



Maryland Underground Facilities Damage Prevention Authority

Wednesday, September 2, 2020
9:00 AM

The Miss Utility One Call Center
Lower Level Conference Room 103
7223 Parkway Drive
Hanover, MD 21076

Open Meeting AGENDA via ZOOM

1. Call to Order – Chair Erik Phillips
2. Introductions and Welcome Guests
3. Roll Call Attendance – Secretary – Kelly Ruddo
4. Approval of March 4, 2020 Open Meeting Minutes
 - a. Approved in June 3, 2020 ZOOM Closed Executive Session
5. Hearing Today
 - a. None Scheduled
6. Approval of Financial Reports
 - a. August 2020
 - i. Balance Sheet
 - ii. P&L Statement
 - iii. Operating P&L
 - iv. Education and Outreach P&L
 - v. Legal Fees To-Date – PK Law - \$1,125.50
 1. Review Legality of Contractor Status – Not in Good Standing on Website - To be paid in September
 - vi. \$0.05 Revenue To-Date
7. Old NPV's for Review by the Authority in Closed Executive Session
 - a. None at this time
8. New NPV's for Research and Review (17 each)

9. New NPV's for Review by the Authority in Closed Executive Session
 - a. NPV# 30963 – Gaines and Company vs. BGE
 - i. Submitted 04/03/20
 - ii. Alleged Violations 04/03/20
 1. §12-126 (a) (1) – Failure to mark within 5 feet
 2. §12-126 (b) (1) – Failure to mark within 18 inches
 3. §12-126 (c) – Failure to mark within 2 business days
 4. §12-126 (d) (3) – Failure to mark after 48-hour delay
 - b. NPV# 31066 – Wash Gas vs. Hamilton Site Construction, Inc.
 - i. Submitted 04/14/20
 - ii. Alleged Violations 01/24/19
 1. §12-127 (c) (1) – Failure to use Due Care
 2. §12-127 (c) (2) – No Test Pit
 - c. NPV# 31069 – Wash Gas vs. Magnolia Plumbing, Inc.
 1. Submitted 04/14/20
 2. Alleged Violations 01/13/19
 - a. §12-127 (c) (1) – Failure to use Due Care
 - b. §12-127 (c) (2) – No Test Pit
 - d. NPV# 31071 – Wash Gas vs. Miguel Torres
 1. Submitted 04/14/20
 2. Alleged Violations 02/17/19
 - a. §12-124 – No Ticket – 1st Offense
 - e. NPV# 31072 – Wash Gas vs. DETCO GROUP. LLC
 1. Submitted 04/14/20
 2. Alleged Violations 02/14/19
 - a. §12-124 – No Ticket – 1st Offense
 - f. NPV# 31074 – Wash Gas vs. B & L Electric Co., Inc.
 1. Submitted 04/14/20
 2. Alleged Violations 01/25/19
 - a. §12-124 – No Ticket – 1st Offense
 - g. NPV# 31075 – Wash Gas vs. Pires Construction Co., Inc.
 1. Submitted 04/14/20
 2. Alleged Violations 01/11/19
 - a. §12-124 – No Ticket – 1st Offense
 - h. NPV# 31096 – BGE vs. Spiniello Companies
 1. Submitted 04/16/20
 2. Alleged Violations 04/09/19
 - a. §12-127 (c) (2) – No Test Pit
 - i. NPV# 31102 – Gaines and Company vs. Zayo Group, LLC
 - i. Submitted 04/16/20
 - ii. Alleged Violations 04/16/20
 1. §12-126 (a) (1) – Failure to mark within 5 feet
 2. §12-126 (b) (1) – Failure to mark within 18 inches

3. §12-126 (b) (2) (ii) – Failure to mark with proper color
4. §12-126 (c) – Failure to mark within 2 business days
5. §12-126 (c) (1) – Failure to report “Marked” or “Clear/No Conflict”

10. Old Business

a. 9/30/20 Expiring Terms and Status

- i. Walter Gainer – AUC of MD Seat – Completes 2nd 2-year term – Terms Out
 1. David Gaines of Gaines and Company has been submitted to the Governor’s Appointment Office to fill the AUC of Maryland Seat
- ii. Derek Shreves – MML Seat – Completes 1st 2-year term – Eligible for 2nd 2-year term
 1. Derek has submitted for his 2nd 2 year term with the Governor’s Appointment Office
- iii. Michael Jewell – Underground Facility Owner’s Seat - Completes 1st 2-year term – Eligible for 2nd 2-year term
 1. Michal has submitted for his 2nd 2 year term with the Governor’s Appointment Office
- iv. Kelly Ruddo – One Call Center Seat - Completes 1st 2-year term – Eligible for 2nd 2-year term

b. PHMSA 2019 Evaluation completed and submitted - Susan

11. New Business

- a. Infrastructure Resources/CGA 2020 Conference was cancelled with no refunds were given.
 - i. Report from Susan about separate conferences next year and what we plan on doing.
- b. Flywheel Website Training Video Contract Adjustment – Closed Executive Session
- c. Contract with our Website Developer for future maintenance – Review in Closed Executive Session

12. Next Meeting Date

- a. October 7, 2020 – Tentative Open Meeting, Hearings and Closed Session

13. Move to Closed Executive Session