



## **Maryland Underground Facilities Damage Prevention Authority**

Wednesday, January 8, 2025

9:00 AM

Meeting Held In Person

The Miss Utility One Call Center

Lower-Level Conference Room 103

7223 Parkway Drive

Hanover, MD 21076

### **Open Meeting Agenda**

1. Call to Order – Chair Jimmy Jennings
2. Introductions
3. Introduce and Seat New Member Hal Metzler to the MML Seat
4. Roll Call Attendance, Establish a Quorum – Susan Stroud
5. Election of Officers
  - a. Chair
  - b. Vice-Chair
  - c. Treasurer
  - d. Secretary
6. Fourth Quarter Financials
  - a. Activity in Operating Account and Education & Outreach Account
  - b. \$0.05 per Ticket Revenue
  - c. Legal Expenses
7. December 11, 2024, Open Meeting Minutes
8. Old NPV's – Formal Hearings on NPV's 29916 – DXI (Old Dixie) vs. BGE &
  - a. 30088 – Gaines and Company vs. BGE, are tentatively on hold, as well as all other NPV's that have had a Formal Hearing requests. Anticipating resuming Formal Hearings in 2025.
9. New NPV's for investigation and review (31 each)
  - a. 9 Marking
  - b. 8 No ticket
  - c. 13 Due Care
  - d. 1 Abuse of Emergency Ticket

10. New NPV's for Review by the Authority in Closed Executive Session.

- a. NPV# 32341 – Town of Chesapeake Beach vs. American Directional Boring, Inc.
  - i. Location - 2264 Sansbury Drive Chesapeake Beach, MD 20732
  - ii. Submitted – 8/23/23
  - iii. Alleged Violations
    - 1. §12-127 (c) (2) (i) – Failure to exercise “Due Care” while excavating near a marked facility
    - 2. §12-127 (c) (3) – Failure to “Test Pit” and expose a marked facility before using Mechanized Equipment with 18” of the exposed facility
    - 3. §12-127 (c) (4) – Failure to expose intersecting facilities during a trenchless technology excavation
    - 4. §12-127 (d) (1) – Failure to promptly notify the facility owner that a damage occurred
  
- b. NPV# 32364 – Gaines and Company vs Baltimore & Electric
  - i. Location - Market Blvd. & Crain Hwy
  - ii. Submitted – 6/06/24
  - iii. Alleged Violations
    - 1. §12-126 (a) (1) – Failure to mark if facility is within 5’ of proposed excavation
    - 2. §12-126 (b) (1) – Failure to mark within 18 inches of facility
    - 3. §12-126 (b) (2) (i) – Failure to use AWPA Color Codes
    - 4. §12-126 (c) – Failure to mark within 2 business days
  
- c. NPV# 32366 – BGE vs Unlimited Sanchez Underground
  - i. Location - 7243 E Furnace Branch Road Glen Burnie, MD 21060
  - ii. Submitted – 12/15/23
  - iii. Alleged Violations
    - 1. §12-127 (c) (2) (i) – A Person Excavating Shall use Due Care
    - 2. §12-127 (c) (2) (ii) – Stop Excavating if “Clear Evidence” of an Underground Facility Exists
    - 3. §12-127 (c) (3) – Before Excavating a Person shall Test Pit the existing Facility and Expose the Facility to its Outer Limits
    - 4. §12-127 (c) (4) – When Trenchless Technology is used a person Shall expose all Underground Facilities in the path of the Trenchless Technology Operation
    - 5. §12-127 (c) (5) – A Person may not use Mechanical equipment within 18” of the Exposed Facility

11. Old Business

- a. Succession Plan – To be discussed in Closed Executive Session

12. New Business

- a.

13. Motion to Adjourn and move into Closed Executive Session
14. Next Meeting Date
  - a. February 12, 2025, Open Meeting and Closed Executive Session.