



Maryland Underground Facilities Damage Prevention Authority

Wednesday, October 6, 2021
9:00 AM

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

Open Agenda via Zoom

1. Call to Order – Chair Michael Jewel
2. Seat James Dudley, Public Seat and James Jennings, Contract Locator Seat
3. Roll Call Attendance, Establish a Quorum – Susan Stroud
4. Approval of minutes
 - a. September 1, 2021, Closed Executive Session Minutes
5. Approval of Financial Reports
 - a. Combined August & September Financial Report
 - b. \$0.05 Revenue To-Date
 - c. 2021 Legal Expense Spreadsheet To-Date
6. Old NPV's for Review by the Authority
 - a. None
7. New NPV's for Research and Review (49 each)
 - a. Types of Probable Violations
 - i. 25 Marking
 - ii. 14 No ticket
 - iii. 9 Not Test Pit
 - iv. 1 Clear Evidence
 - v. 25 under the Old Statute
 - vi. 24 under the New Statute
8. New NPV's for Review by the Authority in Closed Executive Session
 - a. NPV# 32151 – Wash Gas vs. Tranquility In Stone, LLC
 - i. Location: 9208 Levelle Drive, Chevy Chase, MD 20815
 - ii. Submitted 04/29/21
 - iii. Alleged Violations 10/15/20 (Under Old Statute)
 1. §12-124 (a) – No Miss Utility Ticket – 1st Offense

- b. NPV# 32154 – Wash Gas vs. Digmore Communications, Inc.
 - i. Location: 9500 Crain Highway, Upper Marlboro, MD 20772
 - ii. Submitted 04/30/21
 - iii. Alleged Violations 10/22/20 (Under Old Statute)
 - 1. §12-124 (a) – No Miss Utility Ticket – 1st Offense

- c. NPV# 32156 – Gaines and Company vs. BGE
 - i. Location: 8026, 8010 & 8128 Trotters Chase, Ellicott City, MD 21043
 - ii. Submitted 05/04/21
 - iii. Alleged Violations 05/04/21 (Under New Statute)
 - 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 (c) (2) – Failure to report “Clear/No Conflict” to the Information Exchange System
 - 5. §12-126 (d) (3) – Failure to request an extension in the Information Exchange System

- d. NPV# 32158 – Gaines and Company vs. Verizon
 - i. Location: 8026, 8010 & 8128 Trotters Chase, Ellicott City, MD 21043
 - ii. Submitted 05/04/21
 - iii. Alleged Violations 05/04/21 (Under New Statute)
 - 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) (i) – Failure to use correct Color Codes
 - 4. §12-126 (c) – Failure to mark within 2 business days
 - 5. §12-126 (c) (2) – Failure to report “Clear/No Conflict” to the Information Exchange System

- e. NPV# 32159 – Gaines and Company vs. BGE
 - i. Location: Blue Stream Drive @ Alchemy Way, Elkridge, MD 21075
 - ii. Submitted 05/05/21
 - iii. Alleged Violations 05/05/21 (Under New Statute)
 - 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 (c) (2) – Failure to report “Clear/No Conflict” to the Information Exchange System
 - 5. §12-126 (d) (3) – Failure to request an extension in the Information Exchange System

- f. NPV# 32166 – Gaines and Company vs. Fiberlight
 - i. Location: Annapolis Road & Meadowood Drive, between Nottoway & Ridge Road, Hanover, MD 21076
 - ii. Submitted 05/17/21
 - iii. Alleged Violations 05/17/21 (Under New Statute)
 - 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) (i) – Failure to use APWA color codes
 - 4. §12-126 (b) (2) (ii) – Failure to Identify Facility Owner
 - 5. §12-126 (c) (1) – Failure to Status Information Exchange System

- g. NPV# 32171 – Gaines and Company vs. BGE
 - i. Location: 3487 Coralberry Street, Laurel, MD 20724
 - ii. Submitted 07/14/21
 - iii. Alleged Violations 07/14/21 (Under New Statute)
 - 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) (i) – Failure to use APWA color codes
 - 4. §12-126 (c) – Failure to mark within 2 business days
 - 5. §12-126 (c) (2) – Failure to report “Clear/No Conflict” to the Information Exchange System

- h. NPV# 32176 – Gaines and Company vs. Comcast
 - i. Location: Honeygo Blvd. & Perry Hall Blvd., White Marsh, MD 21237
 - ii. Submitted 07/20/21
 - iii. Alleged Violations 07/20/21 (Under New Statute)
 - 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 (c) (2) – Failure to status “Clear/No conflict” in the Information Exchange System
 - 5. §12-126 (d) (3) – Failure to request an extension in the Information Exchange System

9. Old Business

- a. CGA Conference in Orlando Florida, October 12 – 15, 2021
- b. Greater Chesapeake Damage Prevention Training Conference, October 26 – 29, 2021
- c. Power Point Presentation on the changes in the New Statute, Chapter 18-SB877 on Thursday, October 28th, 11:30 to 12:30.
- d. 2021 PHMSA State Damage Prevention Grant – Denied! (Discuss in Closed Executive Session)

10. New Business

- a. None

11. Motion to Adjourn

12. Next Meeting Date

- a. November 3, 2021 ZOOM