22 ready.

23 Okay. So accomplishments. So as we've been
24 testing since January, we have -- 65 percent of the
25 system has been delivered. We have tested and retested



1 some scenarios. We've worked through 1,700 -- just
2 probably have crested 1,800 prior to this meeting of
3 different scenarios that we have to work through the
4 system. So we're talking about things from like
5 different conveyance types, to different customer types,
6 to different actions that are -- needed to happen,
7 paying one invoice, paying multiple invoices. Each one
8 of those are different scenarios that our teams work
9 through.

10 Right now, we have -- we have about 58 bugs
11 open with the vendor. We have identified since January
12 340 bugs so far, which is -- this is all very expected
13 for projects and systems of this size. But we just want
14 to be transparent with you that there have been issues
15 as we've been testing, and we have resolved a lot of
16 those with the vendor so far. So seeing us come down to
17 58 is progress, and the vendor is very focused on making
18 sure that we reduce that all the way down to zero.

19 We will continue to be working through some
20 new functionality that continues to be delivered between
21 now and November, and we will make sure that the system
22 is fully working for you by the time we go live.

23 All right. So this other bullet here is
24 around data validation and data migration. So as you
25 guys know, there's been several years worth of data that



1 has been collected in the current CMS system as well as
2 the prior system, which was called LVTR, and that
3 information is all going to be migrated over based on
4 our records retention rules and what's still relevant to
5 the program. That information is being migrated into
6 the new system.

7 So you would see -- your, you know,
8 previously approved permits will be in the new system,
9 and your previous inspection records will be there. And
10 this is very complex work because it doesn't all fit
11 apples to apples. It is apples to oranges.

12 And so we have worked through some migration
13 rules with the vendor. We have about 260 of those on
14 how the data is supposed to move. So we have seen that,
15 we began validating that, and it looked pretty good for
16 our very first pass. We just completed testing of that
17 and are working to send another updated data set to the
18 vendor again this month.

19 So that's what's been happening, and a lot of
20 accomplishments that have been completed by the team so
21 far. We have continued to have a large project team
22 that has been working on this very, very hard. So I
23 just want to give a quick round of applause to everybody
24 who's participated and is helping us get this far. It
25 definitely takes a village.



1 All right. Next slide. Thank you.

2 Okay. So a few benefits of the portal. So
3 you're going to be able to do your permit applications
4 online. There'll be an easy intuitive step-by-step
5 process. It'll walk you through the things, the
6 different fields that are required. It will make sure
7 that you have attached the right supporting
8 documentation, and it will ensure that you also are
9 paying the appropriate amount.

10 You're going to be able to manage that
11 permit. So once you see that, even while it's in
12 process, you're going to be able to, you know, attach
13 additional documentation as requested. You'll be able
14 to receive email notifications from the program as
15 they're processing your permit, and you'll be able to
16 also print your permit directly online, so you don't
17 have to wait for any mailing time.

18 Then you also are going to be able to renew
19 those permits, and you can renew multiple at one time.
20 You don't have to do it one by one. You're also going
21 to be able to do your annual operating certificates
22 online. It treats those similar to a permit in the new
23 system where you just go through a very shortened
24 application process. And once approved, then you'll
25 receive your certification -- excuse me, your



1 certificate right there online; and you can print that
2 right out, so you don't have to worry about snail mail.

3 Also the one that has a star next to it is
4 the one that we're going to be showing you here today.
5 This is where you can provide your proof of correction.
6 We're going to say that term a lot, proof of correction,
7 and that's to your inspection corrections, right? So
8 today we send you a report that shows all of your
9 detailed inspections, corrections, and then you usually
10 write it back on that same piece of paper and send it
11 back to us as far as how you fixed that thing, and that
12 you're ready for a reinspection.

13 So in the future, you'll be able to just take
14 action right online. You'll be able to attach any
15 photos or documents that go along with it, and the
16 program will receive your information immediately upon
17 submittal. And you can also in the same tool request
18 extensions or waivers if those are applicable to your
19 situation.

20 And again, you're going to be able to receive
21 alerts and reminders via email as things are needed.

22 So I think if we go to the next slide, it's
23 time for our system demonstration, and I'm going to pass
24 it over to Paoakalani.

25 Oh, sorry. I'm jumping ahead of myself here.



1 Thank you.

2 This is just a quick overview of the current
3 correction process. So the inspector finishes --
4 finished the report, and the corrections report is
5 created. We then mail it to whoever is responsible, so
6 whether it goes to the contractor or it goes to the
7 owner, depending on the situation. That party then
8 responds on the report and typically in any format,
9 usually you guys are writing on the same report and
10 sending that back in. Then there's usually some back
11 and forth conversations about did that really happen, do
12 we have what we need, and then we go ahead and do the
13 reinspection.

14 If you go to the next slide.

15 The future is going to look a little bit
16 different. That's where we're going to be finishing
17 that report, and the corrections report is created.
18 It's also sent immediately to you via email. You'll get
19 an email alert that you can log in and take a look at
20 that report. We're also going to be mailing it still,
21 so you still will receive a paper copy in the mail. And
22 the person, whoever is responsible, can immediately
23 respond. So you can do that online. You can still do
24 it via paper, if you need to. The program can help
25 process that, but we're really encouraging everybody to



1 log in and do it online. And then you're going to be
2 able to -- we'll then review and make a decision from
3 there.

4 Okay. So I'm going to go ahead and send us
5 to the next slide here, and pass it over to Paoakalani
6 for a demonstration.

7 Demonstration

8
9 MR. PAOKALANI: How's it going,
10 everyone? Excuse me. Now we get the fun stuff of
11 actually looking at what the system does.

12 So the intended audience for this
13 demonstration, really quickly, is really building
14 owners, property managers, and installers, elevator
15 contractors. Really anyone who has to respond to any
16 type of correction inspection form that is sent to them.

17 So now, she had mentioned the proof of
18 correction term is going to be used a lot. So in
19 today's term, what your proof of correction is is when
20 you send in your inspection report with all of the items
21 checked off, circled, initialed. However, you notate to
22 the program that the work is done, and then you date it,
23 sign it, print your name and everything like that, and
24 mail it in, or email it, however you send it in to the
25 elevator program. And then they receive it and then do



1 their due diligence with it by either reviewing it and
2 clearing those things out of the system, or replying
3 back to you for any additional information they may
4 need.

5 So again, proof of correction right now is
6 the same -- is the same term as your correction report
7 and what do you with it.

8 So with that, we'll get started. So I'm
9 going to share my screen real quick. All right.

10 So for the purpose of this, if you could
11 please hold your questions until the end because,
12 unfortunately, right now I've got notes on one screen
13 and then the application on another screen. So you guys
14 in Teams are pretty much covered up right now, so I
15 can't really see. And also, I sort of want to get
16 through this.

17 It's a very simple process. And, yes, we're
18 going to be covering three different things, proof of
19 correction, submitting an extension, and submitting a
20 waiver. But at the same time, I still want to make sure
21 that you guys can see everything because hopefully there
22 may be something that we cover later on that may answer
23 your question. But if your question is still valid at
24 the end, please make sure to raise your hand, and we'll
25 see if we can address it, or definitely take it back to



1 the team and make sure we contact you later with the
2 correct answer.

3 So getting started. Proof of correction or
4 POC, you know the state likes our acronyms, that's
5 what's required when we find a deficiency. Your
6 elevator contractor or maintenance person must correct a
7 deficiency and provide proof that the work is complete
8 by the due date on the report. Great thing about that,
9 like I stated, or like Nicole had alluded to, is you're
10 going to receive that in an email, and you'll be able to
11 instantly log into your portal and be able to find that
12 inspection report and look at the items right away. And
13 you'll also see the due date of when those items need to
14 have their proof of correction submitted for them.

15 Now, should you need an extension, so an
16 extension or a request for an extension is when you
17 encounter circumstances beyond your control. Let's say
18 they involve, for example, you know a part is delayed,
19 or you have lack of funding for the type of correction
20 that's needing to be done. The thing is the elevator
21 program reviews extensions on a case-by-case basis, and
22 approval isn't always guaranteed. Extensions are less
23 likely to be approved for true safety-related
24 deficiencies. Your extension date is also subject to
25 change.



1 So let's say you ask for 90 days, an
2 extension of 90 days. The elevator program may approve
3 that 90 days, or they may give you -- you know what?
4 They know the industry. They know how long this is
5 really going to take, or from experience of the people
6 who are reviewing it, you know, we're going to give you
7 120 days on this one.

8 Or they may see you're -- you're asking for
9 additional time, and they're like, you know what?
10 Unfortunately, this is not quite a safety-related
11 deficiency where we would, you know, not give you
12 additional time, but listen, 90 days is not -- is way
13 too much. You need to get this done in 30 or 60 days.

14 So it's very, very crucial that when they
15 approve that time, you make sure to verify what that
16 date is that L&I approves the extension for, if they
17 approve it. And because your extension may not be
18 approved, it's important to continue working on that to
19 correct deficiencies during our review of your request.
20 Okay?

21 A waiver: So this is what's a little bit
22 different. A waiver allows you to flag deficiencies you
23 believe that are not valid for your conveyance.

24 For example, let's say an L&I inspector, he
25 writes up a commercial code for a piece of residential



1 equipment. It has happened. We all make mistakes, and
2 what will happen is you will have the capability to say,
3 you know what? I think this one needs review. I'm not
4 quite sure this is pertinent for my piece of equipment.
5 And again, it will be subject to review by the -- by the
6 program on a case-by-case basis. And they may or may
7 not reverse the decision.

8 The important thing to note is in order to
9 submit your proof of correction or POC, or any type of
10 extension or waiver, you need to make sure that every
11 line item on that report has either it's corrected, or
12 you're asking for an extension, or you're asking for a
13 waiver. And I'll get into that a little bit more when
14 we dive into the system.

15 So now, once your inspection report is ready,
16 which means your inspection has been completed, you're
17 going to receive an email notification. You're going to
18 click the link in the email. You're going to be --
19 it'll take you right to your portal. This is the login,
20 or actually this is the home screen for the person that
21 I'm logged in currently as. But what it'll do is it
22 will take you to the prior screen, which is the actual
23 log-in screen. And if you don't have access to the
24 email, you can simply, like I said, log into your portal
25 account, and you can use the "submit POC" link in the



1 left-hand navigation, which is right here, which is what
2 we're going to dive into real quick.

3 And from this whole thing is we're going to
4 log in, and we're going to see a list of all our
5 inspections and where they're at.

6 So let's see. Here we go right here.

7 So it looks like there's three different
8 inspections up here, and they've had three different
9 items submitted for them because there's no longer -- in
10 this column under action, there's no longer a submit
11 plan of corrections. So they've either submitted their
12 plan -- proof of corrections -- you need proof of
13 corrections, not plan. In the system, it says plan.
14 That's something that we're getting fixed. So in the
15 system it will say proof of correction.

16 So again, in this column here for action,
17 there's nothing really that the user has to do for
18 external user. We're logged in as a building owner
19 right now. Now, down here it says submit plan of
20 correction. This is what we're going to click on. And
21 once you're on this screen, below you're going to see
22 statement of deficiency and out of compliance items.
23 These are the things that the inspector found when they
24 were on site, and they said, hey, these are items that
25 are out of compliance and need to be addressed and



1 fixed.

2 Okay. We have five items here. What I'm
3 going to do is I'm going to take three of them, I'm
4 going to submit a proof of correction for each of them,
5 and then these last two, one I'm going to file an
6 extension for, and one I'm going to submit a waiver for.

7 So now to file for your proof of correction,
8 all three of these functions are the same. They're
9 found here in the request that action. I'll show you
10 again, like I said, how to switch back and forth between
11 the two.

12 Now, when you select the POC link in the SOD
13 action, so this is your statement of deficiency action.
14 So the statement of deficiency is the inspection report
15 that you received stating, hey, these are things that
16 need to be addressed, requested action. We're
17 submitting a proof of correction. So, therefore, that
18 is right here, proof of correction. If for some reason
19 we want to file for an extension, we change that and,
20 oh, under the statement of deficiency action for this
21 correction item here, we can file an extension, and the
22 same thing for a waiver.

23 Like I stated, for the first three, we're
24 going to submit your proof of correction. So now what
25 does that look like? So now when you're submitting your



1 proof of correction on each of these items -- and yes,
2 unfortunately you have to do it for each item, just like
3 you currently have to do for the paper inspection
4 reports you receive. You still need to do it for each
5 correction.

6 So now we're going to click on this POC here.
7 This will take us to the proof of correction screen.
8 Here you will see your due date and again, you can't
9 change it because that's when you have to submit it by.
10 Date submitted, of course, is today's date, as well as
11 the completion date is already pre-populated with
12 today's date. Unfortunately, there is a bug for this
13 right now. What this states is, it doesn't really -- I
14 don't know -- in the future, okay?

15 In the future, you will be able to -- for
16 this correction, if you know that your elevator
17 contractor fixed this, let's say he was out there on the
18 6th and he fixed this item, you want to make sure that
19 we know that this was fixed two weeks prior to you
20 submitting this. You'll be in the future be able to
21 select that date of when this was corrected, and then
22 again, just be able to submit down here in your POC
23 details exactly who fixed it.

24 So -- but unfortunately because there's a bug
25 right now, I can't pre-populate that date with the date



1 that I'm going to say the installer did it, but we're
2 just going to leave it for today. But know in the
3 future, you'll be able to change this date. You won't
4 be able to future date it because, again, this has to be
5 submitted before the due date. So if you, again, want
6 to be able to say, hey, this was done weeks or months
7 prior to that, you'll be able to do that in the future.
8 But for right now, we can't do that.

9 The next item you need to do is give just a
10 brief detail on this correction, on who fixed it, or
11 what was done to correct it; and we'll just say
12 installer, elevator contractor, issue with new part. It
13 can be as short or as long of a detail as you want.
14 Then you go ahead and click save.

15 So now we have this last session status. So
16 now we know that this is in progress. Another great
17 thing that you can do is let's say as you get notified
18 from your elevator contractor or possibly your on-site
19 maintenance person who is fixing possibly the items that
20 your on-site maintenance person can fix, you can go in
21 here and submit -- you won't be able to submit a POC.
22 You'll be able to go through this process and be able to
23 save a copy of it so that way, hey, you know what? Hey,
24 I know Jim from Thyssenkrupp, he fixed this item. I
25 know Joe, our maintenance guy, he replaced the light



1 bulb that needed to be fixed here. So I can put that
2 in.

3 Again, this is so that you can, if you want
4 to, as you get notified that these corrections are done,
5 you'll be able to address them one by one, or you can do
6 them in all one fell swoop if you want. Just make sure
7 again you submit this and do these actions prior to the
8 due date so you don't possibly get fined for anything.

9 So again, we're going to go through and
10 submit a POC for each of these other items. We'll do it
11 for the third one.

12 Okay. So this dim lighting, unfortunately
13 let's state now that, hey, we've got to file for an
14 extension on this one. For whatever reason, the
15 receptacle that needs to be replaced is -- let's say
16 it's going to -- parts on back order, okay. Start
17 getting to select the extension from the drop-down menu.
18 There we go. Extension, and again like we showed
19 before, over here in the statement of deficiency action
20 extends to extension. So now we'll click on that.

21 Now here again, one of the things I didn't
22 mention in the previous one or in the previous screen
23 when we're talking about proof of correction, you're
24 going to be able to see that not only here, we have
25 proof of correction, we have waiver, and extension.



1 What these other buttons are is if in a prior submission
2 a waiver was submitted or an extension was submitted on
3 a specific item that you're looking at already for this
4 inspection, you'll be able to see whether an extension
5 was granted, what would be the approved due date, as
6 well as if there was a waiver, you would have that same
7 information here. Okay.

8 But we're filing for an extension. There's
9 some pre-canned reasons right here that you can always
10 choose, parts still on order, service company too busy,
11 i.e., they're really backlogged right now, coordinated
12 multiple service companies, as well as a bevy of other,
13 I can say, canned responses. But you still need to fill
14 out and request that extension description, exactly what
15 is the issue. Okay.

16 On the requested POC due date, this is what
17 you're stating. You need the extra time, or this is how
18 long of an extra time you need. So let's say the part
19 is on order. Our elevator contractor says it's going to
20 be here in a month, so that would put it out to roughly
21 the 20th of September. If it gets here by the 20th of
22 September, they said they would have a guy out by the
23 next week. So hopefully, by the 27th, the work would be
24 completed.

25 What I would suggest you do is you go to the



1 4th of October because, again, that will make sure --
2 that will give you a little bit of leeway time to make
3 sure that the part is received by the time that the
4 elevator contractor said it would, and that the mechanic
5 would be out to fix that part in that due time that they
6 said, as well as giving you just an extra week just for
7 a little bit of play.

8 Now remember, this is what you're asking for.
9 Each of these items is going to be reviewed by the
10 elevator program, and either that timeframe will be
11 granted, an extra -- a little extra time past this 10/4
12 could be granted, or a little bit less, or it can be
13 denied depending on, again, the severity of the safety
14 item and dependent on the deficiency itself. Like if
15 it's a serious safety item, like emergency stops
16 which -- or something like that, that's probably going
17 to need to be done sooner than later. There's going to
18 be no extension granted on that.

19 But like I said, if you feel you need the
20 time, please submit it. That's why it's here, and the
21 elevator program will renew it or remove it -- or,
22 excuse me, review it.

23 All right. So parts still on order, and
24 elevator contractor stated part is on back order for a
25 month, should have mechanic there to install following



1 week. Asking for an additional week of time to make
2 sure this is complete.

3 Now, your extension description that you type
4 in, in all honesty, the better -- the more information
5 you give the company or you give the program, the better
6 it's going to be. If you just say we need more time
7 because the part is still on order, it may or may not be
8 granted. But if you give a little bit more information
9 to give the real true extenuating circumstances
10 regarding this and why you need the extra time, I'm not
11 saying it's going to be granted, but more information a
12 lot of times is better than not enough.

13 So we're going to submit that as an
14 extension, save. So again now, this extension has been
15 in progress. And what this means right now is once we
16 hit save and submit here at the bottom after we've gone
17 through this attestation and the rest of this form and
18 we hit submit, this will now go on to a work item list
19 for the elevator program to then review and make sure
20 they make a decision on in a timely manner so that you
21 know whether you get this time granted, this extension
22 granted or not.

23 Now, the last one being the waiver. Again,
24 the waiver isn't something I feel the elevator program
25 should be used a lot or should be done a lot because,



1 again, these are few and far between. But we wanted to
2 make sure that we granted the elevator -- excuse me, the
3 external stakeholder the capability of citing something
4 that they feel, hey, this may have been written
5 incorrectly. Either, again, the wrong code book was
6 used, or maybe the wrong version of the code book
7 because maybe this was something that was installed in,
8 let's say, the '80s, and the person was trying to apply
9 a 2000 piece of code to it. This is what that's for.

10 So again, we change this from POC to waiver
11 and the SOD to action. Now we can now click on waiver,
12 and it looks a little bit the same as extension.
13 There's no pre-canned information up here because,
14 again, we're just going to say that this correction is
15 written in error as the code cited is of 2020, let's
16 say, and our elevator was never -- never had a major
17 alteration/upgrade and was installed in 1983.

