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Minutes

Board of Elevator Regulations

**This meeting was held remotely via GoToMeeting
June 9, 2020 at 9:00 a.m.**

Board Members Present:

Stephen Sampson, Chairman
Eric Morse
David Gaudet
Jacob Nunnemacher
Cheryl Davis
Brian Ronan
David Morgan

Division of Professional Licensure Staff:

Charles Kilb
Ruthy Barros

The Board discussed the following:

1. A motion was placed by Eric Morse to go into closed session. The motion was seconded by Jacob Nunnemacher. Roll Call Vote:

• Stephen Sampson, Chairman	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Jacob Nunnemacher	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• David Gaudet	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Cheryl Davis	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Brian Ronan	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Eric Morse	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• David Morgan	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay

The Board went into Quasi-Judicial Session pursuant to M.G.L. c. 30A, §18 to review and deliberate in the matter of three product variance decisions to install an automated parking device to be located at 29 Commonwealth Avenue, 1 Post Office Square, Boston and 30 Penniman Road, Allston. A motion was placed to go back into open session by David Morgan. The motion was seconded by Eric Morse.

Roll Call Vote:

• Stephen Sampson, Chairman	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Jacob Nunnemacher	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• David Gaudet	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Cheryl Davis	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Brian Ronan	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Eric Morse	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• David Morgan	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay

2. Approval of meeting minutes from June 2, 2020 [Exhibit 3]

A motion was put forth by Jacob Nunnemacher to accept the minutes as written. The motion was seconded by Brian Ronan. **Vote: 6-0; Granted.** David Morgan abstained.

Roll Call Vote:

• Stephen Sampson, Chairman	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Jacob Nunnemacher	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• David Gaudet	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Cheryl Davis	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Brian Ronan	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Eric Morse	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• David Morgan	ABSTAINED	

1. Old Business:

The Board went on to discuss escalator sterilization systems. The Board wanted an update from the Chairman if the requested documents for 55 Fruit Street and 10 Park Plaza, Boston were submitted to OPSI. The Chairman stated that as of June 9th, the requested documents were not submitted by the petitioners and to his knowledge no escalator sterilizations systems have been installed at either location. Per the Board's request, OPSI will reach out to the petitioner of 10 Park Plaza for code violation references, documentation verifying the system is ASME UL compliant and certified and test results from the London Underground. The Board stated safety concerns regarding the system being so close and possibly interfering with the stop switch and neither

petitioners have provided any documentation that the proposed escalator sterilization systems will kill the corona virus.

Brian Ronan and Charles Kilb left the teleconference at 10:10 a.m.

The Board briefly discussed 524 CMR 35:00 Section 2.8.3.3 and the Board is awaiting to receive documents from David Kristola from U.S. Department of Health & Human Services – Centers for Medicare & Medicaid Services.

Exhibit List:

Exhibit 1: Draft decisions for 29 Commonwealth Avenue, 1 Post Office Square, and 30 Penniman Road

Exhibit 2: Meeting minutes from June 2, 2020

Motion to Adjourn: Eric Morse

Seconded: Jacob Nunnemacher

Vote: 7-0; Adjourned. Brian Ronan came back into the teleconference at 10:24 a.m.

Roll Call Vote:

• Stephen Sampson, Chairman	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Jacob Nunnemacher	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• David Gaudet	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Cheryl Davis	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Brian Ronan	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• Eric Morse	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay
• David Morgan	<input checked="" type="checkbox"/> yea	<input type="checkbox"/> nay

Hearing concluded at 10:24 a.m.

Prepared by: Ruthy Barros