



Maryland Underground Facilities Damage Prevention Authority

Wednesday, January 5, 2022
9:00 AM

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

Preliminary Open Agenda via Zoom

1. Call to Order – Chair Michael Jewel
2. Roll Call Attendance, Establish a Quorum – Susan Stroud
3. Election of Officers
 - a. Chair
 - b. Vice-chair
 - c. Treasurer
 - d. Secretary
4. Approval of Financial Reports
 - a. Combined November & December Financial Report
 - b. \$0.05 Revenue To-Date
 - c. 2021 Legal Expense Spreadsheet To-Date
5. Old NPV's for Review by the Authority
 - a. None
6. New NPV's for Research and Review (44 each)
 - a. Types of Probable Violations
 - i. 17 Marking
 - ii. 14 No ticket
 - iii. 13 Not Test Pit
 - iv. 27 under the Old Statute
 - v. 17 under the New Statute
7. New NPV's for Review by the Authority in Closed Executive Session

Three NPV's filed by Gaines and Company for Marking Violations, 2 for BGE & 1 Verizon, All Utiliquet, New Statute, Violation prior to 8/15/21 release of State of Emergency, All three \$1,580.00 fine.

- a. NPV#32179– Gaines and Company vs. BGE
 - i. Location: Truitt Lane & Minnetonka Drive, Severn, MD 21144
 - ii. Submitted 07/29/21
 - iii. Alleged Violations 07/29/21 (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) (ii)– Failure to note Utility Owner
 - 4. §12-126 (c) – Failure to mark within 2 business days
 - 5. §12-126 (c) (2) – Failure to status “Clear/No conflict” in the Information Exchange System

- b. NPV# 32183 – Gaines and Company vs. BGE
 - i. Location: Foggy Turn & Wild Waters Alley, Crofton, MD 21114
 - ii. Submitted 08/09/21
 - iii. Alleged Violations 08/09/21 (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

- c. NPV# 32185 – Gaines and Company vs. Verizon
 - i. Location: Foggy Turn & Wild Waters Alley, Crofton, MD 21114
 - ii. Submitted 08/09/21
 - iii. Alleged Violations 08/09/21 (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

Eight NPV’s filed by Gaines and Company for Marking Violations, 2 for BGE, 2 for Comcast & 1 Verizon, All Utiliquest, New Statute, Violation after 8/15/21 release of State of Emergency, All three a \$1,580.00 fine or a \$3,160.00.

- d. NPV# 32186 – Gaines and Company vs. BGE
 - i. Location: 5130 Ilchester Road, Ellicott City, MD 21043
 - ii. Submitted 08/16/21
 - iii. Alleged Violations 08/16/21 (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

- e. NPV# 32187 – Gaines and Company vs. Verizon
 - i. Location: 5130 Ilchester Road, Ellicott City, MD 21043
 - ii. Submitted 08/09/21
 - iii. Alleged Violations 08/09/21 (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) (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

- f. NPV# 32188 – Gaines and Company vs. Comcast
 - i. Location: 5130 Ilchester Road, Ellicott City, MD 21043
 - ii. Submitted 08/16/21
 - iii. Alleged Violations 08/16/21 (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 (d) (3) – Failure to request an extension in the Information Exchange System

- g. NPV# 32200 – Gaines and Company vs. BGE
 - i. Location: Chert Court, Sankofa Road, General Armstrong & Rossville Lane
Glen Burnie, MD 21060
 - ii. Submitted 08/26/21
 - iii. Alleged Violations 08/26/21 (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) (1) – Failure to status “Marked” in the Information Exchange System
 - 5. §12-126 (d) (3) – Failure to request an extension in the Information Exchange System

- h. NPV# 32201 – Gaines and Company vs. BGE
 - i. Location: 7933, 7935 & 7946 Potter Place, Elkridge, MD 21075
 - ii. Submitted 09/01/21
 - iii. Alleged Violations 09/01/21 (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 (d) (3) – Failure to request an extension in the Information Exchange System

- i. NPV# 32202 – Gaines and Company vs. BGE
 - i. Location: Haw River @ Piedmont, Hanover, MD 21076
 - ii. Submitted 09/02/21
 - iii. Alleged Violations 09/02/21 (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) (1) – Failure to status “Marked” in the Information Exchange System
 - 5. §12-126 (d) (3) – Failure to request an extension in the Information Exchange System

- j. NPV# 32204 – Gaines and Company vs. BGE
 - i. Location: Hanover RD @ Fairbourne CT, Hanover, MD 21076
 - ii. Submitted 09/22/21
 - iii. Alleged Violations 09/22/21 (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 (d) (3) – Failure to request an extension in the Information Exchange System

- k. NPV# 32207 – Gaines and Company vs. Comcast
 - i. Location: Sweetgum LN & Phelps LN, Hanover, MD 21076
 - ii. Submitted 09/22/21
 - iii. Alleged Violations 09/22/21 (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) (1) – Failure to status “Marked” in the Information Exchange System
 - 4. §12-126 (d) (3) – Failure to request an extension in the Information Exchange System

Two NPV’s filed by Gaines and Company for Marking Violations against WSSC that need to be reviewed in detail.

- l. NPV# 32119 – Gaines and Company vs. WSSC
 - i. Location: Dressage Drive & Frank Tippett Road, Upper Marlboro, MD 20774
 - ii. Submitted 12/31/20
 - iii. Alleged Violations 12/30/20 (Under Old 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

- m. NPV# 32139 – Gaines and Company vs. WSSC
 - i. Location: Deep Hollow Way & Derby Ridge Road, Bowie, MD 20721
 - ii. Submitted 04/01/21
 - iii. Alleged Violations 04/01/21 (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

8. Old Business

- a. 2020 Drafting Error – Emergency Legislation
- b. 2022 DRAFT Legislation – Ticket Volume & Management

9. New Business

- a. 2022 CGA Membership Renewal – Government Entity - \$1,000
 - i. Current four members names
 - 1. Jim Barron
 - 2. Susan Stroud
 - 3. Michael Jewell
 - 4. Kelly Ruddo

10. Motion to Adjourn

11. Next Meeting Date

- a. February 2, 2022 ZOOM