18 At the bottom of this, you'll see state
19 comments. So after they're done reviewing it, they will
20 also fill in their portion so that you know whether it
21 was granted or denied, and that would be information
22 that would be granted here as well. And the accepted
23 date would tell you that, hey, yes, it was accepted,
24 that this was a waiver.

25 So now we're going to go ahead and click



1 save. Okay. So at the bottom here is the person
2 submitting the plan of correction. This is an
3 attestation stating that, hey, the information you
4 provided is correct, it's truthful to the best of my
5 knowledge. Go ahead and sign your name and do initials,
6 title, owner of company. You don't have to select save.
7 If you do, you're more than welcome to. Like I said, it
8 just saves it where it's at now. It just sort of puts
9 an earmark on it that it hasn't been submitted.

10 But we are going to click submit electronic
11 POC, proof of correction, and it'll take you to the
12 saying electronic proof of correction is submitted
13 successfully. You can go ahead and click okay, and then
14 you are done.

15 And now we have changed this to -- it now
16 says view detail. So before it said submit plan of
17 correction. Now it says view detail, like the rest of
18 these. So this view detail means that this has now been
19 passed on to the elevator program. It is now put in
20 their work queue to review. Now whether it's reviewed
21 as a proof of correction, an extension, or waiver, it is
22 now in the elevator program's hands to be able to make
23 determinations on what you submitted, on how they're
24 going to move forward with it.

25 So with that, that is the end of our brief



1 presentation. I appreciate your guys' time, and I'm
2 open for any questions you guys may have.

3 MS. TAYLOR: Well done, Paoakalani.

4 CHAIRPERSON HENDERSON: Yeah, this is
5 Rick Henderson. I appreciate that, Paoakalani.

6 MR. PAOAKALANI: I want to make sure
7 people understand too that this is not only for building
8 owners and property managers. This is also to help the
9 installers as well so that way -- let's say, your
10 mechanic is on site. They -- maybe they're on an
11 installation or an alteration, and it fails. They can
12 get a copy of that, you know. They may not have access
13 to the system, unfortunately, but they can get an email
14 copy of it sent to them from the inspector so they can
15 start working from it, as well as the person who's
16 responsible for that job. They're going to get a copy of
17 it so that they know, hey, this is what the mechanic has
18 to fix and they can address that correction possibly that
19 same day or following, instead of one having to wait for
20 that inspection report to be sent to central office.

21 Central Office then inputs that into the
22 system, which can take a couple of days, you know.
23 Granted their turnaround time is a lot better than when
24 I was doing inspection reports. I can tell you that
25 right now. Sometimes stuff would sit from an inspector



1 for almost a week because we weren't doing it at that
2 time. We usually just would hold up everything until
3 the next week, and then do everything on one day. But
4 they're knocking things out as inspectors send them in.
5 So the turnaround time is a lot better.

6 But still, if you could get it more
7 instantaneously as far as a result of that inspection so
8 that you have your marching orders on what you need to
9 fix, it's going to be a lot quicker, instead of waiting
10 possibly days, if not a week, for an actual inspection
11 report from our department, so.

12 MR. WREN: You -- we put them in there,
13 and it says something about attaching a document. I
14 didn't see where you could attach anything in there.

15 MR. PAOKALANI: Oh, no, no, no. I'm
16 sorry. In this, there's no submitting of -- attaching
17 any type of document. The document, unfortunately -- I
18 think what I stated before was you would receive a paper
19 copy, and then that paper copy is what people would
20 notate when the jobs were done. Then they would sign the
21 last page with their -- you know, the date, the name of
22 the person, and then they could fax and email that, or
23 they could fax it in, attach it to an email, and send it
24 in. All of this can all be done within this portal
25 itself.



1 Oh, Tamra has her hand raised. I might have
2 missed something.

3 MS. RAGONA: Sorry. I might have
4 misunderstood the question, but you can -- there is the
5 ability to attach documents before you submit the proof
6 of correction or extension or waiver request within the
7 portal. If that was the question. That does -- that
8 does exist, and I might have just misunderstood.

9 MR. WREN: Yeah. I'd seen that when he
10 had the sample opened. It said you must attach
11 documentation. So where do you do it in there? I didn't
12 see an attached icon or anything. That's kind of what I
13 was missing. If you open that back up, it says in red
14 letters, you must attach.

15 MR. PAOKALANI: What I did is I just
16 popped into another inspection real quick. So --

17 MS. RAGONA: So right there, like for
18 each line item in that attach documents column, you can
19 attach documents for the line items there, photos, or
20 whatever you want to attach there.

21 MR. PAOKALANI: It's not a requirement
22 to submit it. If you feel you need to, you're more than
23 welcome to here.

24 MS. TAYLOR: Do you want to open it up
25 and show it to them?



1 MS. COURT REPORTER: And I'm sorry.
2 This is the court reporter. Can I just remind you to say
3 who's speaking. I missed who the last speaker was.

4 MR. WREN: It's Wendell Wren, CBRE.

5 MR. PAOKALANI: Any other questions?

6 MS. TAYLOR: If I could just add while
7 we wait for more questions to come in, I think you may or
8 may not have seen this, but there's three reports that
9 are available to you as a customer to see online. So
10 when you go to that submit POC menu, you'll have three
11 different options to choose from here.

12 So the inspection detailed report, that's a
13 full list of everything that passed and failed for
14 inspection. So that's every single thing that the
15 inspector looked at or notated. And thank you,
16 Paoakalani, for pulling that up.

17 And then similarly, it has the same look and
18 feel as the plan of correction report, as well as the
19 statement of deficiency report. Those are two different
20 ones that are in the same column. The plan of
21 correction is really the proof of correction, right?
22 We've been saying that. That one is where a copy of
23 what you submit to the department. So you can have a
24 PDF version of everything that you responded back to and
25 which things you requested an extension for or a waiver.



1 That's all listed here.

2 The statement of deficiency, the statement of
3 deficiency is the one that we're mailing to you. That's
4 the one that's just the corrections. So we said here's
5 these three things that you need to fix by -- at
6 90 days. That statement of deficiency is the one that
7 will be coming to you. But through your portal, you
8 have access to all three for whatever you need.

9 MR. PAOKALANI: I don't see anybody
10 else's hand raised.

11 MS. TAYLOR: Or anything in the chat?

12 MR. PAOKALANI: Nothing in the chat.

13 MS. TAYLOR: Okay. All right. Then I
14 think we can switch back to the slide deck.

15 I think there was maybe one or two slides
16 left, Carissa? Is that right?

17 MS. ERIKSEN: Yes, and let me get it
18 pulled back up here. I'm having some technical
19 difficulties here on my computer.

20 Oh. Well, let's see. All right. You should
21 be able to see a slide.

22 MS. REYNOLDS: Okay. This is Amy
23 Reynolds. I think this part is me.

24 For those of you who have access to the Teams
25 chat, I'm going to just put a link there. We would



1 really appreciate it if you could just give us some
2 feedback, just kind of a general pulse check about how
3 you're feeling based on the information and updates that
4 were shared today. We really do look at these over
5 time, so your opinion is always valuable. And I think
6 there's three questions with a space to comment
7 open-ended, so it shouldn't take more than about two or
8 three minutes of your time. We would really appreciate
9 your feedback. It doesn't have to be right now. It can
10 be later, but thanks in advance for any feedback you can
11 provide us.

12 MS. TAYLOR: Melissa, for the people
13 who are on the phone and cannot see the presentation or
14 the chat with the link in it, if you need to email and
15 let me know where to send the survey to, or whatever else
16 you need, then feel free to do that.

17 MS. ERIKSEN: Thank you.

18 MS. RODRIGUEZ: Nicole, if you were
19 speaking, you're on mute.

20 MS. TAYLOR: Oh, okay. Thank you.

21 So this next slide here is then please help
22 us spread the word. So this is just our shameless plug
23 here of making sure that we're reaching everybody,
24 right? So if you haven't signed up for the newsletter,
25 please do so. You can do so by reaching out to the



1 program.

2 You can also visit the web page,
3 lmi.wa.gov/cmp. We post all of our newsletters here.
4 We'll be posting more information around training, other
5 demonstration opportunities, and we also ask that you
6 please, please forward this information, and start
7 talking about the benefits with your industry
8 colleagues. We really want to make sure that -- you
9 know, we have many, many, many stakeholders to reach
10 across the state of Washington, so please be talking
11 about this and let them know that this will be
12 available. It will help save the program time. It will
13 help save customers time. You'll find a lot of benefit
14 in using the portal.

15 So I think with that, that might be it here.
16 We switched -- yep. Okay, perfect. Thank you.

17 Next steps, we will provide some more
18 demonstrations. We will also be reaching out to
19 testers. So if you want to test, if you want to get
20 some hands-on the system before it actually goes live,
21 please reach out to Melissa in the program. She'll make
22 sure to get your name on the list for us, and we will
23 include you over the next couple of months as we start
24 reaching out.

25 Okay. And with that, we will see you at the



1 next ESAC meeting; and if you have any follow-up
2 questions after the fact, Melissa knows how to get ahold
3 of us. Thanks for having us.

4 CHAIRPERSON HENDERSON: This is Rick
5 Henderson. Thank you for that.

6 So that things us up to, and we're right on
7 time for 11:30, Legislative Updates from State of
8 Washington, Alicia.

9

10 Legislative Updates

11 State of WA

12

13 MS. CURRY: Good morning, everybody.
14 I'm Alicia Curry. I am the SFPS senior policy manager.
15 So I work with our public safety programs on legislation
16 and rulemaking. At this time, I really don't have any
17 legislative updates for the group today. The elevator
18 program is not proposing any agency request legislation
19 this session for changes to the elevator statute. So I
20 should have some updates and for everybody probably
21 during the February meeting, once session gets kicked
22 off, which is about the beginning of January, second week
23 of January.

24 I do have a rulemaking update for everybody
25 today. As we had talked this morning, the elevator



1 program is starting to plan for rulemaking for the next
2 code adoption cycle, and this would be a review of the
3 rules to update as the A17.1 2019 version to the 2022
4 code, as well as updating to newer versions of other
5 codes that the program has adopted.

6 We'll also be reviewing the rules and making
7 changes to existing rules for other reasons, might not
8 even be necessarily code-related, such as, you know,
9 clarification, housekeeping, or other changes that are
10 needed.

11 We're going to be following the program's
12 same standard rulemaking process that we followed in the
13 past. The process will begin with us filing a CR101.
14 And the CR101, this serves as the notification to people
15 that we are going to be starting the rulemaking process
16 and within that CR101 will include the information the
17 same as in the past. It'll include the timeframes that
18 the department is going to be accepting proposals from
19 stakeholders and other interested parties for changes to
20 the rules, as well as there's going to be the timeframe
21 for when the department will be accepting applications
22 to participate on the Technical Advisory Committee that
23 will be reviewing the proposals for the changes to the
24 rules that are submitted by those in the industry, as
25 well as those that are submitted by the department.



1 And as Melissa had mentioned this morning,
2 that TAC again will be consisting of various
3 representatives from the industry. And then also, the
4 ESAC will be convening a special meeting as well to
5 review those proposals following the TAC's review.

6 And then we'll be sharing the draft rules
7 with everybody, you know, before we go to the next phase
8 of rulemaking, which is filing the CR102. That's the
9 proposed rules that has the language that we're actually
10 proposing to change. We'll hold public hearings for
11 that, as well as we accept written comments for that.
12 And then the final stage would be to file a CR103 to
13 adopt the rules, and it'll have an effective date of
14 when the rules will take effect, which must be 31 days
15 or later.

16 We'll be sending out notice of the filings to
17 everyone via the elevator programs, Gov delivery email
18 list, as well as we will be posting all of the
19 information on the website for everybody.

20 Initially, we had talked about filing maybe
21 early February. That was kind of a date that we had
22 come up with. I don't know if Gerald's on or Melissa.
23 That is my understanding, that we're still looking at
24 that timeframe. But we haven't -- we're still working
25 on the plan for that, and working out all the details.



1 We haven't put together the formal timeline yet. So we
2 should have that to share with everybody probably at the
3 November meeting.

4 Does anybody have any questions for me on the
5 rulemaking piece?

6 Yes, Scott.

7 MR. CLEARY: Scott Cleary, MCI
8 Elevator.

9 So this is like our third time of doing this.
10 So basically, I think we kind of know the process but
11 it's going to be a lot this time. I really appreciate
12 you, you know, being engaged but we just really need a
13 timeline to kind of figure out -- to start putting all
14 our ducks in order.

15 So I know the process can be long and drawn
16 out, but I think we're going to have an awful lot of
17 proposals this year. And I think you said the ESAC is
18 going to convene a meeting. I think we'll probably need
19 two because there's going to be an awful lot going
20 through this. So any heads up you can give ESAC on
21 timeline is going to really be appreciated.

22 MS. CURRY: Okay.

23 MR. CLEARY: Because there's going to
24 be a lot to do, and I really appreciate your help.

25 MS. CURRY: Sure. And so Gerald,



1 Melissa, and I, we are already scheduled to meet here in
2 the next couple of weeks to start putting that -- the
3 details of the timeline together. As I mentioned, we
4 were talking about filing the CR101 in early February and
5 then possibly -- and then following that, having the open
6 window period for accepting proposals and TAC
7 applications I believe in March and maybe even into
8 April, right, Melissa? We talked about having it even
9 longer than -- possibly longer than 30 days.

10 But, yes, we are getting together to get
11 that -- to get the plan together here in the next couple
12 of weeks, Scott. So definitely we'll know by November,
13 but we can give you an early heads-up once we have that
14 together for sure.

15 MR. CLEARY: Thank you.

16 MS. CURRY: Yeah. Any other questions?
17 I feel like I'm getting off easy today.

18 (No audible response.)

19
20 MS. CURRY: Okay. Well, if you guys
21 think of something later, I'll still be in the meeting so
22 please feel free to reach out.

23 CHAIRPERSON HENDERSON: This is Rick
24 Henderson. Thank you, Alicia.

25 Moving on on the agenda, this brings us to



1 the City of Seattle Legislative Update.

2 Jan, are you there?

3 MS. GOULD: Can you hear me now?

4 CHAIRPERSON HENDERSON: Yes, we can.

5 MS. GOULD: Okay. Sorry about that.

6

7 City of Seattle Update

8

9 MS. GOULD: I dropped in the chat at
10 11:20 today a link that will take you to our adoption
11 page for the City of Seattle City SDCI, and I advise you
12 to open that up.

13 But so City of Seattle plans on adopting the
14 2021 Seattle Building Code, the Seattle Energy Code, the
15 Seattle Residential Code, the Seattle Existing Building
16 Code, the Seattle Plumbing Code, the Seattle Fuel and
17 Gas Code, and the Seattle Boiler Code, and the 2023
18 Seattle electrical amendments to the 2023 National
19 Electrical Code for November 15th of 2024. That's
20 slipped from October 30th.

21 We have a new city counsel. They're just
22 kind of feeling their way. So that's our latest target
23 and we're hoping it doesn't slip. And if that date does
24 not slip, we plan on having an elevator industry meeting
25 to discuss the changes in the 2021, our Seattle



1 stand-alone chapter 30, and I have a large list of
2 individuals that I invited to the last meeting. But if
3 you'd like to be added to it, you can email me, and I'll
4 put my email address in the chat. And please forward
5 that invitation to anyone that could be served by
6 attending that date.

7 And then I just wanted to state that I
8 checked today, and from January 1st of 2024 to today's
9 date, Seattle has accomplished 98 percent completion of
10 all annual conveyances in the city.

11 Does anybody have any questions regarding the
12 adoptions that Seattle's planning to have effective date
13 of November 15th of this year?

14 And again, I dropped the link in the chat for
15 useful information, further clarification.

16 CHAIRPERSON HENDERSON: Scott Cleary,
17 do you have a question?

18 MR. CLEARY: Yeah. Scott with MCI.

19 Jan, we're -- you're in '19. What are the
20 plans for adopting '22 17.1? Anytime in the near
21 future? Because I like your idea of being harmonized
22 with the state, but we're jumping ahead now so that can
23 create some problems.

24 MS. GOULD: Yeah, I agree. But our
25 target would probably be 2026 to adopt the next edition,



1 the 2022 edition of ASME A17.1. We've already gone to
2 law. There's no changes that can be made at this time to
3 the 2021 Seattle Building Code.

4 So that date has --

5 (Cross-talk.)

6
7 MR. CLEARY: Is sealed.

8 MS. GOULD: -- been sealed.

9 Yeah. I like -- and the industry, you know,
10 wants us to be in harmony also, but it's going to take
11 the state a little bit to get it adopted. We might be
12 closer than you think.

13 MR. CLEARY: Thanks.

14 MS. GOULD: Any questions? Concerns?

15 (No audible response.)

16
17 MS. GOULD: All right. Thank you.

18 Jason, did you want to add anything? Jason
19 Howerton, our program manager.

20 MR. HOWERTON: Jason Howerton, City of
21 Seattle. No, I think you covered it, Jan. Thank you for
22 that.

23 MS. GOULD: All right. Thanks.

24 CHAIRPERSON HENDERSON: This is Rick
25 Henderson. Thank you for that, Jan.



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ESAC Subcommittee Status Updates

CHAIRPERSON HENDERSON: This is moving us over into our ESAC Subcommittee Status Updates.

Conveyances in Rental Units

CHAIRPERSON HENDERSON: The first one on there is the Conveyances In Rental Units. The chair of that is Jim Norris, who isn't present today. So I don't believe you're going to be getting an update on that one.

Which brings us to the next subcommittee for Cab Interior Alterations, which is per Jan Gould.

Scott, you had your hand up, and Bob?

MR. CLEARY: Scott Cleary, MCI. I just wanted to state that the support and the input that we've been getting from the City of Seattle with Jan and Jason have been really, really helpful. So thanks for giving us these updates, and thanks for staying connected on the ESAC. It's -- it's helped. So I just wanted to say thank you.

MS. GOULD: Thank you.



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Cab Interior Alterations

MS. GOULD: Jan Gould.

Jason and I, Jason Howerton and I, volunteered about two-and-a-half months ago to take on the cab subcommittee for cab interiors. And we had hoped to have a meeting before fall, but it will probably be September before we schedule the meeting with the cab industry and the current members on the subcommittee.

Jason, do you want to add anything?

MR. HOWERTON: Jason Howerton, City of Seattle. No, I think you covered it well. We're going to try to have something put together, and we'll get a meeting scheduled before we go too much further.

Thanks for that, Jan.

MS. GOULD: Yeah. It's going -- Jan Gould. It's going on like ten months since we've had a meeting, so we'll try to get that scheduled as soon as possible.

If you're interested in that, again I'll put my email, both Jason's and my email in the chat.

Thank you.

CHAIRPERSON HENDERSON: Rick Henderson.



1 Thank you for that, Jan.

2 Bob, you have your hand up?

3 MR. MCLAUGHLIN: If I get unmuted here.
4 There we go. Can you hear me?

5 CHAIRPERSON HENDERSON: Yes, sir.

6 MR. MCLAUGHLIN: Okay. It's Bob
7 McLaughlin. I am the -- I'm a homeowner with a
8 conveyance, and so we follow the work that's the
9 committee of the subcommittee on -- I like the term "time
10 of sale" rather than "point of sale." I think it
11 reflects the frenzy in the time constraints of trying to
12 handle the real estate transaction.

