

South Dakota One Call Notification Board Meeting

AGENDA - REVISED

Tuesday, July 21, 2026 at 8:00AM CT (7:00AM MT)

This meeting is being held in person at the AmericInn in Fort Pierre and via Teams. Please contact Kimberly Patrick at Kimberly@sd811.com for the link to attend virtual.

Board Members:

Chairman, Jake VanDewater, Representing Telecommunication Companies Offering Local Exchange Service to Less Than 50, 000 Customers;
Vice Chairman, Scott Wiese, Representing Investor-Owned Electric Utilities;
Ryan Barr, Representing Community Antenna Television Systems
Brad Wenande, Representing Investor-Owned Natural Gas Utilities;
Kay Braaten; Representing Interstate Carriers of Gas or Petroleum;
Lloyd Rave, Representing Rural Water Systems;
Loren Beld, Representing Excavation Contractors;
Jim Wedin, Representing Telecommunication Companies Offering Local Exchange Service to More Than 50,000 Customers;
Steve Barnett, Representing Rural Electric Cooperatives;
John Morris, Representing Excavation Contractors;
Ryan Thompson, Representing Municipalities;

Cody Honeywell, Legal Counsel;
Brett Koenecke, Legal Counsel;
Leah Ries, Dept. of Public Safety;
Robert Perry, Dept. of Public Safety;
Tyler Steen, Dept. of Public Safety;
Kristi Turman, Dept. of Public Safety;
Codi Gregg, Executive Director;
Kimberly Patrick, Program Assistant

1. Call to Order and Roll Call
 - a. Adoption of the Agenda
 - b. Introduce Ryan Thompson, Brookings Municipal
2. Approval of Board Meeting Minutes
 - a. May 18, 2026
3. Review and Approve FY2026 4rd Quarter Financials, presented by Leah Ries.
 - a. Condition Statement
 - b. Budget vs Actual
4. South Dakota 811 Quarterly Report, presented by Texas811.



Executive Director Discussion Items:

5. May Adam Letter of Engagement, FY27 signed.
6. CY2026 Forecast Review
7. Midnight State Rule Update
8. South Dakota One Call's Enforcement Panel met on the following complaints and Recommendations have been issued. Today, does the One Call Board accept the recommendations of the Enforcement Panel? The Board shall pursue collections activity if the conditions as started are not met.

The Panel may issue a penalty, suspending a portion of the penalty if the respondent meets the following conditions:

1. Respondent must not be found guilty of a One Call violation within twelve months of the Board Order being issued.
2. Penalty payment must be received within 330 days of the Board Order.
3. Respondent must attend a Damage Prevention Meeting.
4. Respondent must conduct an in house safety meeting to discuss dig laws.
5. Respondent and Claimant are to meet to discuss the complaint, possible dig in scenarios and safe excavation practices.
 - a. OC25-016 In the matter of the complaint filed by City of Rapid City Traffic, Rapid City, SD against Cool Breeze Construction, Inc. Rapid City, SD for an incident occurring September 15, 2025 at 2003 Sheridan Lake Road in Rapid City.
 - i. **Panel recommends unintentional violation of 49-7A-5 and 49-7A-12, with \$1,000 penalty with \$500 suspended per violation. \$2,000 in total, \$1,000 suspended with requirements.**
 - b. OC24-031 In the matter of the complaint filed by MidAmerican Energy Co., Iowa City, IA against D & G Concrete, Sioux Falls, SD for an incident occurring on August 1, 2024 at S Perry Lane and E Willow Street in Harrisburg.
 - i. **Panel recommends an unintentional violation of 49-7A-5 with \$1,000 with \$0 suspended. D & G made full payment on 7/7/2026.**
 - c. OC24-033 In the matter of the complaint filed by City of Rapid City, SD against Black Hills Energy, Rapid City, SD for an incident occurring December 13, 2024 at East St Patrick Street and Cambell Street in Rapid City.
 - i. **Panel recommends complaint be dismissed for lack of probable cause.**
 - d. OC25-023 In the matter of the complaint filed by Olstad Construction, Hot Springs, against USIC / Black Hills Energy, Rapid City, for an incident occurring November 20, 2025 at 12911 Argyle Road in Hot Springs.
 - i. **Panel recommends complaint be dismissed for lack of probable cause.**



- e. OC26-018 In the matter of the complaint filed by Montana Dakota Utilities, Bismarck, ND against JBS Plumbing, Black Hawk for an incident occurring September 9, 2025 at 125 Westgate Road, Lot 112 in box Elder.

