



Maryland Underground Facilities Damage Prevention Authority
Authority Open Meeting Minutes
Wednesday, June 12, 2024

Agenda Item 1

Call to Order/ Welcome:

The meeting was called to order by Chair, Jimmy Jennings at 9:01 a.m. The meeting was held at the Miss Utility Conference Room, One Call Center, 7223 Parkway Drive, Hanover, MD. The Chair then turned the meeting over to the Executive Director.

Agenda Item 2 & 3

Introductions & Roll Call Attendance

The Recording Secretary conducted a roll call attendance of the Authority members. In attendance were Authority members: Marc Haines, Jennifer Arroyo, Jimmy Jennings, Bahareh Inanloo, Keith Dill, James Dudley and Mickey Beall. David Gaines and David Wilkins were both absent. The Executive Director, Jim Barron and Susan Stroud, the Recording secretary. The Recording Secretary informed the Chairman that there was a quorum.

Agenda Item 4

Approval of Minutes:

The Authority reviewed the minutes from the May 8, 2024 open meeting. There were no amendments made to the minutes. Chairman Jimmy Jennings made a motion to approve the minutes. Treasurer Arroyo seconded the motion. The motion carried by acclamation.

Agenda Items 5,6 &7

# 5	Old NPV's- Pending formal hearings – Not Scheduled To-date.
NPV 29916	<p>NPV# 29916 – DXI (Old Dixie) vs. BGE Location: 9250 Judicial Way, aka, 9250 Bendix Road, Columbia, MD Alleged Violation 11/19/19 1. §12-126 (b) (1) – Failure to mark within 18 inches</p>
NPV 30088	<p>NPV# 30088 – Gaines and Company vs. BGE Location: Trotters Knoll @ Wendy Court, Trotter Chase, Ellicott City, MD Alleged Violations 12/19/19 – That BGE failed to follow the appropriate marking guidelines set for in: §12-126 (a) (1) – Failure to mark if facility is within 5 feet of the proposed excavation §12-126 (b) (1) – Failure to mark within 18 inches of facility §12-126 (c) (1) – Failure to report “Marked” to the Information Exchange System at Trotters Knoll & Wendy Court, Trotter Chase, Ellicott City MD on December 19, 2020, the date of the incident</p>
#6	New NPV's for Research & Review = 17
	<p>Categories of Probable Violations: 7 Marking 2 No ticket 3 Due Care <i>12 under the Post 6/01/22 Statute</i></p>
#7	New NPV's for Authority Review (closed executive session)
NPV# 32351	<p>Wash Gas v. A. Lopez Construction Location: Rockville, Montgomery Co, MD Violation: §12-124)a) – No Ticket – 1st offense</p>
	Intentionally left blank.

<p>NPV# 32353</p>	<p>Wash Gas v. Stormwater Management Solutions Location: White Pines, Charles Co., MD Violation: §12-124)a) – No Ticket – 1st offense</p>
<p>NPV# 32354</p>	<p>Wash Gas. V. AGILE Contractor Location: Silver Spring, Montgomery Co, MD Violation: §12-124)a) – No Ticket – 1st offense</p>
<p>NPV# 32355</p>	<p>Wash Gas. V. Champion Landscape Services Location: Ft. Washington, Prince Georges Co, MD Violation: §12-124)a) – No Ticket – 1st offense</p>
<p>NPV# 32324</p>	<p>Gaines v. Washington Gas Location: Bowie, MD Violations: §12-126 (a) (1) – Failure to mark within 5 feet §12-126 (b) (1) – Failure to mark within 18 inches §12-126 (b) (2) (i) – Failure to use correct APWA color codes §12-126 (c) (1)– Failure to report marked in the information exchange System.</p>
<p>NPV# 32325</p>	<p>Gaines v. BGE Location: Bowie, MD Violations: §12-126 (a) (1) – Failure to mark within 5 feet §12-126 (b) (1) – Failure to mark within 18 inches §12-126 (b) (2) (i) – Failure to use correct APWA color codes §12-126 (c) (1)– Failure to report marked in the information exchange System. §12-126 (c) (2)– Failure to report Clear/No Conflict in the information exchange System.</p>
<p>NPV# 32326</p>	<p>Gaines v. Verizon Location: Bowie, MD Violations: §12-126 (a) (1) – Failure to mark within 5 feet §12-126 (b) (1) – Failure to mark within 18 inches §12-126 (b) (2) (i) – Failure to use correct APWA color codes §12-126 (c) (1)– Failure to report marked in the information exchange System. §12-126 (c) – Failure to mark within 2 business days.</p>

NPV# 32336	Gaines v. Washington Gas Location: Brandywine, Prince Georges Co., MD Violations: §12-126 (a) (1) – Failure to mark within 5 feet §12-126 (b) (1) – Failure to mark within 18 inches §12-126 (b) (2) (i) – Failure to use correct APWA color codes §12-126 (c) – Failure to mark within 2 business days. §12-126 (c) (2)– Failure to report Clear/No Conflict in the information exchange System
NPV# 32337	Gaines v. Comcast Location: Brandywine, MD Violations: §12-126 (a) (1) – Failure to mark within 5 feet §12-126 (b) (1) – Failure to mark within 18 inches §12-126 (b) (2) (i) – Failure to use correct APWA color codes §12-126 (c) (2)– Failure to report Clear/No Conflict in the information exchange System

Agenda Item 8

Old Business:

PHMSA Grant – The grant application submitted to Grants.gov for review is still in review.
 PHMSA Adequacy Evaluation – The Evaluation Questionnaire has been completed and submitted. Our evaluation status will be sent to us in or around late September.

Agenda Item 9

New Business:

Greater Chesapeake Damage Prevention Training Conference – We have been asked if we wish to once again be Gold Sponsors for the event. The cost is \$3,750, which includes a booth, hotel room for the duration of the conference and two day passes. The Gold Sponsorship” motion to agree was made by Chairman Jennings and seconded by member Dill. The motion carried by acclamation.

Construction Angels Charity Golf Tournament – There was a discussion regarding which level of sponsorship should be given Treasurer Arroyo suggested that the “Closest to the Pin” contest would be an appropriate level of sponsorship for \$550.00. The motion was made and seconded by Chairman Jennings. The motion carried by acclamation.

Authority Meeting Calander – The Executive Director was concerned that there would not be sufficient time to prepare for the July meeting and suggested that the August meeting which is not scheduled be used instead. This would be the 2nd Quarter Business meeting. The Authority agreed unanimously. To move the July meeting to August.

Agenda Item 10

Adjournment and Move to Executive Session

A motion was made to adjourn the June 10, 2024 Open meeting was made by Treasurer Arroyo and seconded by Member Dudley. The motion was approved and recorded. The meeting adjourned at 9:23 a.m., the Authority immediately went into Closed Executive Session.

Agenda Item 11

Next Meeting Date:

The next meeting will now take place on Wednesday, August 14th, 2024 at 9:00 a.m. The Executive Director stated that he hoped this meeting would be an in person Open Business Meeting followed by Closed Executive Session. If not, it will be conducted via Zoom.

Respectfully Submitted By:
Susan A. M. Stroud
Recording Secretary