13 Since Jim isn't here, let me ask the board,
14 was Jim present at your pre-meeting? Did he make any
15 presentations there?

16 CHAIRPERSON HENDERSON: This is Ricky
17 Henderson. No, he did not.

18 MR. MCLAUGHLIN: Okay. I'm surprised
19 because the February and the May minutes indicate that he
20 had some language changes that he was going to be
21 submitting. So has that come in earlier, or not at all?

22 CHAIRPERSON HENDERSON: This is Rick
23 Henderson.

24 Melissa, has the committee forwarded
25 anything? I haven't seen anything that's been



1 officially forwarded for any recommendations.

2 I see, Melissa, you shake your head now. So
3 I'm going to go with that.

4 I know Scott Cleary has his hand up as well.
5 He may have some additional information here related to
6 that.

7 Scott?

8 MR. CLEARY: Scott Cleary, MCI.

9 Yeah. The main driver on all this was the
10 ability for Airbnbs and that stuff to have commercial
11 operations with residential equipment, so we are looking
12 at that. And also, we've been trying for years to get a
13 point of sale, or whatever you want to call it, to make
14 sure that there are safe conveyances when there is a
15 transfer of ownership.

16 So it's the commercial application of
17 residential conveyances that was one of our biggest
18 concerns, and that goes back to the Consumer Protection
19 Agency sending in a request to all the governors that
20 all residential elevators meet the 3/4 & 4 sill
21 requirements instead of the 3 and 5.

22 So that was the main driver for this here, is
23 to make sure that we get visibility. Because I think
24 the RCW allows you to have residential elevators for
25 residential use of single-family dwellings, and if you



1 change that to sell it, to rent it to anybody in the
2 world, it creates some problems.

3 So that was one of the main drivers. But
4 there hasn't been a whole lot done on language. That's
5 one of the things that we're hoping that during TAC that
6 we'll write up in proposals.

7 And Bob, getting your help on that is going
8 to be -- will be helpful in getting the right language
9 in across the board on that.

10 So that's what I know.

11 MR. MCLAUGHLIN: Okay. Bob McLaughlin
12 again.

13 Well, thank you for the compliment. The
14 difficulty that we have and the reason I asked Ricky
15 earlier a chance to speak, since you brought up the form
16 17 and the other items, there has -- and the thing that
17 I really wanted to talk to Jim about is the fact that a
18 lot of the referrals that have been made to the previous
19 process, which goes back about seven, eight years, there
20 have been very disparaging remarks made. Things such as
21 the real estate community shooting us down was one.
22 That we are going to have to go and do battle with the
23 real estate industry.

24 I -- you and I that have been around on this
25 thing earlier probably look at that as kind of water



1 cooler talk from his headquarters spilling over into
2 this forum but it -- it taints the whole process to some
3 extent, particularly for people that are new to it,
4 hearing this kind of controversy.

5 And something that I explained to you, Scott,
6 sometime back that people may not be aware of is that
7 the elevator community -- or the real estate community
8 on the previous legislation effort actually extended
9 themselves back to the subcommittee at that time that
10 was run by Charlie Bell and Sven Larson. And I don't
11 think that gets enough recognition, the fact that I
12 don't know that people are aware of the fact that the
13 Washington Association of Realtors invited three of us
14 down to their steering committee after the first of the
15 year when the legislation was pending to speak to their
16 entire steering committee.

17 They gave each of us five minutes to speak.
18 Charlie got five, Sven got five, I got five, and there
19 were about 24 people in a giant oval arrangement of
20 tables and chairs for their steering committee to handle
21 all of the legislation that they saw coming in and
22 the -- to decide how much effort they were going to put
23 on each one. And the most striking thing to hear in the
24 minutes is when it's referred to being shot down.

25 As I explained to Scott sometime back, I



1 think it was about a year and a half ago when we talked
2 about this thing, was that when the final draft came up
3 in front of Senator Kaiser, and Sven and Charlie made
4 their presentation in adoption of an entire new section
5 to be added to the form 17, and then to at least my
6 surprise, Bob Mitchell, who is a director at the
7 Washington Association of Realtors, stood up, and he
8 said that he had just received a phone call while he was
9 waiting to speak, and that his committee back at the
10 home office had said that they would switch in favor of
11 doing that with one amendment. And the proposal was to
12 move the -- the reference to all of the conveyances up
13 to section 4 of the form 17. And he said if that could
14 be done, we would -- we would vote in support of it.

15 And that then passed to the second reading,
16 and Charlie and Sven didn't even bother to come. And
17 the -- when it got to the action on it, Senator Kaiser
18 asked if all parties were in agreement and the attorney
19 who was guiding it through said, yes, they are. And off
20 it went.

21 And what really kind of stunned me was that
22 the following ESAC -- because, you know, the phrase put
23 on the form 17 had been almost a mantra in these
24 sessions for years. And I congratulated Sven on finally
25 getting it on the form 17, and he just kind of shrugged



1 his shoulders and grunted and said, we didn't get
2 anything. And that persists now through all of the last
3 couple of years in the comments that are saying that the
4 real estate community shot that action down, when the
5 reality is that actually it was the real estate folks
6 that made it possible to finally get that on the form
7 17.

8 So since what we say in these sessions is
9 recorded and people refer to it, I'm really troubled
10 that that kind of language persists. So I would ask
11 that maybe you folks could look at that and handle that
12 on your level.

13 Let's see. There was one other thing. Have
14 there been any -- the last actual paperwork that I got
15 from Jim on his committee was that revised WAC. So
16 anything else that comes through, have they -- have they
17 done anything like submit a list of the stakeholders
18 that they have contacted?

19 CHAIRPERSON HENDERSON: This is Rick
20 Henderson. To my knowledge, and double-check with
21 Melissa on that one, but as far as I know, I don't -- I'm
22 not familiar with any of those being submitted by the
23 subcommittee.

24 Melissa, do you have anything?

25 MS. ERIKSEN: This is Melissa. I



1 don't. No, I haven't seen anything more. I know that
2 Brian Thompson and Jim Norris were doing a lot of work on
3 language. I did not think that we were done with talking
4 about it in the committee, so I'm -- I don't know where
5 we're at with that.

6 And then also, I put it in the chat, Bob, but
7 I'm not sure what form 17 is, so if you -- and Googling
8 it didn't really help me. So if you are able to send
9 something so that I can make sure that the subcommittee
10 has that or gets that, or that we're all aware of what
11 it is and how it might help us move this forward in
12 working with whomever, that would be amazing.

13 MR. MCLAUGHLIN: This is Bob again.
14 The form 17 is an RCW-based document. It's a disclosure
15 form from the seller of a residence to a prospective
16 buyer and lists all of the, you know, items. Everything
17 is, you know, from pest control to backstops on your
18 water system, if you have lawn sprinklers, and so on and
19 so forth.

20 So it's -- I looked at it last night and was
21 astounded at all of the stuff that's been added since we
22 dealt with it once before. It really becomes a
23 comprehensive list of all the things you have to do.
24 So, yeah, I can send -- I'll make a note to send you a
25 copy of the form 17. It was just a tool. It's the



1 object, a conveyance of -- of what they were attempting
2 to do. And so just as a reference document. That's all
3 you need to know.

4 But I am troubled by the fact that going back
5 to the situation where Washington Association of
6 Realtors actually helped out getting that -- those
7 conveyances listed on their form. To my knowledge, they
8 have not received any contact, any reach out at all from
9 the subcommittee. Now, that's the subcommittee's
10 decision, but I think -- I think there's some missed
11 opportunities. There are other organizations that focus
12 specifically on Airbnb. I don't believe they've been
13 contacted either. It would be too bad if they didn't
14 establish some liaison in the formative process before
15 something is put together and shipped down to Olympia,
16 and they have to do that kind of work.

17 I'll end on that note.

18 CHAIRPERSON HENDERSON: All right.
19 Thank you for that, Bob.

20 Scott, you've had your hand up for quite a
21 while.

22 MR. CLEARY: Yeah. Scott Cleary, MCI.

23 Bob, you always have substantive and timely
24 comments so I think we need to revisit this, especially
25 coming into the TAC. I agree that I was engaged with



1 this back with Charlie and Sven and have been somewhat
2 engaged with Jim. There's obviously some changes going
3 to be coming on to some of the membership at ESAC, and
4 I'll be more than happy to help Jim and you get this
5 rolling so we can have some -- something we can look at
6 so we can either go where we need to go with it, plus
7 also get something maybe in a WAC on this.

8 So very timely, and I appreciate your
9 comments.

10 MR. MCLAUGHLIN: Thank you. I'll leave
11 on -- this is Bob McLaughlin again -- on one kind of a
12 paperwork thing. I noticed that maybe it's because we're
13 doing so much video conferencing now, it used to be that
14 when we got the agenda -- which compliments to Melissa.
15 I think that's the earliest we've seen the agenda ahead
16 of a meeting in a while. But we used to have attachments
17 to the agenda, things that we can talk about.

18 The reason I asked for permission to speak
19 here is that if anything had come up in your
20 pre-meeting, I would expect that I couldn't rely on the
21 agenda as to whether I might see something here. And I
22 notice that we don't have a subsequent shareholder --
23 stakeholder meeting after this one. So I would have
24 been blocked out from any comments that I could have
25 made in the morning 8:00 to 9:00 meeting.



1 So if -- just the suggestion is to make more
2 use of the agenda going on to attach any documents at
3 all that might be of interest to stakeholders in the
4 morning meeting.

5 Okay. That's it.

6 CHAIRPERSON HENDERSON: This is Rick
7 Henderson. Thank you, Bob. I appreciate that.

8 Running a little bit late now. But that's
9 getting us into New Business.

10 Candace, looks like for New Business,
11 Installation Alteration Approvals With Corrections.
12 Would you like to --

13

14 New/Continued Business and Audience Questions
15 Installation and Alteration Approvals with Corrections

16

17 MS. LAU: Yeah. This is Candace.

18 I would just like to make a statement that
19 the department is moving away from installation and
20 alteration approvals with corrections. We are planning
21 on implementing this beginning October 1st, 2024. At
22 that time, the conveyances will either pass or fail. No
23 more ask with the correction basically. This should
24 give everyone enough notice to plan. That's what the
25 department is moving towards.



1 Comments?

2 CHAIRPERSON HENDERSON: Candace, this
3 is Rick Henderson. Is that what was commonly referred to
4 as, I believe, the A1A form?

5 MS. LAU: It's not a form. Candace.
6 Yeah, it's not a form. It's an A1A or an A3A that's a
7 result of an inspection.

8 CHAIRPERSON HENDERSON: Okay.

9 MS. LAU: New or alt inspection.
10 Sorry.

11 CHAIRPERSON HENDERSON: Yeah. Rick
12 Henderson again.

13 Could you elaborate on what's driving that?
14 What's the reasoning behind the change?

15 MS. LAU: Yeah. There was a discussion
16 at a meeting where -- it was an all staff meeting -- and
17 there are multiple reasons for it, but what came out of
18 the meeting was that we're going to quit doing it. I
19 don't think that's the proper way to inform people.

20 So we talked about it last week, Gerald and
21 I, and we decided that to give them -- to give everyone
22 enough notice, we picked a date of October 1st, would be
23 the -- a better way of taking care of what was decided
24 at that meeting. And so I was asked to make a statement
25 today, and that's the statement.



1 CHAIRPERSON HENDERSON: Okay. And
2 just -- Rick Henderson. So just a statement on that.

3 So this is just to make sure I'm correct
4 here. This is the first that the ESAC is -- has any
5 information related to this as it hasn't had a chance to
6 put forth any recommendations or comments on it to the
7 department, and the department's just given us a
8 notification this change is happening.

9 MS. LAU: Correct. Like I said. We --
10 this was something that was discussed at a staff meeting,
11 and a decision was made. Last week when I was at the
12 ESAC meeting, you had asked, or the committee had asked
13 me to put out a statement on that at this meeting and
14 that's what I'm doing.

15 I believe that there are multiple -- like I
16 said before, there are multiple reasons for doing this.
17 This -- this started -- I looked it up a little bit. In
18 August of -- this began in August of 2008, this pass
19 with the correction. Before that, we never had that so
20 it was either a pass or fail. So we went through many,
21 many, many years of just pass or fail. Since August of
22 2008, we've changed it; and we're trying to get back to
23 the way things are.

24 Basically, elevators should be one hundred
25 percent complete and ready for inspection on that day.



1 So we don't see any reason why that shouldn't be the
2 case. That's the major -- major reason.

3 CHAIRPERSON HENDERSON: Okay. This is
4 Rick Henderson.

5 Wade, you have your hand up for comment?

6 MR. FRIESEN: Thanks, Rick. This is
7 Wade Friesen with Vertical Options Elevator.

8 This policy seems a little perplexing to me,
9 and we've had several inspections where there was a
10 minor problem with the phone, or a sticker missing, or
11 something silly that we were able to correct and then
12 send to the inspector to get it passed. This seems like
13 it's going to drive a ton of reinspections for small
14 items when the department is already strained with
15 missing inspectors and not having enough time to perform
16 the inspections that they have.

17 So I just wanted to comment that this is --
18 this policy doesn't seem like it's going to be in
19 everybody's best interest, including the state's.

20 Thank you.

21 CHAIRPERSON HENDERSON: Rick Henderson.

22 Thank you, Wade.

23 David?

24 MR. STOCKHAM: I just wanted to comment
25 on that because that was part of the process of making



1 that decision.

2 So what's happening is we have a lot of
3 permits that are outstanding, some of them four or five
4 years old. They never got finished. They were issued a
5 pass with corrections and then for whatever reason,
6 they're still outstanding.

7 And the understanding that we've come to is
8 that once we issue a pass with corrections, there's a
9 permit issued to operate the elevator. So there isn't
10 any reason to try to push this along and get the
11 corrections finished and finish the paperwork. So it
12 makes the job more accountable when you don't give them
13 a pass with corrections. And technically, all these
14 jobs are supposed to be inspected prior to showing up.
15 They should be ready for inspection, full inspection.
16 So stickers and signs and things like that should be on
17 when we get there for our inspections.

18 So I understand that that seems like an
19 incidental thing, but there seems to be no consequences
20 for issuing a pass with corrections and then never
21 getting back to finish the corrections. And a lot of
22 times what happens is once the elevator becomes a year
23 old after it's been installed, oftentimes it ends up
24 being serviced by another company. So they don't want
25 to take on the responsibility of pulling another permit



1 to finish the inspection process and get it off the
2 books.

3 So pass with corrections was intended I think
4 originally for minor things, like signs and stickers,
5 but now it's turned out to be pass with corrections for
6 major problems, just so they can get their elevator for
7 occupancy or other things.

8 So I think just a little clarity was needed.

9 CHAIRPERSON HENDERSON: This is Rick
10 Henderson. Thank you, Dave.

11 Just out of curiosity, was it discussed -- I
12 know with the new CSC or, excuse me, the CMP project,
13 that there -- was there any discussion where that system
14 may give a little bit better tracking and recordkeeping
15 of these pass with corrections?

16 MS. LAU: Who are you -- this is
17 Candace.

18 Who are you asking, Ricky?

19 CHAIRPERSON HENDERSON: Just the group.
20 You or Dave.

21 MS. LAU: Oh. You're asking if there
22 is a way to track A1A's in the new system? I'm not sure
23 what you're question is.

24 CHAIRPERSON HENDERSON: Rick Henderson
25 again.



1 So from Dave's response on there, one of the
2 main reasons for the moving away from a pass with
3 corrections was that there wasn't a good tracking
4 system, that there was a lot of permits that were still
5 out there hanging that were never approved for these,
6 that for whatever reason the permit was never fully
7 closed out. It was never verified that the -- whatever
8 the correction that was needed to be performed was done
9 and verified.

10 And I guess with that statement, I was just
11 curious with the CMP project and how -- there were a lot
12 of discussions on how the CMP system is going to allow
13 for verifications of corrections on annuals.

14 I was just curious if there was any way that
15 the CMP project would help address this as well.

16 MS. LAU: Melissa?

17 MS. ERIKSEN: If you have a different
18 answer, then cool. I was just going to say that for the
19 purpose of time, and thank you everybody for staying
20 over, I think that since nobody from the CMP project team
21 is here, that we can talk about that in the next couple
22 of weeks where we can get that answer clarified for you.

23 And then we quickly move on to the Building
24 Official Form.

25 CHAIRPERSON HENDERSON: All right.



1 This is Rick Henderson. Thanks, Melissa.

2 We are -- we are over, so moving on to the
3 next item real quick, the Building Official Form with
4 regard to Existing Lift Replacements, and that's Scott.

5

6 Building Official Form with regard to Existing Lift
7 Replacements

8

9 MR. CLEARY: Scott, MCI. We just have
10 some, Gary and I -- Gary can help fill some things in
11 too.

12 So if we're doing like for like on a -- on a
13 building for -- and it meets the 117 or ADA
14 requirements, or the other question is that if this is a
15 remodel and the remodel shows the elevator or conveyance
16 VPL in that form that's been already signed off by the
17 building official, do we need to put -- do we need to
18 have another separate form allowing that like for like?
19 Or even in a remodel, do we -- it's already been signed
20 off via the plan review. What's the state's position on
21 that?

22 And Gary, you can help fill in on if I'm
23 missing something.

24 MR. WOOD: I don't think you're missing
25 anything, Scott, other than the fact that obviously a



1 like for like -- I mean the WAC code is very specific
2 about what it states. What it states is that are to be
3 installed requires a building official form. It's
4 already there, and you're just replacing it. You're not
5 putting in something new.

6 And I know there was a concern about large
7 alterations, but if there's a large alteration or any
8 alteration really in a building, there's going to be a
9 building permit required by the building department
10 anyway. We're not opposed to building official forms if
11 they're being used correctly but unfortunately, some
12 building officials go so far over the top on their
13 requirements in a like-for-like replacement that it
14 costs the owner a lot of time and money, and delays the
15 project.

16 So again, the way that I interpret the code,
17 read the code, the WAC does not necessarily require
18 something unless it's a new installation in an existing
19 building, and not for a like-for-like replacement. And
20 that's kind of what we've run into with some of the
21 building officials. Most of them just sign it, and
22 don't have any issues with it. But every once in a
23 while, we run into one that gets way over the top
24 detailed on what their requirements might be.

25 MR. CLEARY: Scott Cleary, MCI.



1 One of the other things, too, is we've talked
2 about having the State elevator division reach out to
3 the building officials to help them understand what the
4 form is for. Because like Gary stated, and I think
5 other stakeholders will say, you get a young building
6 official. Then they want all the engineering. They
7 want -- they think they've got jurisdiction over that
8 install. They do over the structure, but they don't
9 over the equipment and trying to explain that to them
10 sometimes is quite frustrating and time-consuming.

11 So I think we've talked before of doing some
12 sort of outreach to the building departments on really
13 what that building official form is for and where the
14 guardrails are for them.

15 MS. LAU: So this is Candace.

16 I agree, and there isn't a technical
17 specialist here and myself included that haven't spoken
18 with the building officials to kind of explain the
19 situation. Currently, as it -- as the code -- as the
20 WAC code 25.90 is written, it supports how we're doing
21 things right now, which is that we still need that
22 building official form signed.

