



NCUDPRB MINUTES OF MEETING

NCUDPRB Board Meeting

Tuesday, October 18, 2022 – 10:00am

NC811 Event Center, Greensboro & Virtual via Microsoft Teams

Board Members Present: Megan Riley (Chair), Jonathan Holt (Vice-Chair), Lisa D. Smith Perri (Treasurer), Chris Russ, Fred Young, Greg Puckett, Tony Konsul, Larry Sanders, Amy Barron, Keith Holden, Whit Wheeler.

Others Present: Alex Ward (board attorney), Cyndi Sosa (board administrator)

Guests Present: Jake Joplin (Carteret Craven), Marc Worth (Dominion Energy), Eric Lochner (Duke Energy)

Quorum Present? ☒ YES ☐ NO

Meeting called to order by Vice-Chair at 10:04am

Vice-Chair took roll call and asked if there were any guests on the call, guests noted.

August 2022 Board Meeting Minutes Approved? ☒ YES ☐ NO

Motion by Megan to approve August 2022 board meeting minutes

- Seconded by Chris
- Discussion- none
- Opposed – none

Motion Carries

Vote on Vice Chair (waiting)

Megan's term is coming to an end at the end of the year, she will not be renewing. Jonathan is prepared to step up into Chair if asked. We are looking for someone that might be willing to take his spot as the Vice Chair when/if he moves up to Chair position. At the last board meeting we asked if you have a term that is not ending in 2024, would you be interested in putting your name in for the Vice Chair position. Today we are following up to see if there is any interest. None at this time. Jonathan will reach out to a few board members following the meeting.

Finance Report – Board Treasurer

- Financial reports reviewed by board Treasurer prior to meeting and reported by Board Administrator. Balance sheet as of August 31, 2022, was reviewed. This is marked DRAFT because the NC Dept of Commerce has not reconciled our account yet for September. Profit & Loss budget vs. actual was reviewed. Everything is on target with no concerns or issues. The unconfirmed account balance as of 10/16/22 is \$232,608.76.
- AR reviewed by Board Administrator. As of 10/16/22 total outstanding is \$1,123.54. Of this total amount \$1,025.34 was turned over to collections. The NCDOT is working on getting their remaining invoices paid.



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Communication Chair Update

- John Black, NCDIT will make updates to our website as needed. Ann and Amy (communication co-chairs) can work directly with John, and he is aware they may be contacting him with updates/requests.
- Board Administrator will check with John Black on the software to check case status on home screen of website.

Case # 423

Recusals – None

Motion by Freddie for a violation of 87-122(a) with a penalty of \$500 to be paid by Bowden Contracting and PIPES Plus training for Dustin Bowden.

- Seconded by Whit
- Discussion – none
- Opposed – none

Motion Carries

Case # 427

Recusals – Chris Russ

Motion by Freddie to dismiss this case for insufficient evidence.

- Seconded by Greg
- Discussion - none
- Opposed – none

Motion Carries

Case # 450

Recusals- None

Motion by Freddie for a violation of 87-122(a) with a penalty of \$1,500 to be paid by Bowden Contracting.

- Seconded by Larry
- Discussion –
- Opposed – Alex Ward wants to mention higher fines like this one might go to hearing and witnesses are needed to prove the cases however it is difficult to get witnesses so just keep that in mind. If the fine fits, then he is all for the higher violations but as the board attorney he would like to make sure everyone keeps this in mind when recommending a penalty. Megan would like to make sure we continue to make our recommendations based on the approved penalty matrix which was approved as part of the boards processes & procedures. Megan suggests a discussion with the board on this subject when and if this becomes an issue.

Motion Carries



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Case # 455

Recusals- none

Motion by Jonathan for a violation of 87-122(a) with a penalty of \$1,500 to be paid by Pinnacle Contracting Services.

- Seconded by Freddie
- Discussion – none
- Opposed – none

Motion Carries

Case # 456

Recusals – Chris Russ

Motion by Jonathan to dismiss this case as insufficient evidence of a violation of Article 8A.

- Seconded by Keith
- Discussion- none
- Opposed- none

Motion Carries

Case # 457

Recusals- Freddie

Motion by Keith for violation of 87-122(a) with penalty of \$500 to be paid by Buckeye Bridge, LLC and PIPES Plus training for Christopher Burton.

- Seconded by Larry
- Discussion – admitted to the violation and took responsibility for not updating the ticket. Understood they messed up here and seems they know the process.
- Opposed – none

Motion Carries

Case # 458

Recusals – Chris Russ

Motion by Freddie to dismiss this case for wrong party identified.

- Seconded by Jonathan
- Discussion – none
- Opposed- none

Motion Carries

Case # 459

Recusals- none

Motion by Greg for a violation of 87-122(a) with a penalty of \$1,000 to be paid by Raleigh Lanehart Electric and PIPES Plus training for Andy Wilson.

- Seconded by Chris Russ
- Discussion – none
- Opposed – none

Motion Carries



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Case # 461

Recusals- Chris Russ

Motion by Whit Wheeler to dismiss this case as insufficient evidence of a violation of Article 8A.

- Seconded by Freddie
- Discussion – none
- Opposed – none

Motion Carries

Re-Review - Case # 443

Original board review and determination on 8/4/22.

Recusals- none

Motion by Freddie for violation of 87-122(a) with penalty of \$500 to be paid by Sean Murray Grading Inc., and PIPES Plus training for Sean Murray.

- Seconded by Megan
- Discussion – none
- Opposed – none

Motion Carries

Case # 443 reviewed again on 10/18/22 with new information sent in by Sean Murray.

Motion by Freddie that the board stands by their previous citation of a violation of 87-122(a) with a penalty of \$500 to be paid by Sean Murray Grading Inc., and PIPES Plus training for Sean Murray

- Seconded by Larry
- Discussion – none
- Opposed – none

Motion Carries

This completes the case reviews for this quarter.

Final comments from the board –

This will be Greg's last board meeting. Jakes' appointment letter should come through later this year. The board has come a long way and he's enjoyed going through the process. The board extended appreciation to Greg for his guidance and help in assisting to mold some policies and procedures. The board looks forward to working with Jake.

This will be Chris' last board meeting as well. They have an application in process for another facility locator to serve on the board, but they have not received an update on that yet.

This will also be Megan's last board meeting. Megan thanks those that were on the board and those that are new to the board. She appreciates the guidance and support. For new board members, she would continue them to challenge the process.

Jonathan appreciates everyone on the board and thanks those that will fall off at the end of this year for their service.



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Comments from the public –

None

Meeting Adjourned at 11:15am

Guests were dismissed from the meeting and the board was asked to remain for closed session.

11:20am-

Closed session for board attorney to provide an update on case #290 and the overall hearing process.

Closed session adjourned at 12:05pm

APPROVED