- i. **Panel recommends intentional violation of 20:25:03:05:03, with \$2,000 penalty with \$1,000 suspended with requirements.**

These complaints below will need to be approved individually with board members abstaining.

- f. OC24-025 In the matter of the complaint filed by Dave's Construction, Sioux Falls against CenturyLink / Lumen, Sioux Falls for an incident occurring on June 6, 2024 at 4100 E 49th Street in Sioux Falls.

- i. **Panel recommends unintentional violation of 49-7A-8, with \$1,000 penalty with \$500 suspended with requirements. The Panel recommends dismissing the violation of 20:25:03:05:04 due to no probable cause, and dismiss 49-7A-9 as the Board cannot take action on this violation.**

- g. OC25-002 In the matter of the complaint filed by NorthWestern Energy, Mitchell against Underground Solutions, Sioux Falls for an incident occurring on January 28, 2025 at 27274 Kenworth Place in Sioux Falls.

- i. **Panel recommends unintentional violation of 20:25:03:05:03 with \$1,000 penalty with \$500 suspended with requirements.**

- h. OC25-020 In the matter of the complaint filed by RCS Construction, Rapid City against CenturyLink / Lumen, Sioux Falls for an incident occurring on October 6, 2025 at 601 West Sunnydale Road in Box Elder.

- i. **Panel recommends complaint be dismissed or lack of probable cause.**

- i. OC26-001 In the matter of the complaint filed by NorthWestern Energy, Huron against L & L Sons Excavating, Inc. in Hazel for an incident occurring on February 20, 2026 at 32 West Williams Streets in Hazel.

- i. **Complaint was withdrawn by NorthWestern. Panel recommends dismissing the complaint.**

- j. OC26-002 In the matter of the complaint filed by NorthWestern Energy, Mitchell against Sentry Construction, Watertown for an incident occurring on April 14, 2026 at 350 North Harmon Drive in Mitchell.

- i. **Panel recommends unintentional violation of 49-7A-5 with \$1,000 penalty with \$500 suspended with requirements. Sentry made the full payment on 6/25/2026.**

- k. OC26-003 In the matter of the complaint filed by NorthWestern Energy, Mitchell against Slowey Construction, Yankton for an incident occurring on October 14, 2025 at 2601 Fox Run Parkway in Yankton.

- i. **Panel recommends intentional violation of 49-7A-12 with \$2,000 penalty with \$1,000 suspended with requirements.**



9. Policies and procedures to collect unpaid penalties and possible changes.
10. Damage Prevention Discussion Items
 - a. 811 Day
 - b. Staking University Locator School – Rapid City, October 6th and 7th.
 - c. Black Hills Damage Prevention Meetings
 - i. March 10 – Safety Day in Rapid City.
 - d. SD811 to be featured in the DPS newsletter end of July.
 - e. Newsletter late August
 - f. State Fair – DPS / SDREA Booth
 - g. Meeting with surrounding states to discuss 811 programs
 - h. Presentation from 811 Spotter
11. Board Discussion on adding phone numbers to the locate tickets for the utilities.
 - a. Executive Summary from Texas811 on feasibility.
12. Strategic Plan Meeting schedule
 - a. Budget Presentation
 - b. Budget Approval – Board Meeting scheduled date
13. Enforcement Hearing held July 21, 2026, Docket OC25-022. Cody Honeywell to discuss process.
14. Vice Chair Recognition
15. Public Comment
16. Motion to Adjourn

Notice of future One Call Board Meetings:

November 10 – Sioux Falls One Stop

Notice of Safety Conferences:

- Texas811Damage Prevention Summit, Galveston, October 7 – 9, 2026

Notice of future One Call Enforcement Panel Meetings:

Panel Members will be notified.

Announcements:

Materials presented at this meeting are available on the South Dakota 811 website, www.sd811.com as well as the South Dakota Board and Commissions website at <http://boardsandcommissions.sd.gov>. These are also available by contacting Codi Gregg at codi@sd811.com or by calling (605) 863 – 0951.