23 Melissa did mention that she can add a box to
24 that form for replacement, and I think for now that
25 would be a good interim solution. In the future, when



1 we open up the code adoption, that could be something
2 that you can make a suggestion to change.

3 So that's my suggestion, how we can move
4 forward.

5 CHAIRPERSON HENDERSON: Okay. This is
6 Rick Henderson. I see, Jan, you have a hand for a
7 response?

8 Jan, are you there?

9 MS. GOULD: Okay. Thank you.

10 Jan Gould, City of Seattle. I mentioned it
11 in one of our touch base meetings but not in an ESAC.

12 As a former chief for the state, I reached
13 out and attended several of the WABO meetings for all
14 the building officials. There'd be 150, 200 of them at
15 these meetings, and that'd be a great place as a reach
16 out for the state to talk to a large group of these
17 building officials to explain. I just think it'd be
18 very helpful.

19 CHAIRPERSON HENDERSON: Okay. This is
20 Rick Henderson. Thank you, Jan.

21 Gary?

22 MR. WOOD: Yes. Gary Wood.

23 Again, I'll refer back to, as Candace did,
24 the 962590 code basically says that -- it basically in
25 essence, it's wanting the building official to know that



1 this conveyance is going into that building. But if the
2 conveyance is already in that building and you're just
3 replacing that conveyance, they already -- I mean it's
4 already been there.

5 So I think the intent of the code and the way
6 that it's written does not require a building official
7 form for a like-for-like replacement, again because it
8 just -- of the way that it's written. So that
9 installed -- the local building official shall signify
10 that he or she is allowing this type of conveyance.
11 They've already allowed it in those cases. They know
12 it's there.

13 And so that was kind of the position that we
14 were trying to talk about, is the intent of the code and
15 the way that it's written.

16 MS. LAU: Understood. Understood.
17 This is Candace.

18 CHAIRPERSON HENDERSON: This is Rick
19 Henderson.

20 MR. WOOD: Thank you.

21 CHAIRPERSON HENDERSON: And Candace,
22 you mentioned like, on the form, having a box for like
23 replacement. And that -- following that path down a
24 little bit, would you say that the process for that, if
25 it was an existing that was already just a replacement,



1 but that would be pretty much the indication that it
2 didn't need to go back through the building official
3 again when it was or --

4 MS. LAU: No. This is Candace. The
5 form itself is for the building official to sign, and
6 that's the form that Gary is mentioning is very
7 cumbersome, and the building officials don't know what's
8 really going on when they're signing this form. And it's
9 always been a struggle explaining to them what that is
10 there for.

11 But as you can see, even today when I look
12 back on something that was installed in 1995 and why we
13 allowed this residential elevator to be installed in
14 this church, we can see that the building official
15 signed off on that. That form is in place. The code
16 supports having that form filled out. There is a
17 reason -- there are reasons why we support having that
18 form.

19 I understand what Gary is saying but for now,
20 I believe that we can move forward with adding another
21 check box to that form to say that this is a replacement
22 of like for like, something to that effect, in lieu of
23 just the form itself now where it may be confusing to
24 them because they may think that they're installing
25 something brand new.



1 That's all I'm saying.

2 CHAIRPERSON HENDERSON: All right.
3 Rick Henderson. Thank you, Candace.

4 David, you've got your hand up. And then
5 we're about 15 minutes over. I'm afraid we're going to
6 have to close it out here pretty quick.

7 MR. STOCKHAM: This is Dave Stockham.

8 So just to piggyback on Candace's comment, so
9 the laws do change and codes do change in buildings. So
10 maybe when the building official signed it off, maybe
11 that detail was okay and it provided enough egress for
12 that building. But buildings change. Annexes are added
13 to buildings.

14 So egress rules change, and ADA rules change,
15 so it gives the building official the opportunity at
16 that point to make a change. And if -- and now maybe it
17 was okay to have a VPL in there because he only had 50
18 employees that exited the building, and two of them were
19 handicapped. Now they might have 100 people in there,
20 and they've got 25 people that are handicapped. So the
21 rule is allowed to be changed at that point.

22 I know it seems cumbersome for the building
23 owner and the installer, but I think it needs to be held
24 in place.

25 CHAIRPERSON HENDERSON: This is Rick



1 Henderson. Thank you, Dave.

2 Gary, you have a quick reply?

3 MR. WOOD: Real quick. It's my only
4 comment, and I appreciate David's comments.

5 But if a building changes, it expands or
6 changes in use, it has to go through a building permit
7 process at that time. Then they would make a change on
8 what's required for egress and access to the building.

9 That's the only comment that I'll make on
10 that.

11 CHAIRPERSON HENDERSON: All right.

12 MR. WOOD: Thank you.

13 CHAIRPERSON HENDERSON: All right.

14 This is Rick Henderson. I appreciate everybody showing
15 up. We have a really large audience today and a lot of
16 participation, and I very much appreciate it.

17

18 Conversation From Stakeholders

19

20 CHAIRPERSON HENDERSON: We're over
21 15 minutes over. The last item on the agenda was
22 Conversation from Stakeholders. Unfortunately, it looks
23 like we're well over time and not going to have enough
24 time for that.

25 I would just like to make a statement on that



1 one for our stakeholders out there, is if you do have
2 something that you would like to have the ESAC discuss
3 or brought up for discussion in ESAC, I highly encourage
4 you to reach out to your representative on the ESAC
5 committee, and they -- that's part of what we do, is we
6 listen to our stakeholders and we push this forward into
7 our agendas.

8 So I apologize for not having the time for
9 the conversation for that today but encourage you to
10 reach out to your stakeholders [sic.] if you do have
11 something you would like to bring up to the ESAC.

12 With that said, this brings us to the end of
13 the meeting. Looking for a motion to adjourn.

14 MR. WOOD: Motion to adjourn.

15 CHAIRPERSON HENDERSON: Do I have a
16 second?

17 UNIDENTIFIED SPEAKER: Second.

18 CHAIRPERSON HENDERSON: All right. I
19 have a motion and a second.

20 Do I have an approval and raise of hands from
21 the committee for adjournment?

22 And with that said, we are adjourned.

23 Again, I appreciate everybody's attendance
24 today and participation. It's much appreciated.

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(Proceedings concluded at
12:18 p.m.)



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I, KELSEY C. WALKER, a Certified Stenographic Court Reporter in and for the State of Washington, residing at Bloomington-Normal, Illinois, do hereby certify;

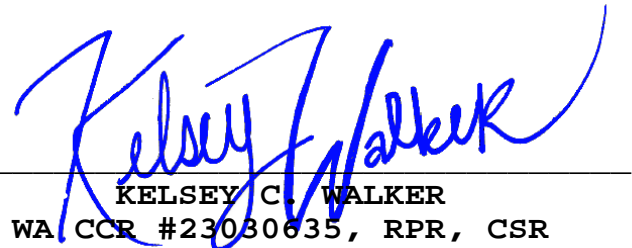
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<hr/>	17.3 37:8 52:4,5 56:6,13,19 57:5,9 59:19,21 61:21,23 62:1,7,14 64:12 65:18,20,24 67:8,9,13	20th 92:21
<hr/> \$ <hr/>		21 37:17
\$150,000 66:1	18 25:4,19 61:14	21V 36:11
\$434,000 36:16	19 24:3,12 27:9,21 110:19	22 110:20
\$93,000 36:18,20	1983 95:17	24 18:22,24 19:1,8,12,17 23:9,13 45:9 117:19
<hr/> 1 <hr/>	1986 68:15	25 136:20
1 16:19 18:5 21:21	1993 68:15	25.90 132:20
1,163 18:20	1995 135:12	26 37:15
1,700 77:1	1st 19:20 110:8 123:21 124:22	260 78:13
1,800 77:2	<hr/> 2 <hr/>	26th 70:16 74:1
10 39:5,7 43:17 61:22	2 16:19,21 17:2,8 18:6	27th 92:23
10- 63:20	2,134 24:4	<hr/> 3 <hr/>
10/4 93:11	20 17:7	3 16:19 18:6 115:21
100 29:25 136:19	200 133:14	3,791 18:19
10:28 69:21	2000 95:9	3/4 115:20
10:45 69:19,22,25	2002 17:6	30 23:15 85:13 108:9 110:1
117 130:13	2008 125:18,22	30th 19:20 109:20
11:20 109:10	2011 65:3	31 106:14
11:30 104:7	2012 23:25	328 24:4
12 39:7	2013 23:25	33 18:21 37:18,21
120 85:7	2014 24:1	340 77:12
12:18 139:2	2015 24:1 59:24 60:2 68:25	38 18:24 19:9,11,17 20:2 37:20
137 24:3	2016 24:1	<hr/> 4 <hr/>
14,365 18:22	2017 24:1	4 16:22 115:20 118:13
15 39:7 43:17 69:19 136:5 137:21	2018 24:3,11,13 25:14 39:24 53:24	45 70:21
15-minute 69:16,18	2019 24:3,13 39:24 105:3	4th 93:1
15-year 63:20	2020 24:3 95:15	<hr/> 5 <hr/>
150 133:14	2021 17:8 24:3 109:14,25 111:3	5 16:22 18:7 36:3 115:21
15th 109:19 110:13	2022 24:4 55:12 105:3 111:1	5,263 18:23
16 23:11	2023 19:20 24:4 109:17,18	5- 63:20
164 24:3	2024 19:20 23:24,25 24:5 109:19 110:8 123:21	50 136:17
16th 17:4	2024's 11:3	539 24:5
17 116:16 118:5,13,23,25 119:7 120:7,14,25	2025 31:24 75:2	
17.1 110:20	2026 110:25	



58 77:10,17	19,25	additional 22:22 39:2,5 45:5 66:8,9, 13 79:13 83:3 85:9,12 94:1 115:5
<hr/> 6 <hr/>	A1a 124:4,6	additional 39:21
6 16:22 18:8,11	A1a's 128:22	address 28:13 38:10 45:8 76:12 83:25 91:5 97:18 110:4 129:15
60 16:6,13 19:18,19 55:10,25 85:13	A3a 124:6	addressed 30:6 44:6 46:4,16 61:20 87:25 88:16
60's 66:4	Aaron 16:21,23 17:1,6,10,17	addresses 23:3
61 23:15	ability 34:8 40:3 55:4 71:6 73:13 74:13 99:5 115:10	addressing 23:1
65 76:24	absolutely 7:13 19:15 29:22 31:13 51:7 57:22	adjourn 138:13,14
6th 89:18	accept 106:11	adjourned 138:22
<hr/> 7 <hr/>	acceptance 32:1	adjournment 138:21
70 38:20	accepted 31:23 95:22,23	adjusted 55:14
70's 66:4	accepting 11:6 105:18,21 108:6	admin 18:4
74 38:16,21,23	access 74:10,14 86:23 97:12 101:8, 24 137:8	administration 22:19
75 30:25 70:7	accessibility 7:1	adopt 11:8,10 60:17 65:13 106:13 110:25
<hr/> 8 <hr/>	accident 18:15 23:10,11	adopted 11:15 12:15 59:24 61:14 67:8,9,12 68:14,25 105:5 111:11
80's 66:4	accidents 19:1 23:8,9,10,13 28:9	adopting 12:10 59:21 60:6 109:13 110:20
80s 95:8	accomplish 74:3	adoption 12:20 55:12 64:14 65:14 68:2 105:2 109:10 118:4 133:1
8:00 122:25	accomplished 110:9	adoptions 65:11 110:12
<hr/> 9 <hr/>	accomplishments 76:23 78:20	advance 47:14 48:21 49:1 102:10
90 85:1,2,3,12 101:6	account 86:25	advanced 31:24
90s 66:4	accountable 127:12	advancing 31:6
91 10:4	accurate 39:25 53:14 57:13	advice 58:3 59:5
962590 133:24	achieve 64:2	advise 12:19 109:11
98 110:9	acronyms 84:4	advises 64:17
9:00 122:25	acting 6:13 16:6,14	Advisor 15:13
<hr/> A <hr/>	action 80:14 87:10,16 88:9,13,16,20 91:19 95:11 118:17 119:4	Advisory 105:22
a.m. 69:21,22	actions 77:6 91:7	affairs 52:9
A17.1 55:12 105:3	activities 75:15	afraid 136:5
A17.1. 111:1	actual 86:22 98:10 119:14	AG 52:11 53:4 54:15 56:24 57:7,15 64:16
A17.3 51:18 53:23 59:16,24 60:2 68:2 69:4	ADA 130:13 136:14	AG's 53:1,10,13
A17.3. 51:16,25 62:24 63:19 68:16,	add 31:4 34:24 38:12 39:6 100:6 111:18 113:12 132:23	agencies 33:6
	added 110:3 118:5 120:21 136:12	agency 8:14 104:18 115:19
	addendum 53:22	
	adding 70:23 135:20	



agenda 9:19 11:6 14:8 49:12,15
69:16,25 108:25 122:14,15,17,21
123:2 137:21

agendas 138:7

agree 13:10 43:11 60:20 110:24
121:25 132:16

agreement 64:2 118:18

ahead 11:17 23:5 46:18 54:21,23,25
72:12,17 74:19 75:13 76:20 80:25
81:12 82:4 90:14 95:25 96:5,13
110:22 122:15

AHJ 60:5,13

AHJS 10:9

ahold 104:2

Airbnb 121:12

Airbnbs 115:10

alert 81:19

alerts 80:21

Alicia 52:1 104:8,14 108:24

allowed 134:11 135:13 136:21

allowing 130:18 134:10

alluded 84:9

alt 124:9

alteration 97:11 123:11,15,20
131:7,8

alteration/upgrade 95:17

alterations 46:24 47:8 48:9 112:16
113:2 131:7

alternate 8:1,7,12

amazing 120:12

amendment 118:11

amendments 109:18

amount 20:9,16 21:13 66:15 79:9

Amy 101:22

analysis 65:20 67:11

Annexes 136:12

announced 70:15 72:18

announcement 73:22

annual 20:6 23:22 37:20,23 40:15
41:12 48:25 79:21 110:10

annually 28:16

annuals 18:19,21,22,24 19:8 20:10,
14,16 21:24 22:5 24:4 28:24 40:16
46:21 47:7,15,22 48:8,10,17,19
61:24 129:13

answers 13:18 19:24 72:24

anticipated 67:18

Anytime 110:20

apologies 15:12 71:20

apologize 7:12 28:2 66:12 138:8

apparently 34:18 49:6

applause 78:23

apples 78:11

applicable 80:18

application 79:24 83:13 115:16

applications 79:3 105:21 108:7

applied 31:10 34:6

apply 32:20,23 34:6 95:8

applying 31:7

appreciated 107:21 138:24

appreciation 13:9

approval 36:2 53:1,4 84:22 138:20

approvals 123:11,15,20

approve 74:14 85:2,15,17

approved 54:15 78:8 79:24 84:23
85:18 92:5 129:5

approves 85:16

approximately 38:16

April 53:22 108:8

archived 50:24,25

area 17:3,9 20:11,12,17 21:18 22:5
24:20 33:11 48:23

areas 21:14 47:18

arguments 42:13,15

arrangement 117:19

ASME 8:15 62:5 111:1

aspect 37:25

assemble 36:13

assembled 41:10

assigned 25:1

assist 63:21

assistance 22:20

Association 117:13 118:7 121:5

assume 70:3

assuming 38:21 39:14

astounded 120:21

attach 79:12 80:14 98:14,23 99:5,
10,14,18,19,20 123:2

attached 10:16 79:7 99:12

attaching 98:13,16

attachments 122:16

attempting 121:1

attend 75:8

attendance 138:23

attended 133:13

attending 110:6

attends 13:1

attestation 94:17 96:3

attorney 118:18

audible 11:21 14:18 17:21 18:13
23:18 69:6 108:18 111:15

audience 82:12 123:14 137:15

August 23:25 49:22 50:1 125:18,21

authority 62:25 63:1

authorization 41:5,9

authorized 18:10

auto 74:7

AVS 32:4,5,7

aware 28:17 55:15 58:15 60:5
62:12,25 63:1 117:6,12 120:10

awful 26:9 107:16,19

awhile 46:2 53:20



<hr/> B <hr/>	
back 6:18 9:11,12,13 14:2 38:9 44:22 45:15 51:2 52:6 53:11,20,21 59:5 61:24 62:9,14 63:2,12 69:19,24 73:4 75:16 80:10,11 81:10 83:3,25 88:10 91:16 93:24 99:13 100:24 101:14,18 115:18 116:19 117:6,9,25 118:9 121:4 122:1 125:22 127:21 133:23 135:2,12	128:14 134:24
background 10:20	blindly 67:12
backlog 20:8 23:22 24:9 25:9 26:12 27:12	blocked 122:24
backlogged 92:11	board 17:14 43:19 62:4 114:13 116:9
backstops 120:17	Bob 112:17 114:2,6 116:7,11 118:6 120:6,13 121:19,23 122:11 123:7
bad 121:13	boiler 43:5 109:17
balance 41:25 46:23	book 95:5,6
ballpark 39:24	books 53:24 128:2
base 133:11	border 21:23
based 42:22 52:15 68:15 73:3 78:3 102:3	bore 41:5
basically 41:14 50:5,17 52:2,20 55:8 107:10 123:23 125:24 133:24	bother 118:16
basis 84:21 86:6	bottom 10:11 39:18 94:16 95:18 96:1
battle 116:22	box 132:23 134:22 135:21
began 16:13 17:3,6 78:15 125:18	brand 135:25
begin 105:13	breached 44:23
beginning 104:22 123:21	break 9:13 69:16,19
Bell 117:10	Brian 7:4,5,10,12,14 9:7 23:3 29:3,9, 11 30:10 35:4 38:5 40:15 45:24 47:24 48:1 49:4,11,14 51:6,13,15,22 54:16,23,25 55:2 56:21 58:11,19,22 60:24 61:2 64:4,8 67:20 69:4,10,12 120:2
Bellevue 39:3	Brian's 22:25 52:14
benefit 65:20 103:13	bring 138:11
benefits 45:10 70:20,23 79:2 103:7	bringing 10:7 52:6
bet 55:1 58:17	brings 35:2 69:25 108:25 112:15 138:12
bevy 66:13 92:12	broached 65:18
biennium 36:17,19	broader 42:18
big 10:13 21:5 27:13 45:12	brought 46:1 65:16 116:15 138:3
biggest 20:5,18 73:6 115:17	budget 35:11,15,16,19 36:7,25 37:7,10,25 45:4 49:9
bit 9:22 16:20 27:11 37:8 38:9 62:8 68:22 81:15 85:21 86:13 93:2,7,12 94:8 95:12 111:11 123:8 125:17	bug 89:12,24
	bugs 77:10,12
	build 76:19
	building 7:20 8:7 46:22 65:25 73:9 82:13 87:18 97:7 109:14,15 111:3
	129:23 130:3,6,13,17 131:3,8,9,10, 12,19,21 132:3,5,12,13,18,22 133:14,17,25 134:1,2,6,9 135:2,5,7, 14 136:10,12,15,18,22 137:5,6,8
	buildings 136:9,12,13
	built 25:15
	bulb 91:1
	bullet 77:23
	burden 45:12
	business 22:6 32:2 36:24 123:9,10, 14
	busy 92:10
	buttons 92:1
	buyer 120:16
	<hr/> C <hr/>
	cab 112:16 113:2,7,10
	calculator 39:6
	California 35:7
	call 36:11 39:5 41:13 48:21 65:2 115:13 118:8
	called 70:25 78:2
	calling 7:10
	camera 7:7
	Canadian 21:23
	Candace 6:10,11,12,15 14:9,11,22, 25 15:22,23 16:6,8 19:6,14 20:1,7, 20 21:9 23:5,7 24:25 27:16,25 28:18 29:8,12 30:12 32:12 34:15,23,25 36:1 47:1,2,6,10 48:3,16 49:5 60:24 70:2 71:14 72:17 123:10,17 124:2,5 128:17 132:15 133:23 134:17,21 135:4 136:3
	Candace's 136:8
	candidates 22:22 35:22
	canned 92:13
	capability 86:2 95:3
	captured 26:23
	care 10:12,13 124:23
	career 17:6



