

Meeting of the South Dakota One Call Notification Board

EVIDENTIARY HEARING

MAY 15, 2019 – 1:00 PM CENTRAL TIME

ROOM 412

SOUTH DAKOTA STATE CAPITOL

500 EAST CAPITOL AVENUE

PIERRE, SOUTH DAKOTA

Board Members: Chairman, John Ward, Representing Excavation Contractors; Vice Chairman, Fay Jandreau, Representing Telecommunication Companies Offering Local Exchange Service to Less Than 50, 000 Customers; Dan Kaiser, Representing Telecommunication Companies Offering Local Exchange Service to More Than 50,000 Customers; Erin Hayes, Representing Community Antenna Television Systems; Bleau LaFave, Representing Investor-Owned Natural Gas Utilities; Doug Larson, Representing Interstate Carriers of Gas or Petroleum; Ed Anderson, Representing Rural Electric Cooperatives; Kevin Kouba, Representing Investor-Owned Electric Utilities; Lloyd Rave, Representing Rural Water Systems; Mark Meier, Representing Municipalities; Loren Beld, Representing Excavation Contractors; Brett Koenecke, Legal Counsel; Kara Semmler, Legal Counsel; Executive Director, Larry Janes; Deputy Director, Codi Gregg.

AGENDA

1. Call to Order and Roll Call

2. The City of Lead requested an evidentiary hearing regarding One Call Docket 18-004. As a result, and pursuant to the applicable South Dakota Statutes, the One Call Board will conduct a contested case administrative hearing. A Notice of Hearing was sent to the parties on March 4, 2019.

A lawyer from MayAdam law firm will direct the process and make procedural and evidentiary rulings. The One Call Board members will hear the evidence presented at that hearing and then enter an Order based upon the record created at the hearing. The issue for consideration by the One Call Board at this hearing is whether the City of Lead had a legal obligation to mark facilities on Mr. Hamann's property; and if so, whether civil penalties should be assessed.

The opposing party and the One Call Board have the right to cross examination

3. Executive Session: pursuant to SDCL 1-25-2(3).
4. Board Ruling pursuant to SDCL 49-7A-27 and penalty if applicable.
5. Motion to adjourn.

Materials presented at this meeting are available on the South Dakota 811 website www.SD811.com as well as the South Dakota Boards and Commissions website at <http://boardsandcommissions.sd.gov/>. They are also available by contacting the Deputy Director in writing at deputydirector@sd811.com, or by calling (605) 863-0951.