



Maryland Underground Facilities Damage Prevention Authority
AUTHORITY MEETING
Minutes

Wednesday, September 2, 2020
Meeting Held Via Zoom

Agenda Items 1, 2:

Call to Order/ Welcome:

The meeting was called to order by Chair, Erik Phillips at 9:11 a.m. via Zoom

Mr. Phillips welcomed all present, made a few introductory remarks and introduced the guest Brenda Wintrode (sp?) of the Capital News Service.

Agenda Item 3:

Attendance Roll Call:

The Recording Secretary conducted a roll call of the Authority members. A quorum was present. In attendance were Authority members: Erik Phillips, Amber Brengel, Tamara Neal, Michael Jewel, Joyce Brooks, Derek Shreves, Tamara Neal and Paul Kwiatkowski. Kelly Ruddo was absent, and the AUC of Maryland seat remains vacant after the death of Walter Gainer. Jim Barron and Susan Stroud were also present. All members and guests participated remotely.

Agenda Item 4: (Handout)

Approval of Minutes:

The March 4, 2020 Open Session minutes were approved at the June 3rd Closed Executive Session ZOOM Meeting. No Open Meeting Minutes for approval.

Agenda Item 5:

Scheduled Hearings:

There are hearings scheduled at this time.

Agenda Item 6:

Authority Financial Reports:

The Executive Director provided financial statements for August 31, 2020. He reported that the Operating Account had a balance of \$200,746.68; and, the August Education and Outreach Account had a balance of \$49,309.78. There have been \$19,418.00 in fines paid to-date and \$3000 in filing fees. In addition, revenues from the 5 Cent ticket surcharge continues to improve. Mr. Barron stated that for the month of June, \$18,962.50 was received, which is a \$11204.25 increase over June of 2019. Member Jewell made a motion to accept the August financial reports, which was seconded by member Brengel. The motion was approved by acclamation.

Agenda Items 7, 8 & 9:

	NPVs to Move to Hearing
	None at this time
	New NPV's for Research & Review
	17
	NPVs for Further Review
	None at this time
	NPV's Post Hearing Review

	There were no hearings to review
New NPV's for Review	
NPV# 30963	Gaines & Company v. BGE §12-126 (a) (1) – Failure to mark within 5 feet §12-126 (b) (1) – Failure to mark within 18 inches §12-126 (c) (1) – Failure to with/in 2 business days §12-126(d)(3) – Failure to mark after 48-hour delay
NPV# 31066	Wash Gas v. Hamilton Site Construction §12-126 (c) (1) – Failure to use Due Care §12-126 (c) (2) – Failure to test pit
NPV# 31069	Wash Gas v. Magnolia Plumbing §12-126 (c) (1) – Failure to use Due Care §12-126 (c) (2) – Failure to test pit
NPV# 31071	Wash. Gas v. Miguel Torres §12-124- No ticket -1 st offense
NPV# 31072	Wash. Gas v. DETCO GROUP, LLC §12-124- No ticket -1 st offense
NPV# 31072	Wash. Gas v. B&L Electric §12-124- No ticket -1 st offense
NPV# 31074	Wash. Gas v. Pires Construction Co. §12-124- No ticket -1 st offense
NPV# 31075	BGE v. Spiniello Companies §12-127 (c) (2) – No test pit

NPV# 31102	Gaines & Company v. Zayo Group, LLC §12-126 (a) (1) – Failure to mark within 5 feet §12-126 (b) (1) – Failure to mark within 18 inches §12-126 (b) (2)(ii) – Failure to mark with proper color § 12-126 (c) – Failure to with/in 2 business days §12-126 (c)(1) – Failure to report marked or clear/no conflict
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Agenda Item 10:

Old Business:

9/30/20 Expiring Terms and Status -

- Walter Gainer - Prior to his unexpected passing, Walter’s 2nd term was about to end, and he was no longer eligible to represent the AUC of Maryland. AUC of MD. David Gaines of Gaines and Company has submitted his application for appointment to the Governor and is awaiting approval.
- Derek Shreves who occupies the MML seat will be completing his 1st two- year term and is eligible to apply for a second term. Derek has submitted for his 2nd two-year term with the Governor’s Appointment Office
- Michael Jewell who is filling one of the Underground Facility Owner’s seats is Completing his 1st 2-year term and is eligible for one more 2-year term. Michael has submitted for his application for a 2- year term with the Governor’s Appointment Office
- Kelly Ruddo who represents the One Call Center will complete her 1st 2-year term and is eligible for 2nd 2-year term. Kelly has submitted for his application for a 2- year term with the Governor’s Appointment Office.

2019 PHMSA Program Evaluation

- The evaluation questionnaire. Has been complete by the Deputy Director and submitted.

Agenda Item 11:

New Business:

- Infrastructure Resources/CGA 2020 Conference was cancelled with no refunds were given. The Authority has a \$1122 (Infrastructure Resources kept \$550 in service fees) credit with Infrastructure Resources which can be used to attend the 2021 Expo in Tampa, Florida in March. This conference is no longer affiliated with the CGA. The Authority staff does not feel it would be beneficial to attend this conference and is seeking to transfer the credit to another entity in exchange for either the purchase price or its equivalent value in services or product. The Authority plans to attend the 2021 CGA Conference in early March in Orlando. The Authority has an airline credit which it can use for travel to the CGA venue.

- Flywheel Website Training Video Contract Adjustment will be discussed in Closed Executive Session
- Contract with our Website Developer for future maintenance will be reviewed in Closed Executive Session

Agenda Item 12:

Next Meeting Date:

- October 7, 2020 @ 9:00 a.m. – Tentatively there will be an Open meeting, and a Closed Executive Session. It is anticipated that the meetings will be conducted via Zoom.

Agenda Item 13:

Adjournment and Move to Executive Session

- The Chairman asked for a motion to adjourn the open meeting and go into closed Executive session the meeting at 9:49 a.m. A motion was made and seconded. The motion was approved and recorded via roll-call vote.

Respectfully Submitted By:
Susan A. M. Stroud
Recording Secretary/Deputy Director