Carini 7:19,20
Carissa 101:16
Carl 8:5,6 11:9
Cary 8:6 11:9
case 9:24 21:21 56:6 65:23 126:2
case-by-case 84:21 86:6
cases 134:11
CAT 30:21 32:9,16
catch 24:2 44:11
catching 67:22
categories 33:24
category 30:24 31:1 32:17 33:22
caught 26:12 43:16,17,23,24 44:3,13
caveat 53:3
CBRE 100:4
central 18:2 97:20,21
cert 32:9
certificate 30:21 32:16 80:1
certificates 79:21
certification 79:25
cetera 24:5 36:17 47:8 50:9 51:9 52:1 60:11 76:13
chain 29:4,18
chair 6:5 13:24 46:5 112:11
CHAIRPERSON 6:4,10,14,22 7:2,9,15,22 8:3,9,19,24 9:10,18 10:22 11:5,11,14,23 12:3,7,13 13:19 14:5,13,20 15:4,10,15,20 19:4,21 20:19 22:8,24 24:6 25:22 26:13 27:15 34:14,20 35:1 37:11 40:10 43:8 44:18 46:17 47:24 49:8 50:13 51:12 53:7,16 54:21 56:1 58:7,18 59:8,23 60:23 61:9 62:15 63:23 64:18,22 68:4,11 69:1,8,14,24 72:9 97:4 104:4 108:23 109:4 110:16 111:24 112:4,10 113:25 114:5,16,22 119:19 121:18 123:6 124:2,8,11 125:1 126:3,21 128:9,19,24 129:25 133:5,19 134:18,21 136:2,25 137:11,13,20 138:15,18
chairs 117:20
challenge 49:25
challenged 21:15
challenges 21:11 22:3 46:15 47:17
chance 57:19 66:1 67:4 76:15 116:15 125:5
change 19:23 45:12 54:2 73:22 74:2 84:25 88:19 89:9 90:3 95:10 106:10 116:1 124:14 125:8 133:2 136:9,12,14,16 137:7
changed 16:19 34:4 96:15 125:22 136:21
chapter 110:1
charged 28:25
Charlie 117:10,18 118:3,16 122:1
chat 23:21 44:4 101:11,12,25 102:14 109:9 110:4,14 113:23 120:6
check 39:17 102:2 135:21
checked 82:21 110:8
chief 6:13 9:7 16:6,11,14 18:4 22:15 65:11,18 68:17 133:12
chief's 14:8 15:3 16:5
choose 25:11 92:10 100:11
Christine 65:10
church 135:14
circled 82:21
circumstances 84:17 94:9
cited 95:15
citing 95:3
citizens 30:2
city 6:20 9:6,7 13:16 15:13 58:9 109:1,7,11,13,21 110:10 111:20 112:20 113:13 133:10
clarification 30:16 49:7 105:9 110:15
clarified 129:22
clarify 48:12 49:3
clarity 48:3 50:2 63:22 128:8
clawing 45:15
clean 26:19,20 50:21 51:4
cleaned 50:23
clear 32:7
clearing 83:2
Cleary 6:24 12:2,4 13:23 15:7 20:21,22 26:7,16 27:4 43:10 44:17 46:19,20 50:16 54:23 56:4 57:17 58:6 61:5,12 107:7,23 108:15 110:16,18 111:7,13 112:18 115:4,8 121:22 130:9 131:25
Cleary's 54:18
click 86:18 87:20 89:6 90:14 91:20 95:11,25 96:10,13
close 73:17 136:6
closed 129:7
closeout 31:22
closer 111:12
closest 20:13
CMP 70:1,10,12 71:22,23 128:12 129:11,12,15,20
CMS 41:18 70:1 78:1
Coast 9:25 10:2
code 15:13 47:13 60:18 62:4 65:11,14,15 85:25 95:5,6,9,15 105:2,4 109:14,15,16,17,19 111:3 131:1,16,17 132:19,20 133:1,24 134:5,14 135:15
code-related 105:8
codes 65:13 105:5 136:9
codified 62:2,8
codify 65:24
coding 8:13
collaborating 73:11
collaboration 71:4
colleagues 103:8
collected 78:1
column 87:10,16 99:18 100:20
comb 33:25
comment 20:4 44:5 53:9 59:11 68:20,24 102:6 126:5,17,24 136:8 137:4,9



comments 11:2,6,16,19 34:15
59:16 69:3 95:19 106:11 119:3
121:24 122:9,24 124:1 125:6 137:4

commercial 7:1 85:25 115:10,16

committed 51:25

committee 6:2 9:21 10:25 13:12
29:20 51:13 55:4,18 58:20 59:20
60:5 69:4 105:22 114:9,24 117:14,
16,20 118:9 119:15 120:4 125:12
138:5,21

committees 8:16 10:5

commonly 124:3

communicated 58:21

communicating 58:4

communication 30:5 51:24 52:13,
20 60:8

community 10:8 41:17 58:5 116:21
117:7 119:4

companies 8:13 28:7 61:25 92:12

company 10:14 74:11,15 92:10
94:5 96:6 127:24

complete 32:20 58:20 84:7 94:2
125:25

completed 18:19,20,21,22,23,24
19:7,8,11,18 32:16 78:16,20 86:16
92:24

completely 42:17

completion 20:2 30:22 89:11 110:9

complex 78:10

compliance 36:12 87:22,25

compliment 116:13

compliments 122:14

comprehensive 120:23

computer 101:19

concentrating 16:12

concern 29:21,24 46:3 54:6 55:15,
16 131:6

concerned 28:11 56:16

concerns 12:20 62:21 111:14
115:18

concluded 139:1

conducted 38:17

conferencing 122:13

confidence 13:9

confident 71:6 72:21

conflicts 16:24

confused 48:13

confusing 135:23

congratulated 118:24

connected 112:22

connection 7:6

consequences 127:19

considered 19:18 22:19

consisting 106:2

constraints 114:11

Consumer 115:18

contact 28:5 84:1 121:8

contacted 119:18 121:13

continue 74:22 75:7,8,9 77:19
85:18

continued 71:4 78:21

continues 77:20

continuing 24:8 33:23 75:24

contractor 36:12 81:6 84:6 89:17
90:12,18 92:19 93:4,24

contractors 6:9 8:11,23 82:15

control 84:17 120:17

controversy 117:4

conundrum 67:6

convene 107:18

convenient 50:8 51:8

convening 106:4

conversation 38:8,10 41:8,23
42:10 51:22,23 52:3 61:3 64:9,10
137:18,22 138:9

conversations 56:18 81:11

conveyance 12:20 15:14 66:5
71:16 77:5 85:23 114:8 121:1
130:15 134:1,2,3,10

conveyances 21:3 24:10,20 39:7
110:10 112:8,11 115:14,17 118:12
121:7 123:22

cool 129:18

cooler 117:1

coordinated 92:11

coordinating 50:17

copy 81:21 90:23 97:12,14,16 98:19
100:22 120:25

correct 9:8,9 29:25 42:9 46:19
55:23 84:2,6 85:19 90:11 96:4
125:3,9 126:11

corrected 86:11 89:21

correction 70:25 80:5,6 81:3 82:16,
18,19 83:5,6,19 84:3,14,19 86:9
87:15,20 88:4,7,17,18,21,24 89:1,5,
7,16 90:10 91:23,25 95:14 96:2,11,
12,17,21 97:18 99:6 100:18,21
123:23 125:19 129:8

corrections 66:13 72:22 76:13
80:7,9 81:4,17 87:11,12,13 91:4
101:4 123:11,15,20 127:5,8,11,13,
20,21 128:3,5,15 129:3,13

correctly 131:11

correlates 28:8

Cory 8:21,22,25

cost 41:13 65:20 66:24

costs 131:14

counsel 109:21

count 39:3

counting 37:15 39:10

County 21:23

couple 13:5 18:3 22:21 33:6 39:18
41:16 52:15 57:12 61:5 74:22 97:22
103:23 108:2,11 119:3 129:21

court 100:1,2

cover 46:11 83:22

coverage 63:5

covered 76:20 83:14 111:21 113:14

covering 83:18

CR101 105:13,14,16 108:4



CR102 106:8
CR103 106:12
crane 39:4,8
cranes 39:4,11
create 67:15 110:23
created 65:9,14 81:5,17
creates 116:2
creating 29:25
credentialing 8:18 10:20
credit 38:25
crested 77:2
critical 13:5 22:14 54:14 74:2
Cross-talk 72:1 111:5
crowd 33:9
crucial 85:14
CSC 128:12
CT 30:20 32:16
cumbersome 135:7 136:22
curiosity 128:11
curious 20:3 26:7,11,23 129:11,14
current 6:5 17:23 18:1 19:10,22
31:22 37:19 78:1 81:2 113:10
Curry 52:1 104:13,14 107:22,25
108:16,20
customer 73:6 77:5 100:9
customers 28:25 73:11,14 74:6
103:13
cybersecurity 60:9
cycle 105:2

D

data 77:24,25 78:14,17
database 34:10
date 19:19 70:15,16 72:18,21 73:25
82:22 84:8,13,24 85:16 89:8,10,11,
12,21,25 90:3,4,5 91:8 92:5,16
95:23 98:21 106:13,21 109:23
110:6,9,12 111:4 124:22
daughter's 52:17
Dave 128:10,20 136:7 137:1
Dave's 129:1
David 126:23 136:4
David's 137:4
Davis 9:1
day 28:3 29:2 43:13,18 71:5 97:19
98:3 125:25
days 16:6,13 19:18,19 47:14 48:21
49:1 55:10,25 85:1,2,3,7,12,13
97:22 98:10 101:6 106:14 108:9
dealing 63:6
dealt 120:22
decide 45:14 117:22
decided 124:21,23
decision 82:2 86:7 94:20 121:10
125:11 127:1
deck 72:7 101:14
dedicate 10:18
dedicated 42:12,14,16,22 43:3,5,6
defer 47:1
deficiencies 84:24 85:19,22
deficiency 84:5,7 85:11 87:22
88:13,14,20 91:19 93:14 100:19
101:2,3,6
deficit 45:6
delay 70:15,19
delayed 84:18
delays 131:14
deliver 73:18
delivered 76:25 77:20
delivery 106:17
demonstration 70:24 72:22 74:21
80:23 82:6,7,13 103:5
demonstrations 74:19,23 75:19
103:18
denied 93:13 95:21
department 12:19,22 20:5 22:23
64:1 98:11 100:23 105:18,21,25
123:19,25 125:7 126:14 131:9
department's 52:24 125:7
departments 132:12
dependent 93:14
depending 53:10,12 81:7 93:13
Dermott 9:6
description 92:14 94:3
detail 90:10,13 96:16,17,18 136:11
detailed 80:9 100:12 131:24
details 41:6 89:23 106:25 108:3
determinations 55:20 96:23
determine 36:8 63:16
difficulties 101:19
difficulty 60:7 116:14
diligence 83:1
dim 91:12
direct 38:7
directly 79:16
director 29:15,16,18 39:16,19 118:6
director's 30:6,9
disagree 29:24 38:12
disappointed 70:19
disclosure 120:14
discuss 109:25 138:2
discussed 44:8 125:10 128:11
discussing 42:24
discussion 39:16,19 43:25 46:5,7
72:24 124:15 128:13 138:3
discussions 44:2 129:12
disparaging 116:20
dissuade 30:3
distributed 21:7
dive 86:14 87:2
diving 37:3
division 132:2
Divisional 35:3,10
dock 10:15



document 52:2 98:13,17 120:14
121:2
documentation 79:8,13 99:11
documents 80:15 99:5,18,19 123:2
dollars 66:2
door 60:10 68:20,21
double-check 119:20
downtown 39:3
draft 53:20 57:12 106:6 118:2
drastically 19:23
draw 53:11
drawbacks 42:16
drawn 107:15
drive 39:3 126:13
driver 115:9,22
drivers 116:3
driving 124:13
drop-down 91:17
dropped 24:15 67:8 109:9 110:14
Duane 6:19,20
ducks 107:14
due 19:19 21:13 62:22 83:1 84:8,13
89:8 90:5 91:8 92:5,16 93:5
dug 33:24
Duke 9:1
Duke's 9:2
dust 50:20
dwellings 115:25

E

earlier 9:5 14:14 17:9 21:13 24:9,16
38:9 44:3 54:3 55:8 114:21 116:15,
25
earliest 21:20 122:15
early 50:17 75:1 106:21 108:4,13
earmark 96:9
easier 10:17

East 9:25
easy 79:4 108:17
edification 61:13
edition 68:15 110:25 111:1
education 30:21,22,23,25 31:4,21
33:19,23,24
effect 32:1 106:14 135:22
effective 59:3 106:13 110:12
efficient 59:3
effort 117:8,22
egress 136:11,14 137:8
elaborate 124:13
electrical 43:2,4 109:18,19
electronic 96:10,12
elevator 6:9 8:6,11,23 13:7 22:13
28:4,6,7 36:11 40:16 41:16 42:7,11
46:20 49:20,23 58:5 65:3,5 66:3,17
75:22 76:6 82:14,25 84:6,20 85:2
89:16 90:12,18 92:19 93:4,10,21,24
94:19,24 95:2,16 96:19,22 104:17,
19,25 106:17 107:8 109:24 117:7
126:7 127:9,22 128:6 130:15 132:2
135:13
elevators 24:12 25:15 27:9 28:11,
16 50:5 115:20,24 125:24
elevators' 36:12
else's 101:10
email 15:2 79:14 80:21 81:18,19
82:24 84:10 86:17,18,24 97:13
98:22,23 102:14 106:17 110:3,4
113:23
emergency 93:15
employees 136:18
empty 50:5
encounter 84:17
encourage 138:3,9
encouraged 51:1
encouraging 81:25
end 28:3 29:2 36:15,16,19 83:11,24
96:25 121:17 138:12
ends 127:23

Energy 109:14
enforce 57:6 61:24 64:11,12
enforced 56:11 61:15
enforcement 56:6 57:5 64:13
enforcing 56:13 57:9
engaged 107:12 121:25 122:2
engaging 73:11
engineering 132:6
ensure 30:8 52:11 64:16 79:8
enthusiastic 17:12
entire 117:16 118:4
entirety 59:21 61:14 67:10
EPO 33:9
equally 21:7
equipment 63:9 86:1,4 115:11
132:9
ERIKSEN 12:12 15:25 19:2,15
25:21 32:13 33:17 34:17 101:17
102:17 119:25 129:17
error 95:15
ESAC 6:1,5 9:15,20 12:18 13:6,8,11
17:16 29:14,19 31:23 49:21,24
51:23 52:22 56:9,18 57:18,19,23
58:11,20,21 61:17 64:1 75:21 104:1
106:4 107:17,20 112:2,5,23 118:22
122:3 125:4,12 133:11 138:2,3,4,11
ESAC's 58:15
escalator 23:11
escalators 23:15
essence 133:25
essentially 29:18 36:4 46:1 49:22
56:22 57:3 58:4 64:9,15
establish 121:14
established 62:24
estate 114:12 116:21,23 117:7
119:4,5
evaluate 55:19
evaluation 22:13
everybody's 126:19 138:23



exact 25:14

excellent 70:18

exceptional 17:5

exceptions 59:25

excuse 24:13 68:21 79:25 82:10
93:22 95:2 128:12

exempt 8:2

exemption 6:25

exercise 34:18

exist 99:8

existing 105:7 109:15 130:4,6
131:18 134:25

exited 136:18

exorbitant 66:15

expands 137:5

expect 38:22 122:20

expected 77:12

expecting 50:4

experience 10:7 31:1,5 85:5

explain 132:9,18 133:17

explained 117:5,25

explaining 135:9

expressed 29:20

extended 117:8

extends 91:20

extension 83:19 84:15,16,24 85:2,
16,17 86:10,12 88:6,19,21 91:14,17,
18,20,25 92:2,4,8,14 93:18 94:3,14,
21 95:12 96:21 99:6 100:25

extensions 80:18 84:21,22

extent 117:3

extenuating 94:9

external 76:7 87:18 95:3

extra 66:12 70:22,23 92:17,18 93:6,
11 94:10

eye 73:17

F

face 60:7

faced 22:15

facets 17:7

facility 51:4

fact 10:2 52:15 104:2 116:17 117:11,
12 121:4 130:25

factor 41:21 42:19

factory 36:12 41:10

fail 123:22 125:20,21

failed 100:13

fails 97:11

fall 43:18 76:6,17 113:8

falling 43:13

false 66:22

familiar 119:22

fantastic 33:20

fault 23:14,16

favor 118:10

fax 98:22,23

features 71:5

February 11:3 53:21 70:16 71:7
74:1 104:21 106:21 108:4 114:19

federally 60:7

fee 41:12,15,17 46:10

feedback 27:13 38:4 60:4 102:2,9,
10

feel 72:20 93:19 94:24 95:4 99:22
100:18 102:16 108:17,22

feeling 102:3 109:22

feels 55:21 58:4

fell 91:6

felt 52:6

fibbing 40:20

field 31:1 61:16 74:8

fields 79:6

figure 27:2 61:7,17 107:13

file 88:5,7,19,21 91:13 106:12

filing 92:8 105:13 106:8,20 108:4

filings 106:16

fill 9:23 35:24 92:13 95:20 130:10,22

filled 38:21 40:3,7,9 135:16

filling 28:20

final 52:13 59:6 106:12 118:2

finally 118:24 119:6

find 22:22 56:7 62:6 84:5,11 103:13

fine 42:5

fine-tooth 33:25

fined 91:8

finish 127:11,21 128:1

finished 31:10 33:3 81:4 127:4,11

finishes 81:3

finishing 81:16

fire 66:10

fiscal 18:21,22,24 19:1,17 23:9,13
41:21

fit 78:10

fix 90:20 93:5 97:18 98:9 101:5

fixed 80:11 87:14 88:1 89:17,18,19,
23 90:10,24 91:1

fixing 90:19

flag 85:22

flexibility 42:17,23

focus 55:9,24,25 73:5,7 121:11

focused 51:11 73:7,8 74:25 77:17

folks 57:12 74:10 119:5,11

follow 62:1 114:8

follow-up 20:1 30:5 104:1

followup 35:2,10 54:24

force 36:24

form 82:16 94:17 116:15 118:5,13,
23,25 119:6 120:7,14,15,25 121:7
124:4,5,6 129:24 130:3,6,16,18
131:3 132:4,13,22,24 134:7,22



