

# 201020 UDPB Meeting

Tuesday, October 20, 2020

9:33 AM

**Meeting Subject:** North Carolina Damage Prevention Review Board Meeting

**Meeting Date:** 10/20/2020 10:00 AM

**Location:** 2301 Benson Rd, Garner, NC 27529

**Link to Outlook Item:** [click here](#)

**Invitation Message**

**Content**

<<invite.ics>>	Added by <a href="#">Riley, Megan J</a> Attachment from Outlook
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## Participants

-  [Riley, Megan J](#) (Meeting Organizer)
-  [B.J. Lanier](#)
-  [Chris Russ](#)
-  [Gould, Rick](#)
-  [Greg Puckett](#)
-  [Hope Morgan](#)
-  [Jackson, Rufus](#)
-  [Jonathan Holt](#)
-  [Juliane L. Bradshaw - LEGAL](#)
-  [Kenneth Malonson](#)
-  [Lisa D. Smith-Perri](#)
-  [Louis Panzer](#)
-  [Tom West](#)
-  [William Wheeler](#)
-  [Bryce Mendenhall](#)
-  [Freddie@sandersutility.com](#)
-  [Martin, Tucker R](#)
-  [Ann Rushing](#)
-  [Madding, Daniel](#)

Freddie Young

## Agenda:

- New introductions- Freddie- took Ken's place- Utility contractor, Tucker- NCDOT Rep-
- IT- working on getting the go live- all the files are shared with Teams. Conversations and concerns with the valid option- if we need to add more functionality the integration may need different tools. Meeting at 1 with John
  - By December 1st we will all be on Teams-
    - Need to send the teams invite to the team's site.
    - Need to have Tonya to have access.
  - Budget Update- Lisa- see the drop box



- Juliane Comment- update on where we are with the process.
  - Answers were posted today- sent the final product that was posted.
  - It will close on Nov 2nd 3pm. Hopefully we will get several submissions.
  - Talked to several other boards or lawyers and they have gotten several submissions.
  - Contract start date effective date is set to be Dec 1st
  - Juliane will provide link to those locations.
- Utilities commission
  - Tracking sheet showing how the cases are progressing. Using to track case number- initial ruling- who the training needs to be conducted by. And then who we are going to file the docket under. When sent for docket information put the number and send the letter saying here are the findings and file electronically and put the date.
    - There was a case that the addresses were bad and none of the letters had made it. If these do not make it to them and the commission does not submit any information. Do we keep it or move to another group?
      - i. Louis- in the process there is a flow chart- if we say it goes back to the company and ask for the company to provide a name- company would provide who was appropriate. Provide a list of contact names. Looking at this more electronically down the road.
        - 1. Who is going to go back to the company and ask a name? Do we need a form letter to amend?
        - 2. We need or have a point person for the company to ask who should be applied
      - ii. Make a Motion- add a process that would include a process adjustment to add a letter when there is a violation for the company to define who should take the training in the case of a violation. Amend the Motion to say that if there is not a response to the letter, we will use the name registered with the SOS
        - 1. Discussion- reach out to the utilities to find out who the contact person needs to be.
          - a. This may be incomplete list there would be a draft letter at the beginning of each year when collecting the POC for the company.
          - b. If you do not provide a name, we will use the registered person with the SOS office.
          - c. Can we get an exported DB of the list of companies and the POC-?
        - 2. Any opposed? (no responses) Motion Carries.
        - 3. Need a place to track the names of who initial contacts are with each of the companies. When the process comes back for the team to approve this will be part of the process.
    - If we want the supervisor to take and do not specify an individual- commission will not do anything until they tell us an individual's name.
      - i. Need to get an individual's name
      - ii. Need to send a letter and they would have to formally respond, or they will close with no action.
- Teams training for the Jan Meeting

269-273 were cases that have already been resolved.

#### Case Review 274-278

##### Case 274

- Recusals-
- Violation-
  - Motion- 87-122a with a recommendation with Pipes plus training for Carl Washburn and a 1000\$ fine to Trepan LLC- Louis
  - Second- Tom

##### Discussion-

- Piggy backing
  - Each company needs their own ticket. You cannot use someone else's Marks
  - Any other violations by this company? Carl Washburn- Trepan LLC No other violations

Side conversation- when do you provide a fine- normally not on first time but that has been done when safety is the full concern, would be the largest concern. If you look at the fines that have been done up to this point. Normally associated with Gas. And fined Piedmont for not locating when a pipeline is hit.

##### Fine Allocation

History- \$0  
Gravity- \$500  
Circumstance- \$0  
Culpability- \$0  
Other- \$500

##### Any Opposed? None

- Motion Carries

Penalty- Pipes plus training for Carl Washburn and a 1000\$ fine to Trepan LLC

##### Case 275

##### Recusals-

##### Violation- Insufficient Information

- Motion- Insufficient Information- Rick
- Second- Louis

##### Discussion-

- Letter was sent out letting person to let them know that there was insufficient information

##### Any Opposed? None

- Motion Carries

Penalty- None

##### Case 276

##### Recusals-

##### Violation- 87-122a Pipes plus training for Rubio Oto Manuel and Leo Dulce Maria-

- Motion- Louis
- Second- tom

##### Discussion-

- There was no ticket found with the research

Any Opposed? none

- Motion Carries

Penalty- Pipes plus training for Rubio Oto Manuel and Leo Dulce Maria

#### Case 277

Recusals- Megan Riley

Violation-

- Motion- postpone- to allow PNG an additional 30 days to respond through Nov 14th
- Second- Tom

Discussion-

- Where are we documenting the information on where to send complaints to when people complain? Do we have a place if there is a place supplied?
  - When you submitted there is a list and notification was sent to the wrong location. We will add this to the process change

Any Opposed? none

- Motion Carries

Penalty- On Hold

#### Case 278

Recusals- Megan Riley

Violation-

- Motion- postpone- to allow PNG an additional 30 days to respond through Nov 14th
- Second- Tom

Discussion- done with case 277

Any Opposed? None

- Motion Carries

Penalty- On Hold