135:5,6,8,15,16,18,21,23

formal 107:1

format 81:8

formative 121:14

forms 131:10

fortunate 35:7

forum 117:2

forward 6:6 11:24 19:24 26:3,5 38:1
45:17 51:5 52:8,21,25 53:25 54:1,5,
7,8,12,15 55:3 59:12,13,14 60:15
61:18 62:6,13 69:5,10 96:24 103:6
110:4 120:11 133:4 135:20 138:6

forwarded 114:24 115:1

found 10:6 87:23 88:9

fourth 18:18,19,20 23:9

frank 42:10

free 68:18 102:16 108:22

freeze 65:11,14

frenzy 114:11

frequency 20:25 45:13

Friday 52:22 58:1 69:11

Friesen 126:6,7

frigid 50:18

front 49:15 54:19 118:3

frustrating 132:10

frustration 56:25 57:1

FSPS 35:2,10

Fuel 109:16

Fujitec 8:6

full 37:21 63:2 100:13 127:15

full-time 22:22 45:10

fully 38:13 40:3,7,8 41:25 77:22
129:6

fun 82:10

function 12:22 70:24 74:13

functionality 74:20 75:20 77:20

functions 88:8

fund 36:12,13,14 41:25 42:8,11,14,

16,18,22 43:3,5,6

funding 28:23 29:1 45:4,5,7,15
46:3,8,13 84:19

future 80:13 81:15 89:14,15,20
90:3,4,7 110:21 132:25

G

Garry 6:6,8 27:24 28:2 30:3

Gary 130:10,22 132:4 133:21,22
135:6,19 137:2

Gary's 13:25

Gas 109:17

gave 31:22 41:17 117:17

general 6:9 42:8 102:2

generating 74:7

geographically 21:15

Gerald 16:11 36:1 38:25 39:25 52:1
55:8 107:25 124:20

Gerald's 55:24 67:9 106:22

giant 117:19

give 16:25 22:20 35:15 38:25 39:25
40:19 47:3,14 48:21 49:1 52:25
53:9,18 55:17,23 59:4 71:25 78:23
85:3,6,11 90:9 93:2 94:5,8,9 102:1
107:20 108:13 123:24 124:21
127:12 128:14

giving 50:21 70:24 93:6 112:21

glad 63:21

go-live 73:25

goal 20:3

goals 20:6 37:22

good 6:8 7:19 64:22,24 71:15 72:8
78:15 104:13 129:3 132:25

Googling 120:7

Gotcha 27:4

Gould 9:4 13:15 15:12,13,18 27:18,
19 40:14,21,24 41:3 42:4,6,12 43:1,
7 58:9,16 68:13 109:3,5,9 110:24
111:8,14,17,23 112:16,25 113:4,18,
19 133:9,10

Gov 106:17

governor 65:10

governors 115:19

graciously 41:17

grain 25:15 26:8,11,15 49:12,18,20,
22,23 50:1,4,5 51:14

granted 40:8 66:12 92:5 93:11,12,
18 94:8,11,21,22 95:2,21,22 97:23

great 17:18 29:13 32:13 33:17,21
41:1 70:19 84:8 90:16 133:15

greatest 36:25

Gregoire 65:10

group 33:15 37:18 60:15 76:9
104:17 128:19 133:16

growth 39:12 41:21

grunted 119:1

guarantee 22:2

guaranteed 84:22

guardrails 132:14

guess 16:2 26:3 44:16 53:16 56:5,
25 65:6 129:10

guiding 118:19

guy 90:25 92:22

guys 10:3 13:10 16:25 45:20 51:5
67:9 77:25 81:9 83:13,21 97:2
108:20

guys' 97:1

H

half 66:2 118:1

hand 14:15,16 15:5 19:2 22:9 26:6
29:9 40:12 44:20 47:25 54:18 59:17
62:16 68:7 83:24 99:1 101:10
112:17 114:2 115:4 121:20 126:5
133:6 136:4

hand's 34:16

handful 26:21

handicapped 136:19,20

handle 52:4 59:1 114:12 117:20
119:11



hands 12:6,9 13:11 14:11,20 49:9
61:5 67:9 96:22 138:20

hands-on 103:20

hanging 59:13 129:5

happen 60:8 77:6 81:11 86:2

happened 68:2 86:1

happening 16:9 28:9 78:19 125:8
127:2

happy 7:8 10:21 17:14,18 58:11
122:4

hard 61:23 70:17 75:5 78:22

harmonized 110:21

harmony 111:10

harvest 50:19,23,25 51:9

hate 63:7

head 46:14 66:11 115:2

headquarters 117:1

heads 50:22 51:3 107:20

heads-up 108:13

hear 13:1 32:5 49:6 51:21 61:6
109:3 114:4 117:23

heard 48:4 49:5,6 56:5 59:22 70:14

hearing 9:12 11:23 27:13,14,16
55:22 69:8 117:4

hearings 106:10

held 136:23

helped 68:16 112:23 121:6

helpful 112:21 116:8 133:18

helping 42:17 78:24

helps 21:4

Henderson 6:4,5,10,14,22 7:2,9,15,
22 8:3,9,19,24 9:10,18 10:22,23
11:5,11,14,23 12:3,7,13 13:19,20
14:5,13,14,20 15:4,5,10,15,16,20,21
19:4,5,21 20:19,20 22:8,9,24,25
24:6,7 25:22 26:13 27:15 34:14,15,
20 35:1 37:11,12 40:10,11 43:8,9
44:18 46:17 47:24 49:8 50:13,14
51:12 53:7,8,16,17 54:21 56:1,2
58:7,18 59:8,9,23,24 60:23 61:9,10
62:15,16 63:23,24 64:18,19,22 68:4,
5,11 69:1,2,8,14,24 72:9 97:4,5

104:4,5 108:23,24 109:4 110:16
111:24,25 112:4,10 113:25 114:5,
16,17,22,23 119:19,20 121:18
123:6,7 124:2,3,8,11,12 125:1,2
126:3,4,21 128:9,10,19,24 129:25
130:1 133:5,6,19,20 134:18,19,21
136:2,3,25 137:1,11,13,14,20
138:15,18

hesitation 58:13

hey 22:24 49:24 62:17 64:22 65:25
66:8,19,25 87:24 88:15 90:6,23
91:13 95:4,23 96:3 97:17

high 71:4

high-priority 47:19

higher 38:23

highest 38:14

highly 138:3

hire 18:10 36:8 40:4

Hiring 35:11 49:10

historical 65:6 67:25 68:5,14

hit 22:5 38:24 46:14 94:16,18

hold 23:2 83:11 98:2 106:10

holdover 68:8,10

home 7:6 8:13 86:20 118:10

homeowner 114:7

honest 52:16 58:23

honestly 33:11 47:1

honesty 94:4

hope 29:22 40:22 63:14

hoped 113:8

hoping 109:23 116:5

Hornback 7:5,13 9:9 29:9,12 35:4,
6,13 38:5,6 40:18,22,25 41:4 42:9,
13 43:4 44:1 45:23,24 46:25 48:1,2
49:4,13,20 51:6,20,22 53:14 54:16
55:1,2 56:21 57:21 58:14,17,22 61:2
64:6,8 69:12

hours 20:13

housekeeping 105:9

how's 58:21 82:9

Howerton 9:3 111:19,20 113:5,13

huge 13:17

hundred 48:11 125:24

hurdle 20:5,18

I

i.e. 92:11

icon 99:12

idea 53:18 110:21

identified 22:14 34:7 77:11

ignore 63:1

immediately 63:13 67:13 80:16
81:18,22

impact 30:2 35:18 36:25

impacting 52:18

impacts 55:4

implemented 74:17

implementing 123:21

important 12:22 52:7 65:12 73:5
85:18 86:8

impossible 14:1 50:19

incidental 127:19

include 103:23 105:16,17

included 33:19 132:17

includes 71:5

including 126:19

incorporated 63:18

incorporating 62:24

incorrectly 95:5

increase 41:9,15,18 45:15

increases 41:12

indication 135:1

individuals 110:2

industrial 44:25

industries 17:7

industry 10:3 12:21 26:8,15 33:8
49:12,18 51:14 85:4 103:7 105:24
106:3 109:24 111:9 113:10 116:23



inform 124:19
information 55:17,23 63:14 64:7
65:8 67:5,23 75:9 78:3,5 80:16 83:3
92:7 94:4,8,11 95:13,21 96:3 102:3
103:4,6 105:16 106:19 110:15 115:5
125:5
inherited 45:20
initialed 82:21
initially 34:2 106:20
initials 96:5
input 33:4,10,14 62:23 63:15 112:19
inputs 97:21
inspect 45:14
inspected 24:10 28:16 127:14
inspection 8:14 22:5 24:13 33:6
43:5 45:13 49:12,18,21 51:18 76:12
78:9 80:7 82:16,20 84:12 86:15,16
88:14 89:3 92:4 97:20,24 98:7,10
99:16 100:12,14 124:7,9 125:25
127:15 128:1
inspections 18:20,23 20:6,11,17
26:11 37:23 38:17 39:13 42:1 46:11
47:12,16,23 48:9,19 49:2,23 50:1
51:14 80:9 87:5,8 126:9,16 127:17
inspector 17:2,8 18:4 25:11,12
39:14 44:22 81:3 85:24 87:23 97:14,
25 100:15 126:12
inspectors 21:5,8 22:20 24:19
26:19 37:15,21 38:2,8 39:2,13 40:2
43:12,18 45:8,11 51:4 98:4 126:15
install 93:25 132:8
installation 97:11 123:11,15,19
131:18
installed 95:7,17 127:23 131:3
134:9 135:12,13
installer 63:8 90:1,12 136:23
installers 12:21 82:14 97:9
installing 135:24
instantaneously 98:7
instantly 84:11
instrumental 13:16 14:6
integrate 62:7

intended 16:23 37:18 82:12 128:3
intent 57:23 58:24 68:1 134:5,14
intention 57:24
intentional 68:8
intentions 57:24
interest 123:3 126:19
interested 30:4 61:4 62:5 76:10
105:19 113:22
interim 43:15,22 52:20,23 57:14
132:25
Interior 112:16 113:2
interiors 113:7
internal 26:4 52:9
internally 21:4
internet 7:6
interpret 131:16
interrupt 51:9
introduce 6:2 9:16,19 15:9,11 16:23
introduced 9:22
introduction 6:1 8:16 9:15
intuitive 79:4
invaluable 13:13
invitation 110:5
invite 33:7
invited 110:2 117:13
invoice 77:7
invoices 74:7 76:13 77:7
involve 84:18
involved 10:3,5 31:15 36:23
IOU 51:20
issue 22:11,14 44:22 63:6 90:12
92:15 127:8
issued 127:4,9
issues 60:5,13 77:14 131:22
issuing 127:20
item 11:24 12:1 14:7 86:11 88:21
89:2,18 90:9,24 92:3 93:14,15 94:18
99:18 130:3 137:21

items 9:23 66:9 82:20 84:12,13
87:9,22,24 88:2 89:1 90:19 91:10
93:9 99:19 116:16 120:16 126:14
iterations 65:15

J

Jan 6:16,17 9:4,11 13:15 14:17 15:8,
10,13,16,18,21 27:19 40:12,14,18
42:6 43:1 58:8,9,15 68:12 69:2
109:2 110:19 111:21,25 112:16,20
113:4,17,18 114:1 133:6,8,10,20
January 76:24 77:11 104:22,23
110:8
Jason 9:3,11 15:8,17,18 111:18,20
112:20 113:5,12,13
Jason's 113:23
jeopardy 63:6
Jerome 8:9,10,20 9:16,20,22 10:23
32:24 33:1
Jersey 10:6
Jim 90:24 112:12 114:13,14 116:17
119:15 120:2 122:2,4
job 17:5,18 65:4 97:16 127:12
jobs 24:10 98:20 127:14
Joe 59:17,18 60:23 61:13 62:10 68:7
90:25
John 7:18,19,23
joining 33:15 70:13 71:20
Jones 16:18
July 17:3,4 19:20
jumping 80:25 110:22
June 19:20 36:15
jurisdiction 62:12 132:7
jurisdictions 63:18

K

Kaiser 118:3,17
keeping 49:15 73:16
key 74:3,16



kicked 45:18 104:21
kind 10:18 17:12 22:6 33:15 35:7
41:13 46:14 48:24 53:5,8,18 54:9,24
61:20,25 99:12 102:2 106:21
107:10,13 109:22 116:25 117:4
118:21,25 119:10 121:16 122:11
131:20 132:18 134:13
kinds 10:5
knocking 98:4
knowledge 47:5 67:25 96:5 119:20
121:7
knowledgeable 17:10,11

L

L&i 7:16 30:7 60:14 85:16,24
labor 20:23 36:24
lack 28:20 84:19
Lake 36:3
land 62:25 63:11
language 53:3,5 68:16 106:9
114:20 116:4,8 119:10 120:3
large 44:24 50:24 61:19 78:21 110:1
131:6,7 133:16 137:15
larger 42:18
Larson 117:10
lasted 33:20
lasts 31:3
late 123:8
latest 109:22
Lau 6:12 14:10,24 15:23 16:1,8
17:25 18:17 19:3,13 20:7 21:9 23:7,
20 24:25 26:14,25 27:6,17,20 28:18
29:8 30:12,18 32:6,11,24 34:25 47:9
48:16 70:2,7,12 71:11,22 123:17
124:5,9,15 125:9 128:16,21 129:16
132:15 134:16 135:4
launch 70:15
law 111:2
lawn 120:18
laws 136:9
leadership 16:10 17:13 35:3,10
41:8 67:7
leave 90:2 122:10
leaves 10:15 35:8 74:15
leaving 7:7
leeway 93:2
left 23:25 67:7 101:16
left-hand 87:1
legal 52:12 53:5
legislation 104:15,18 117:8,15,21
legislative 52:9 104:7,10,17 109:1
legislature 39:23 41:2
Leland 52:9
length 57:1
Leopard 6:20
lesson 65:7
let alone 45:9
letter 29:14,19 49:21 53:6,19 57:4,
10 58:12,19 69:11
letters 73:6 99:14
level 22:18 28:7,8 119:12
liaison 121:14
license 30:24 31:2,3,5,7,16 32:10,
17,19,21 33:22
licensed 8:11,23 61:25
licenses 30:18,19 32:8
licensing 8:2 30:14,16,24 31:21,22
33:19,24 34:2
licensure 6:25
lieu 31:6 135:22
lift 10:14 130:4,6
Lifts 8:13
light 90:25
lighting 91:12
like-for-like 131:13,19 134:7
likelihood 35:24
likes 84:4
lines 76:2
link 86:18,25 88:12 101:25 102:14
109:10 110:14
list 6:7 25:1,9,10,12 26:24 27:1,12,
21,22,23 87:4 94:18 100:13 103:22
106:18 110:1 119:17 120:23
listed 8:11 101:1 121:7
listen 65:12 85:12 138:6
listening 7:7
lists 25:14 26:22 120:16
live 71:7 73:19 74:18 75:18 77:22
103:20
lives 10:17
living 41:13
Ini.wa.gov/cmp. 103:3
loading 16:2
local 134:9
location 74:8
lock 60:10 68:20,21
log 74:12 76:12 81:19 82:1 84:11
86:24 87:4
log-in 86:23
logged 86:21 87:18
login 86:19
long 26:10 45:3 52:15 59:13 64:11
85:4 90:13 92:18 107:15
long-term 22:22 45:9
longer 42:8 57:15 67:17 87:9,10
108:9
looked 27:11 78:15 100:15 120:20
125:17
lose 42:17
lot 10:6 12:24 21:6,11,15 22:3 26:17
34:3 47:17 61:20 65:1 66:23 67:11,
12,17,23 68:19 70:4 75:3 77:15
78:19 80:6 82:18 94:12,25 97:23
98:5,9 103:13 107:11,16,19,24
116:4,18 120:2 127:2,21 129:4,11
131:14 137:15
lots 18:9 72:23 74:24 75:5
Loula 33:9



low 50:8

LVTR 78:2

Lyll 7:24,25 8:4

M

made 23:24 24:12 29:15 34:5 44:5
61:5 111:2 116:18,20 118:3 119:6
122:25 125:11

Maggie 52:9,10

mail 80:2 81:5,21 82:24

mailing 79:17 81:20 101:3

main 66:6 73:5 115:9,22 116:3
129:2

maintainer 63:8

maintenance 84:6 90:19,20,25

major 68:14 95:16 126:2 128:6

make 7:17 11:9 12:17 15:6 16:24
20:4 26:19 29:6 34:19 41:24 44:15
48:5 50:12,20 51:8 53:9 55:19,20
57:6 58:15 60:4,18 65:7 67:25 68:19
69:9 73:14,18 74:5,13 75:5,10 76:1,
14 77:21 79:6 82:2 83:20,24 84:1
85:15 86:1,10 89:18 91:6 93:1,2
94:1,19,20 95:2 96:22 97:6 103:8,21
114:14 115:13,23 120:9,24 123:1,18
124:24 125:3 133:2 136:16 137:7,9,
25

makes 62:6 127:12

making 10:16 11:16 28:15 50:3 51:3
61:21 66:16 70:18 74:25 76:21
77:17 102:23 105:6 126:25

man 26:22

man's 62:25 63:11

manage 74:10 76:11 79:10

Management 71:16

manager 16:15 59:19 71:16 104:14
111:19

managers 7:21 8:8 82:14 97:8

mandated 63:11

Mandy 13:8

manner 94:20

mantra 118:23

manufacturer 10:13

March 108:7

marching 98:8

Martin 22:10 44:21 61:6 62:19

materials 75:6 76:21

math 37:17,21 38:12 43:11

mathematically 43:24

Maxwell 59:17,18,19 60:3 62:10,18
68:9

MCI 6:9,24 13:24 15:7 20:22 26:16
43:10 46:20 50:16 56:4 57:17 61:12
107:7 110:18 112:18 115:8 121:22
130:9 131:25

Mckenzie 17:1

Mclaughlin 114:3,6,7,18 116:11
120:13 122:10,11

meaning 33:8

means 14:22 16:14 32:22 36:18
86:16 94:15 96:18

meantime 63:22

measure 43:22

measures 43:15

mechanic 93:4,25 97:10,17

mechanics 8:2 30:18,19,20,24,25
31:2,3,16 32:21 61:25

meet 17:15 20:6 28:14 37:22 58:3
108:1 115:20

meeting 7:17 11:3,10,15,19,20
12:14,16 14:9 17:16 23:2 29:20
57:18 58:12 70:5,13 77:2 104:1,21
106:4 107:3,18 108:21 109:24 110:2
113:8,9,16,20 122:16,23,25 123:4
124:16,18,24 125:10,12,13 138:13

meeting's 11:7,17

meetings 13:1 26:2 34:11 75:9,22
133:11,13,15

meets 130:13

Melissa 12:11 13:7 15:1,24 19:13,
16 22:7 23:5 25:23 27:10,18 32:11
33:18 34:16 39:24 44:5 102:12
103:21 104:2 106:1,22 108:1,8

114:24 115:2 119:21,24,25 122:14
129:16 130:1 132:23

Melissa's 40:4

member 9:20 59:20

members 13:12 113:10

membership 122:3

memo 26:18

mention 91:22 132:23

mentioned 17:9 37:13 54:3 72:17
82:17 106:1 108:3 133:10 134:22

mentioning 135:6

menu 91:17 100:10

message 29:22

method 39:11

methodology 39:10

Michael 16:18

mid-january 75:17

migrated 78:3,5

migration 77:24 78:12

million 66:2

mind 23:4 42:21 44:12

minor 126:10 128:4

minutes 11:3,7,10,15,17,19 12:10,
14 70:21 74:22 102:8 114:19
117:17,24 136:5 137:21

missed 99:2 100:3 121:10

missing 74:5 99:13 126:10,15
130:23,24

mistakes 86:1

misunderstand 46:20

misunderstood 99:4,8

Mitchell 118:6

Mm-mm 46:3

Mobility 13:23

moment 9:19 13:4

money 28:24 41:2 45:15 66:15
131:14

monitoring 60:10 68:20



month 17:4 19:22 25:8 68:24 70:23
78:18 92:20 93:25

month-by-month 36:6

monthly 26:2

months 17:2 18:3 39:19 45:9 74:23
75:16,17 90:6 103:23 113:6,19

Moore 16:21

morning 6:8 7:19 15:3 71:15
104:13,25 106:1 122:25 123:4

Moses 36:3

motion 11:8,10 12:5 138:13,14,19

move 11:25 17:19 18:12 23:6,20,22
49:11 51:15 52:21 54:7,8 59:13 64:5
78:14 96:24 118:12 120:11 129:23
133:3 135:20

moving 6:6 11:24 14:7 19:24 26:3,5
38:1 51:5 53:24 54:1,5 60:14 62:13
69:5 72:18 108:25 112:4 123:19,25
129:2 130:2

multiple 77:7 79:19 92:12 124:17
125:15,16

Murphy 9:6

mute 27:18 102:19

muted 6:11,17 25:21 29:11

N

nail 46:14

National 109:18

navigation 87:1

Navy 59:19

necessarily 105:8 131:17

needed 7:8 55:13 74:3,5,16 77:6
80:21 91:1 105:10 128:8 129:8

needing 31:13 84:20

negative 36:16

NEIEP 30:20 32:9,15

New/continued 123:14

newer 105:4

newest 9:20

news 47:12

newsletter 72:19 102:24

newsletters 75:10 103:3

Nicole 71:8,9,12,15,24 84:9 102:18

night 120:20

no-fault 23:11,12,14,15

non-enforcement 52:5

Norm 22:9,24 44:20 45:23,25 61:6
62:16,19 63:25 66:18

Norris 112:12 120:2

notate 82:21 98:20

notated 100:15

note 86:8 120:24 121:17

noted 64:11

notes 83:12

notice 19:7 68:7 106:16 122:22
123:24 124:22

noticed 122:12

notification 86:17 105:14 125:8

notifications 79:14

notified 90:17 91:4

November 77:21 107:3 108:12
109:19 110:13

number 19:23 38:24 39:5,6 40:6
44:2

numbers 35:16 36:7 37:2 38:12

O

object 121:1

obligations 53:5

obvious 38:1

occupancy 128:7

occur 41:23

October 61:14 70:16 93:1 109:20
123:21 124:22

office 10:15 18:2 30:7,9 36:3 52:9
97:20,21 118:10

official 39:14 129:24 130:3,6,17

131:3,10 132:6,13,22 133:25 134:6,
9 135:2,5,14 136:10,15

officially 115:1

officials 131:12,21 132:3,18 133:14,
17 135:7

oftentimes 127:23

oldest 22:2

Olympia 121:15

on-site 90:18,20

onboard 43:13,17

onboarding 43:12

one-for-oneing 65:22

ongoing 57:8 64:10

online 73:14 74:10 79:4,16,22 80:1,
14 81:23 82:1 100:9

open 21:23 35:21 47:19 61:3 72:23
77:11 97:2 99:13,24 108:5 109:12
133:1

open-ended 102:7

opened 99:10

openings 18:7

opens 31:24

operate 127:9

operating 79:21

operational 47:3

operations 16:15 115:11

opinion 44:24 45:1 52:14 67:4
102:5

opportunities 74:24 76:5 103:5
121:11

opportunity 17:15 26:20 76:15,16
136:15

opposed 131:10

ops 20:24

option 59:4 64:13,14

options 44:3,12 64:12 100:11 126:7

oranges 78:11

order 45:2 55:18 74:5,17 75:22 86:8
91:16 92:10,19 93:23,24 94:7
107:14



orders 98:8
organizations 121:11
original 53:20
originally 35:14 58:24 128:4
outlined 76:2
outreach 132:12
outstanding 127:3,6
oval 117:19
overly 60:18
overspend 36:18
overturn 63:2
overturned 63:13
overview 36:10 72:13 81:2
owner 65:25 81:7 87:18 96:6 131:14
136:23
Owner-employed 8:1
owners 7:20 8:7 12:21 50:4,12
82:14 97:8
ownership 115:15

P

p.m. 139:2
package 39:21
paid 46:9,10
Paoakalani 62:16 64:20,21,24 65:2
80:24 82:5,9 97:3,5,6 98:15 99:15,
21 100:5,16 101:9,12
paper 80:10 81:21,24 89:3 98:18,19
paperwork 119:14 122:12 127:11
part 13:17 31:7 34:4,13 36:11 38:9,
11 40:3 50:6 52:6 55:7,13 61:19
65:9,14,17,21 68:1,14 70:13 84:18
90:12 92:18 93:3,5,24 94:7 101:23
126:25 138:5
participate 10:1,25 105:22
participated 78:24
participating 10:24
participation 137:16 138:24

parties 105:19 118:18
parts 91:16 92:10 93:23
party 44:4,6 81:7
pass 78:16 80:23 82:5 123:22
125:18,20,21 127:5,8,13,20 128:3,5,
15 129:2
passed 34:9 96:19 100:13 118:15
126:12
passing 75:4
past 41:12 44:8 46:4 93:11 105:13,
17
path 45:16 52:21,25 54:10,12,15
55:3 59:12,14 61:17 62:6 69:4
134:23
pause 37:4,9
paused 56:20
pausing 56:6,10,12 57:5
pay 76:13
paying 74:8 77:7 79:9
PDF 100:24
pending 23:10,11,14,15 53:4 57:7
117:15
Pennsylvania 8:15
people 13:2,5,13 28:12,16 33:7 51:8
52:16 60:16 65:1,25 66:14,24 67:25
70:4,8 74:12 76:3 85:5 97:7 98:19
102:12 105:14 117:3,6,12,19 119:9
124:19 136:19,20
percent 19:9,11,17 20:2 29:25
30:25 37:17,20 38:16,20,23 48:11
76:24 110:9 125:25
percentage 18:20,23 19:6,8 50:24
perfect 16:1 70:7 73:21 75:13
103:16
perform 12:18 13:6 38:2 126:15
performed 129:8
peril 62:1
period 16:16 19:19 44:10 63:7,20
108:6
permanent 54:1 57:6
permission 74:14 122:18

permit 74:9 79:3,11,15,16,22 127:9,
25 129:6 131:9 137:6
permits 76:11 78:8 79:19 127:3
129:4
permitted 20:10,16 22:4 47:12,15,
22 48:8,10,19 49:2
perplexing 126:8
Perry 17:1
persists 119:2,10
person 17:13 20:12 28:5,12,19
36:22 74:9 81:22 84:6 86:20 90:19,
20 95:8 96:1 97:15 98:22
personal 44:23
personally 31:15
perspective 42:24,25 44:7 60:13
68:6
pertinent 86:4
pest 120:17
phase 106:7
Phillips 8:10 9:16,20,24 32:25 33:1
phone 15:19 65:1 71:20 102:13
118:8 126:10
photos 80:15 99:19
phrase 118:22
pick 39:5,6
picked 124:22
piece 52:7 80:10 85:25 86:4 95:9
107:5
pieces 66:8 74:4,20
piggyback 136:8
pipe 29:4
place 21:2 22:1 24:22 47:4 54:5
55:5,11 62:22 65:19 133:15 135:15
136:24
plan 45:5 52:12,21 53:12 54:7,8,9
57:6 58:21 59:5 61:7 67:15 87:11,
12,13,19 96:2,16 100:18,20 105:1
106:25 108:11 109:24 123:24
130:20
planning 59:21 74:18 110:12
123:20



plans 109:13 110:20
planting 50:22
play 93:7
plug 102:22
Plumbing 109:16
POC 84:4 86:9,25 88:12 89:6,22
90:21 91:10 92:16 95:10 96:11
100:10
point 39:1 42:25 44:16 67:6 75:18
114:10 115:13 136:16,21
pointed 39:1
policy 26:1,4 31:22 33:22 62:23
63:12 104:14 126:8,18
poor 7:6,14
popped 99:16
portal 70:15,17,24 79:2 84:11 86:19,
24 98:24 99:7 101:7 103:14
portion 95:20
position 13:24 16:15 17:3 18:3 45:6
51:24 130:20 134:13
positions 22:23 40:8 45:6,10
positive 25:13,19
possibly 65:1 90:18,19 91:8 97:18
98:10 108:5,9
post 103:3
posting 103:4 106:18
posture 60:9
pragmatic 17:11
pre-canned 92:9 95:13
pre-esac 57:18
pre-meeting 57:23 114:14 122:20
pre-populate 89:25
pre-populated 89:11
prefer 30:9
prepared 75:3
present 72:15 112:12 114:14
presentation 73:3 97:1 102:13
118:4
presentations 114:15
presenting 35:5 71:19
pretense 66:22
pretty 61:14 69:16 72:14 76:20
78:15 83:14 135:1 136:6
previous 11:10 22:15 24:4 32:20
78:9 91:22 116:18 117:8
previously 36:9 78:8
print 79:16 80:1 82:23
prior 26:5 39:18 48:10 77:2 78:2
86:22 89:19 90:7 91:7 92:1 127:14
prioritize 21:3 47:7
prioritized 47:2
prioritizing 26:5
priority 24:20 36:1 46:21 48:8,15,18
problem 45:19,20 46:13 57:21 59:9
126:10
problematic 62:7
problems 61:21 110:23 116:2 128:6
procedure 24:18
proceedings 139:1
process 20:24 21:2 24:17,22 25:25
26:4 35:23 41:19 54:3,9 55:11 60:2
62:22 63:2,12,15,17,21 64:16 66:19,
20,21 72:4,23 79:5,12,24 81:3,25
83:17 90:22 105:12,13,15 107:10,15
116:19 117:2 121:14 126:25 128:1
134:24 137:7
processing 79:15
product 73:18
profile 17:1
program 13:17 15:14 16:10,11,14
17:8,23 18:1 22:12 28:4,6,23 29:6
31:11,24 40:17 42:7,11,19,23 43:2,
4,5 59:19 65:3,5 76:6 78:5 79:14
80:16 81:24 82:22,25 84:21 85:2
86:6 93:10,21 94:5,19,24 96:19
103:1,12,21 104:18 105:1,5 111:19
program's 96:22 105:11
programs 41:10 45:16 104:15
106:17
progress 23:24 24:12 70:18 75:8
77:17 90:16 94:15
project 55:8 70:1,10,13,17 71:15,17
72:16 73:1,4,8,10 75:25 78:21
128:12 129:11,15,20 131:15
projected 36:14,16,18
projects 77:13
promised 71:4
proof 70:25 72:22 80:5,6 82:17,19
83:5,18 84:3,7,14 86:9 87:12,15
88:4,7,17,18,24 89:1,7 91:23,25
96:11,12,21 99:5 100:21
proper 64:17 124:19
properly 28:23 29:6
property 7:21 82:14 97:8
proposal 118:11
proposals 105:18,23 106:5 107:17
108:6 116:6
propose 44:15
proposed 106:9
proposing 104:18 106:10
prospective 120:15
Protection 115:18
provide 41:18 58:2 59:4 60:14 61:1
63:5 80:5 84:7 102:11 103:17
provided 96:4 136:11
providing 28:7 75:19
public 12:21 62:23 63:15 67:3 68:20
104:15 106:10
pulled 71:25 101:18
pulling 100:16 127:25
pulse 102:2
purchase 68:19
purpose 83:10 129:19
push 54:11 74:1 127:10 138:6
pushing 36:2
put 25:10 27:8 34:10 39:20 41:20
43:19 47:2 52:13 53:2,19 56:24
62:22 65:10,16 66:3,7 75:5 91:1
92:20 96:19 98:12 101:25 107:1
110:4 113:15,22 117:22 118:22
120:6 121:15 125:6,13 130:17



puts 61:25 69:15 96:8

putting 33:2,4 52:19 57:3 61:7
107:13 108:2 131:5

Q

Q&a 35:2,10 37:6

QEI 33:6

qualifications 31:20,25

qualify 31:12

quality 71:5 73:18

quarter 18:18,19,21 23:10

question 19:14,25 20:1,21 23:3
24:8 26:14 27:24 29:13 32:14 33:18
35:8 37:24 38:7 40:25 41:1 44:4
46:9 54:24 56:5 64:5 83:23 99:4,7
110:17 128:23 130:14

questions 8:18 10:19 17:19 18:12
23:17 26:17 31:10,17,19 32:3 33:2
34:4,8,15 37:4,9 49:9 51:13 56:15
71:3 72:24 83:11 97:2 100:5,7 102:6
104:2 107:4 108:16 110:11 111:14
123:14

queue 96:20

quick 25:5 35:15 36:10 71:25 72:16
78:23 81:2 83:9 87:2 99:16 130:3
136:6 137:2,3

quicker 98:9

quickly 69:13 82:13 129:23

quit 124:18

R

radar 25:6

RAGONA 99:3,17

raise 13:11 83:24 138:20

raised 49:9 99:1 101:10

raising 34:18

rate 29:21 35:19 36:23 37:20 41:15

RCW 12:19 28:15 115:24

RCW-BASED 120:14

reach 14:2 28:13,17 103:9,21

108:22 121:8 132:2 133:15 138:4,10

reached 29:5 76:9 133:12

reaching 76:8 102:23,25 103:18,24

read 23:21 32:10 131:17

reading 118:15

ready 50:11 55:18 58:15 75:1,6,18
76:22 80:12 86:15 125:25 127:15

real 24:17 36:10 42:16 72:16 83:9
87:2 94:9 99:16 114:12 116:21,23
117:7 119:4,5 130:3 137:3

reality 119:5

realized 74:4

realizes 51:4

Realtors 117:13 118:7 121:6

reason 10:17 33:5 34:1 54:13 65:9
88:18 91:14 116:14 122:18 126:1,2
127:5,10 129:6 135:17

reasoning 124:14

reasons 92:9 105:7 124:17 125:16
129:2 135:17

receive 55:19 79:14,25 80:16,20
81:21 82:25 84:10 86:17 89:4 98:18

received 31:6 88:15 93:3 118:8
121:8

receptacle 91:15

recess 69:21

recognition 13:3 117:11

recognize 13:5 39:4 53:2

recommendations 115:1 125:6

record 15:9,11

recorded 12:11 119:9

recordkeeping 128:14

records 30:22 78:4,9

recruiting 35:23

recruitment 35:21

red 99:13

red-tagged 25:16,17

reduce 77:18

refer 119:9 133:23

reference 118:12 121:2

referrals 116:18

referred 117:24 124:3

reflect 26:8

reflects 114:11

reformatted 34:7

regard 130:4,6

region 18:5,6,7,8,11 21:21 36:2

regions 16:19,20,22

register 74:10

regular 30:24 31:7 32:9,21

reimplementing 41:24

Reinmuth 29:14,17 30:8

reinspection 80:12 81:13

reinspections 126:13

reiterating 24:15

related 69:4 115:5 125:5

released 58:19,20

relevant 78:4

rely 122:20

remarks 116:20

remember 22:11 41:22 52:3 66:11
93:8

remind 100:2

reminders 80:21

remodel 130:15,19

remove 93:21

renew 79:18,19 93:21

rent 116:1

Rental 112:8,11

rep 8:1

repeatedly 31:6

replaced 17:1 90:25 91:15

replacement 71:16 131:13,19
132:24 134:7,23,25 135:21

Replacements 130:4,7



replacing 131:4 134:3
reply 137:2
replying 83:2
report 14:8 15:3 16:5 18:15 27:8
31:23 35:17 80:8 81:4,8,9,17,20
82:20 83:6 84:8,12 86:11,15 88:14
97:20 98:11 100:12,18,19
reported 38:19
reporter 100:1,2
reports 89:4 97:24 100:8
represent 6:25 12:23 61:22 74:12
representation 33:21
representative 6:21 7:16 8:7 138:4
representatives 8:12 106:3
represented 10:10
representing 6:9 7:20 8:23 9:7
represents 39:4
request 39:21 53:20 61:4 80:17
84:16 85:19 88:9 92:14 99:6 104:18
115:19
requested 49:21 79:13 88:16 92:16
100:25
requests 74:2
require 48:20 131:17 134:6
required 30:23 46:23 48:7 79:6 84:5
131:9 137:8
requirement 48:14 99:21
requirements 31:20 50:20 56:13
65:16 115:21 130:14 131:13,24
requires 12:19 131:3
rescinding 64:14
research 25:19 31:18
residence 120:15
residential 6:25 33:8 61:22,23
85:25 109:15 115:11,17,20,24,25
135:13
resolved 77:15
respond 54:17 81:23 82:15
responded 100:24
responds 81:8
response 11:21 14:16,18 17:21
18:13 23:18 36:5 53:10,13 60:25
64:4,7 69:6 108:18 111:15 129:1
133:7
responses 92:13
responsibility 29:17 127:25
responsible 16:19,22 28:4,19,23
81:5,22 97:16
rest 94:17 96:17
restart 50:1
restarted 49:23
restricted 36:21
restrictive 60:18
restrictors 68:21
resubmitted 53:21
result 98:7 124:7
results 45:9
resume 26:10 31:9
retention 78:4
retested 76:25
retired 17:2
revenue 40:15
reverse 86:7
review 18:15 33:7 52:10,11 53:4
54:9 56:24 57:7,8,16,19 59:4 82:2
85:19 86:3,5 93:22 94:19 96:20
105:2 106:5 130:20
reviewed 31:21 33:22,23 34:3,9,10
93:9 96:20
reviewing 83:1 85:6 95:19 105:6,23
reviews 84:21
revised 119:15
revisit 44:22 121:24
revoke 74:14
Reynolds 101:22,23
Rick 10:22 13:20 14:14 15:5,15,21
19:4 20:19 22:8,25 24:7 34:14 37:11
40:10 43:9 50:13 51:12 53:8,15,17
55:2 56:2 58:7,18,23 59:8,23 61:10
62:15 63:23 64:10,18 68:4 69:1 97:5
104:4 108:23 111:24 113:25 114:22
119:19 123:6 124:3,11 125:2 126:4,
6,21 128:9,24 130:1 133:6,20
134:18 136:3,25 137:14
Ricky 6:5 12:2 13:25 14:4,10 19:2,3
25:21 43:11 49:16 56:17 114:16
116:14 128:18
rid 67:13
riding 12:21 28:11
risk 57:12,13
road 45:18
RODRIGUEZ 71:24 72:4 102:18
roll 55:17
rolled 32:9,15
rolling 32:22 122:5
roughly 92:20
round 78:23
route 25:2 39:14
routes 21:17,18 47:18
rule 12:20 21:12 22:1 47:21 136:21
rulemaking 31:24,25 104:16,24
105:1,12,15 106:8 107:5
rules 54:10 55:13 68:18 78:4,13
105:3,6,7,20,24 106:6,9,13,14
136:14
run 21:24 117:10 131:20,23
running 19:9,10,22 21:18 66:6,23
123:8

S

safe 60:18 115:14
safety 10:11 28:4,11 30:2 93:13,15
104:15
safety-related 84:23 85:10
sailed 34:12
sale 114:10 115:13
sample 99:10
save 90:14,23 94:14,16 96:1,6
103:12,13



saves 96:8
savings 36:17
scenarios 77:1,3,8
scenes 12:25 13:21
schedule 21:1 47:15,21,22 48:17, 18,24 50:3,7 72:16 73:21 113:9
scheduled 47:11 49:1 108:1 113:16,20
scheduling 16:24 48:25
Schindler 8:22 62:20
scope 73:17
scorecard 18:15,18 37:19
Scott 6:23,24 7:3 12:8 13:23 15:5,7 20:21,22 26:15,16 40:13 43:9,10 44:1 46:18,20 47:1 48:4,7 50:15,16 51:7 54:18,21 55:8 56:3,4,22 57:17 61:5,11,12 62:11 107:6,7 108:12 110:16,18 112:17,18 115:4,7,8 117:5,25 121:20,22 130:4,9,25 131:25
Scott's 24:8
scoured 34:5
screen 15:1,24 83:9,12,13 86:20,22, 23 87:21 89:7 91:22
scuttled 63:16
SDCI 109:11
sealed 111:7,8
season 50:6 51:9
Seattle 13:16 15:13 58:10 109:1,7, 11,13,14,15,16,17,18,25 110:9 111:3,21 112:20 113:14 133:10
Seattle's 110:12
section 13:7 22:13 61:19,22 118:4, 13
security 10:12 60:9
select 88:12 89:21 91:17 96:6
sell 116:1
seller 120:15
Senator 118:3,17
send 30:7 53:6 56:14 57:4,13 58:25 75:9 78:17 80:8,10 82:4,20,24 98:4, 23 102:15 120:8,24 126:12
sending 30:4 81:10 106:16 115:19
senior 104:14
sense 57:1 62:6
separate 66:9 130:18
September 53:24 92:21,22 113:9
served 110:5
serves 105:14
service 28:7 66:10 92:10,12
serviced 127:24
session 90:15 104:19,21
sessions 118:24 119:8
set 34:2 78:17
seven-day 48:21
severity 93:13
SFPS 104:14
shake 115:2
shameless 102:22
share 15:1 29:22,24 55:15 83:9 107:2
shared 10:8 29:15 102:4
shareholder 122:22
sharing 106:6
Shawn 14:15
She'll 103:21
shepherded 55:10
shifting 25:3
ship 34:12
shipped 121:15
shooting 116:21
short 90:13
short-term 45:8
shortage 20:23
shortened 79:23
shot 117:24 119:4
shoulders 119:1
show 12:6,9 13:9,12 15:24 24:23 72:19 74:8 75:22 88:9 99:25
showed 91:18
showing 30:21,22 32:16 72:21 74:20,21 75:21 80:4 127:14 137:14
shows 80:8 130:15
shrugged 118:25
sic 138:10
side 49:10
sign 82:23 96:5 98:20 131:21 135:5
signed 75:11 102:24 130:16,19 132:22 135:15 136:10
significant 41:17 46:9
signify 134:9
signing 135:8
signs 127:16 128:4
sill 115:20
silly 126:11
silos 50:6
silos 50:25 73:16
similar 22:16 45:11 79:22
similarly 100:17
simple 21:24 39:1 83:17
simply 86:24
single 100:14
single-family 115:25
sir 7:15 9:10 69:14 114:5
sit 44:14 97:25
site 87:24 97:10
sitting 38:16
situation 22:16 30:1 80:19 81:7 121:5 132:19
situations 28:9
size 77:13
skip 6:18 76:19
sleep 10:2
slide 72:7,13,25 73:1,20,22 75:12 79:1 80:22 81:14 82:5 101:14,21



102:21
slides 71:18 101:15
slip 109:23,24
slipped 109:20
small 10:14 126:13
smoothly 74:6
snail 80:2
snapshot 38:18
Snohomish 21:22
SOD 88:12 95:11
sole 55:9
solution 38:1 44:15 132:25
solved 22:17
somebody's 10:16
sooner 73:19 93:17
sort 24:7 26:1 30:5 37:12 43:21
67:6,8 83:15 96:8 132:12
sorts 29:1
Sound 7:20
sounds 25:25
space 102:6
speak 27:10 35:23 54:20 67:4
116:15 117:15,17 118:9 122:18
speaker 11:13 100:3 138:17
speaking 47:4 100:3 102:19
special 58:12 106:4
specialist 132:17
specific 16:12 23:3 37:5 40:19
42:22 92:3 131:1
specifically 28:1 33:8 121:12
specifications 76:2
speed 43:14
spelled 48:15
spend 41:5,9
spilling 117:1
Spokane 6:21 9:7,8 17:3,9 20:11
35:21
spoken 132:17
spot 47:3
spread 102:22
spring 50:18 51:9
sprinklers 120:18
squat 33:13
staff 30:1 37:21 75:22 76:6 124:16
125:10
staffed 38:13 45:3
staffing 42:1
stage 106:12
stakeholder 95:3 122:23
stakeholders 12:23 28:10 50:17
56:14 67:14,19 69:3 73:5,12 103:9
105:19 119:17 123:3 132:5 137:18,
22 138:1,6,10
stand 37:1
stand-alone 110:1
standard 60:6 105:12
Standards 62:5
star 80:3
start 6:4 10:7 16:3 51:2,3 52:20
55:11 75:4 91:16 97:15 103:6,23
107:13 108:2
started 10:4 66:15 73:4 74:4 75:16,
21 76:19 83:8 84:3 125:17
starting 24:2 39:20 69:25 75:2
105:1,15
starts 29:17
state 8:15 10:6,9 20:24 26:2 28:10
37:15 39:9,12 44:25 46:10 56:12
61:1,3 62:8 63:9 68:25 84:4 91:13
95:18 103:10 104:7,11 110:7,22
111:11 112:19 132:2 133:12,16
state's 63:4 126:19 130:20
stated 65:19 84:9 88:23 93:24 98:18
132:4
statement 12:17 56:19 65:6,24
66:22 69:9 87:22 88:13,14,20 91:19
100:19 101:2,6 123:18 124:24,25
125:2,13 129:10 137:25
states 60:16 67:11,12 89:13 131:2
stating 88:15 92:17 96:3
status 90:15 112:2,5
statute 28:14 104:19
statutorily 46:21,23 48:7
statutory 48:14
staying 112:22 129:19
steering 117:14,16,20
step 52:24 54:18 57:14
step-by-step 79:4
steps 54:4 74:18 103:17
Steve 29:14,17,23 30:7 35:5,6
sticker 126:10
stickers 127:16 128:4
Stiltz 8:13
Stockham 126:24 136:7
stocks 50:8
stood 8:15 118:7
stops 93:15
story 62:9,14
straight 52:17
strained 126:14
stress 54:13
striking 117:23
strong 54:11
structural 45:21
structure 46:10 132:8
structures 36:13 41:10
struggle 135:9
struggling 61:16 62:2,12
stuff 10:18 33:9 37:10 54:25 67:22
82:10 97:25 115:10 120:21
stunned 118:21
subcommittee 33:19 112:2,5,15
113:7,11 114:9 117:9 119:23 120:9
121:9
subcommittee's 121:9



subject 84:24 86:5
submission 92:1
submit 86:9,25 87:10,19 88:4,6,24 89:9,22 90:21 91:7,10 93:20 94:13, 16,18 96:10,16 99:5,22 100:10,23 119:17
submittal 80:17
submitted 31:25 84:14 87:9,11 89:10 90:5 92:2 96:9,12,23 105:24, 25 119:22
submitting 83:19 88:17,25 89:20 96:2 98:16 114:21
subsequent 122:22
substantive 121:23
substitute 7:14
successfully 96:13
suggest 92:25
suggestion 123:1 133:2,3
super 73:9
supervision 16:17
supervisor 16:18,21,22 25:2 27:7
supervisor's 25:6
supervisors 25:4,9 37:16
support 13:25 14:3 40:16 41:25 42:18,23 63:14 112:19 118:14 135:17
supported 29:7
supporting 13:6 28:4 42:20 79:7
supports 45:10 132:20 135:16
supposed 8:17 37:6 46:10 47:9,11, 13 78:14 127:14
surprise 118:6
surprised 114:18
surrounding 33:23
survey 73:3 102:15
suspension 64:13
sustainable 45:22
Sven 117:10,18 118:3,16,24 122:1
switch 88:10 101:14 118:10
switched 103:16
swoop 91:6
system 34:18 41:18 71:5,16 73:13, 25 74:19 75:19,25 76:4,25 77:4,21 78:1,2,6,8 79:23 80:23 82:11 83:2 86:14 87:13,15 97:13,22 103:20 120:18 128:13,22 129:4,12
systems 77:13

T

T70 6:25
table 44:13
tables 117:20
TAC 54:5,9 55:4,18 106:2 108:6 116:5 121:25
TAC's 106:5
taints 117:2
takes 20:9,15 43:14 78:25
taking 10:24 57:2 124:23
talk 18:25 29:16 37:8 43:15 47:6 116:17 117:1 122:17 129:21 133:16 134:14
talked 35:14 36:1 41:12 60:1 62:20 104:25 106:20 108:8 118:1 124:20 132:1,11
talking 30:13 70:22 77:4 91:23 103:7,10 108:4 120:3
tally 66:16
Tamra 99:1
tardy 15:13
target 109:22 110:25
Taylor 70:6 71:10,14,15 72:3,8,10 97:3 99:24 100:6 101:11,13 102:12, 20
team 17:13 70:1,13,17 71:23 75:25 78:20,21 84:1 129:20
teams 77:8 83:14 101:24
technical 101:18 105:22 132:16
technically 127:13
telling 40:4 45:4
temporary 30:19 31:1,3,5 32:8,19
ten 34:3 113:19
tend 73:2
term 41:14,22 57:15 80:6 82:18,19 83:6 114:9
terms 37:1 42:17 46:15 48:14 52:6 55:16 64:11
test 31:11,13,14 32:18,21 33:2,5 34:4,11 75:25 76:10,16 103:19
tested 76:25
testers 76:7 103:19
testing 31:9,16,21 32:17,20 33:1,20, 24 74:4 75:4,16,20 76:1,4,24 77:15 78:16
that'd 133:15
that'll 60:8
There'd 133:14
There'll 79:4
thing 21:4 22:3 37:7 41:7 45:2 46:3 47:4 48:24 60:7 63:14 69:15 80:11 84:8,20 86:8 87:3 88:22 90:17 100:14 116:16,25 117:23 118:2 119:13 122:12 127:19
things 21:6 25:15,18,19 26:19 27:7 29:1 34:3 37:5 43:16,23 47:19 48:4 52:18 56:9,16 60:10 61:20 65:12 66:6,14 71:1,11 72:15 73:14 74:7,9, 16 75:2,3 77:4 79:5 80:21 83:2,18 87:23 88:15 91:21 98:4 100:25 101:5 104:6 116:5,20 120:23 122:17 125:23 127:16 128:4,7 130:10 132:1,21
third-party 8:14 22:20 43:22 44:22 45:8,11 46:2
Thompson 7:10,14 120:2
thought 37:25 38:7 43:2 48:9 58:24 63:21 66:19 68:17
thoughts 61:6
thumb 21:12 22:1 47:21
Thyssenkrupp 90:24
time 10:24 16:16 18:21,24 19:7,9,18 20:2,9,16 21:17 22:21 26:10 29:23 30:23 31:4 32:19,23 37:23 38:17 41:1 43:14 44:11 49:25 50:7,18



51:10 52:15 55:5,12 57:1 59:14
 60:17 63:7,19 65:11,12,19 66:12,21
 67:5 68:17 69:17 70:22 72:23 77:22
 79:17,19 80:23 83:20 85:9,12,15
 92:17,18 93:2,3,5,11,20 94:1,6,10,
 21 97:1,23 98:2,5 102:5,8 103:12,13
 104:7,16 107:9,11 111:2 114:9,11
 117:9 123:22 126:15 129:19 131:14
 137:7,23,24 138:8

time-consuming 132:10

timeframe 53:18 93:10 105:20
 106:24

timeframes 105:17

timeline 63:17 75:14 107:1,13,21
 108:3

timely 13:18 55:5 94:20 121:23
 122:8

times 21:16 56:5 66:9 94:12 127:22

timesaver 70:25

timesheets 30:22

timing 41:23 55:16

title 96:6

today 6:13 7:4,5,11,17,24 16:23
 35:7 45:2 71:1,20 72:14 74:21 80:4,
 8 90:2 102:4 104:17,25 108:17
 109:10 110:8 112:12 124:25 135:11
 137:15 138:9,24

today's 82:19 89:10,12 110:8

told 55:7

ton 126:13

tonight 46:2

tool 80:17 120:25

top 66:11 131:12,23

topic 16:9 17:20,25 18:17 23:22
 30:13 49:12

topics 16:12

total 18:1 19:22 23:10,14

touch 133:11

touching 72:16

tour 46:1

track 49:16 128:22

tracking 128:14 129:3

training 74:25 75:3,6 76:18,21
 103:4

trainings 36:22

transaction 114:12

transfer 115:15

Transit 7:20

transitioned 65:4

transparent 73:9 77:14

travel 36:22

traveling 71:21

treats 79:22

tremendous 20:9,15

troubled 119:9 121:4

Troy 14:17

true 84:23 94:9

trust 73:9

truth 58:23

truthful 96:4

turn 71:11

turnaround 97:23 98:5

turned 128:5

turnons 47:7

turnouts 46:24

two-and-a-half 113:6

type 82:16 84:19 86:9 94:3 98:17
 134:10

types 25:18 77:5

typical 63:17

typically 48:20 81:8

U

ultimate 28:19 29:16

ultimately 28:3,22 29:2

unadopting 60:2

unanimously 31:23

unaware 60:6

underpinnings 45:21

understaffed 28:6 37:17

understand 20:23 21:5 26:21 27:4
 35:21 59:20 66:7 97:7 127:18 132:3
 135:19

understanding 24:15 25:25 73:15
 106:23 127:7

understands 36:24

Understood 69:13 134:16

UNIDENTIFIED 11:13 138:17

union 33:12

unit 16:18,21 18:5,6

Units 112:8,11

unmuted 114:3

unnoticed 13:21

unsafe 28:9

untenable 30:1

upcoming 75:14

update 23:23 35:15,16 57:7 70:1,10
 104:24 105:3 109:1,7 112:13

updated 55:14 66:5 75:8 78:17

updates 36:6 102:3 104:7,10,17,20
 112:2,5,22

updating 105:4

upgraded 66:4

upgrades 66:2,17

user 87:17,18

users 75:25

usual 32:2

utilizing 22:19

V

vacancies 17:23 18:1,2,5,9 20:8,9,
 15 22:18 23:1 28:20 29:25 35:20
 36:17 37:14,16 38:3,15 39:22

vacancy 29:21 35:19 36:23

vacant 16:15 20:12 21:22 25:2
 47:18



vacations 52:16
valid 54:7 83:23 85:23
validating 78:15
validation 77:24
valuable 102:5
vendor 74:3 76:3 77:11,16,17
78:13,18
verifications 129:13
verified 129:7,9
verify 85:15
version 95:6 100:24 105:3
versions 62:13 105:4
versus 30:18 47:7
Vertical 126:7
vetted 31:10
video 60:8 122:13
view 30:2 43:21 96:16,17,18
village 78:25
violation 28:15
visibility 115:23
vision 73:1
visit 103:2
visual 73:23
volunteered 113:6
volunteers 76:9,14
vote 11:2,6 12:4,5 118:14
VPL 130:16 136:17

W

WA 104:11
WABO 133:13
WAC 31:8 47:13 54:2 61:20 66:8
68:18 119:15 122:7 131:1,17 132:20
Wade 126:5,7,22
wait 53:1 79:17 97:19 100:7
waiting 14:12 36:5 55:19 57:8 98:9
118:9

waiver 83:20 85:21,22 86:10,13
88:6,22 91:25 92:2,6 94:23,24
95:10,11,24 96:21 99:6 100:25
waivers 80:18
walk 79:5
walked 52:2
wanted 9:19 12:1 34:18,23 35:14
37:8 47:6 67:19 95:1 110:7 112:19,
23 116:17 126:17,24
wanting 34:13 53:25 133:25
Washington 10:9 22:13 103:10
104:8 117:13 118:7 121:5
waste 60:17
water 116:25 120:18
ways 42:15
web 103:2
website 37:14 56:8,12 57:20 106:19
wedding 52:18
week 16:13 52:17 57:4,25 58:2
92:23 93:6 94:1 98:1,3,10 104:22
124:20 125:11
weeks 74:2 89:19 90:6 108:2,12
129:22
weigh 7:8
Wendell 100:4
West 10:2
whomever 120:12
Winchell 8:22
window 108:6
winter 50:18 51:10

Wohlschlager 7:25 8:1

wondering 9:25
Wood 6:8 27:24,25 28:2,22 30:10
130:24 133:22 134:20 137:3,12
138:14
word 7:16 41:21 59:3 102:22
words 45:13
work 12:18,25 13:2,7,13,20 14:1
31:13 37:22 38:3 43:11 44:10,16
47:15,22 48:10,19 50:6,11,12 52:7
53:1 55:5 60:16 74:5,11,17 75:5

77:3,8 78:10 82:22 84:7 92:23 94:18
96:20 104:15 114:8 120:2 121:16
worked 17:6 34:19 65:3 77:1 78:12
working 7:6 18:10,11 25:7 35:25
36:21 55:9 57:15 64:1 65:5 70:17
73:16 77:19,22 78:17,22 85:18
97:15 106:24,25 120:12
workload 21:5,7
works 59:7,10 73:15
world 116:2
worries 68:11
worry 80:2
worth 66:2 77:25
Wren 98:12 99:9 100:4
write 54:10 68:16 80:10 116:6
writes 85:25
writing 57:11 63:4 81:9
written 20:23 21:4 24:17 47:13
51:24 53:1 54:24 56:7,13,19 95:4,15
106:11 132:20 134:6,8,15
wrong 41:14 43:3 50:6 95:5,6

Y

y'all 26:4
year 18:22,24 19:1,8,12,17 22:17
23:9,13 31:4 38:19 39:15 40:16
49:25 70:16 107:17 110:13 117:15
118:1 127:22
years 13:24 14:2 17:7 21:3 22:12,21
26:22 30:21 33:20 34:3 41:16 45:1,
20 65:4 68:24 77:25 115:12 116:19
118:24 119:3 125:21 127:4
young 132:5

