

# South Dakota One Call Notification Board Meeting

## MINUTES

Draft / Unapproved, Circulated June 17, 2025

Thursday, June 5, 2025 at 10:00AM CT (9:00AM MT)

This meeting was held in person at the Sheraton Conference Center in Sioux Falls.

Board Members in attendance:

Chairman, Mark Meier, Representing Municipalities;

Vice Chairman, Ryan Barr, Representing Community Antenna Television Systems

Jim Scull, Representing Excavation Contractors;

Brad Wenande, Representing Investor-Owned Natural Gas Utilities;

Scott Wiese, Representing Investor-Owned Electric 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;

Jake VanDewater, Representing Telecommunication Companies Offering Local Exchange Service to Less Than 50,000 Customers;

Others in attendance:

Cody Honeywell, Legal Counsel; Brett Koenecke, Legal Counsel;

Leah Ries, Dept. of Public Safety;

Angie Lemieux, Dept. of Public Safety

Tyler Steen, Dept. of Public Safety;

Krisit Turman, Dept. of Public Safety;

Codi Gregg, Executive Director;

GUESTS:

Jill Nelson, Texas811

Jim Soukup, Soukup Construction

Ashley Soukup, Soukup Construction

Aaron Meyer, Soukup Construction



1. Codi Gregg called the meeting to order at 10:00AM CT, a quorum was established.
  - a. Codi amended the agenda, moving Item 11F to July 2025's board meeting.
  - b. Loren Beld made the motion to approve the amended agenda. Lloyd Rave seconded the motion. **Motion carried unanimously.**
2. Kristi Turman and Tyler Steen, staff for Department of Public Safety introduced themselves to the Board of Directors.
3. Lloyd Rave made the motion to approve the February 5, 2025 minutes as printed. Loren Beld seconded the motion. **Motion carried unanimously.**
4. First Quarter Financials were reviewed. The Board was comfortable with the financials, budget sitting and funding for end of year. There were no questions on the financials. Loren Beld made the motion to approve the first quarter financial report. Jim Wedin seconded the motion. **Motion carried unanimously.**
5. Jill Nelson with Texas811 provided the South Dakota 811 Performance Reports.
  - a. Items noted in the performance reporting:
    - First quarter incoming ticket volume is down.
    - Outgoing ticket volume has seen an increase and is up for the first quarter.
    - Ratio for incoming to outgoing was 5.56, meaning for each incoming ticket, 6 utilities were notified of excavation, on average.
    - Homeowners are continuing to use the online portal to submit locate requests!
    - South Dakota 811 offers utilities a secondary link – an option for more than one contact to receive the locates. This option has seen continual growth. Side note – there is no charge for this service.
    - Ticket types are seeing a very steady usage, there is not a lot of fluctuation year to year on ticket usage.
    - Speed of answer from the one call center is meeting and exceeding contract requirements, with agents answering incoming calls within 45 seconds.
    - South Dakota 811 is seeing an increase in damage reporting. This is a reflection of talking points this year from the damage prevention meetings held in the spring.
    - A trend that is taking shape is municipality water being hit or damaged more frequently with fiber installs. This was confirmed in the meeting. Aging infrastructure was mentioned, as lot of the water lines are older.
  - b. 2025 Forecast was reviewed. Codi will provide the forecast at the start of the month, showing ticket counts by county.

Executive Director Discussion Items:

6. South Dakota 811 Update

- a. One Call Center is working on updating the mapping in Portal, as Bing mapping support is ending on 6/30/2025. There will be NO interruption to mapping services in portal. Also, SD811 does have some customers that will see a difference in delivery of text messages. Again, there will be no interruption to services with modifications completed well before cut off dates.
- b. Damage Prevention Meetings was discussed. South Dakota 811 hosted nineteen meetings across the state with some of the highest reported volumes!
- c. Board Members were given a Code of Conflict form to update for the Board, this is done annually.
- d. Board members wishing to receive expenses reimbursed submitted an updated W9 to Codi. Those have been submitted to DPS.
- e. Board Member Renewals was discussed. Jim Scull will not seek renewal of his board position. Codi will work with DPS to submit the Board Members wishing to remain on the board.
- f. Two scholarships have been accepted, one to Mitchell Tech and one to Lake Area Tech. Codi will monitor the success of the students and provide updates to the Board and legislators.
- g. Budget Committee was selected. The committee will review, revise and submit the proposed budget to the Board in July.

7. Excavator Buffer Zone Adjustment

- a. Should the Board reduce the excavator buffer zone applied to mapping when locate tickets are submitted?  
Discussion was held at length regarding buffer zones. South Dakota 811 has two buffers, one determined by the utility that they deem a safe excavation point and a 300ft buffer add to all points of a polygon / drawn out work zone by an excavator. The excavator buffer is felt to be overdrawn and is grabbing utilities that do not need to be notified. Ultimately, the utility is responsible for the safe buffer. The board will notify all utilities of the proposed change to take place on August 11 (8/11 Day) and provide info to identify the buffer prior to this change.
- b. PHMSA 2024 Evaluation was submitted May 30, 2025. This will be uploaded to Board Effect for the members and is available upon request.

8. Potential Legislation and procedural changes relating to enforcement actions was discussed with Board, to include increase the penalties in statute for violations of law, following a history for two years instead of one, including locators in statute following Iowa 811 laws, utility names and excavators names to be identified on the flags (both white flagging and utility marking.), adjusting the verbiage on the admin rules regarding High Profile utility meetings to be conducted onsite. The Board will discuss further, after Cody Honeywell and Codi Gregg are able to provide additional information. Another potential change discussed was moving South Dakota 811 to a “midnight state”, meaning the date the locate request is submitted does not count towards the 48 hour response time, as defined in state law. Ticket start time would be 12:01AM the following business day. This proposed change did have support from the Board. Cody Honeywell will prepare proposed language for the board to review.
9. Job Classification / Hiring
- a. Codi advised the board that the position opening had not been filled in February after interviews were conducted. The committee did interview very good candidates but did not hire as there were questions regarding job description / clarification and location, essentially pausing the hiring process. For that reason, today does the Board wish to reclassify the position? The Board discussed location for the second position and clarified the description does need to identify that the Program Assistant would step in and act on behalf of the Executive Director if they were not available.  
Codi updated the information sheet provided with the position posting and the position is open until June 25, 2025. All of the Board Members have been provided access to the applications received for Job Req. 31750, posted to the state website on June 11.
  - b. South Dakota 811 Board of Directors may go into Executive Session, if and only according to SDCL 1-25-2 (1). Time in and time out to be recorded. The Board did not go in to Executive Session.
10. 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 stated are not met.  
The Panel may issue a penalty, suspending part or all of the penalty if the respondent meets the following requirements:
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 30 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.

The dockets below were approved in two motions.

Loren Beld made the motion to approved the following docket recommendations: OC24-007, OC24-009, OC24-010, OC24-012, OC24-015 and OC24-032 with all members voting. Lloyd Rave seconded the motion. **Motion carried unanimously.**

Ryan Barr made the motion to approve the recommendations for OC24-008, with Brad Wenande abstaining from the roll call vote, being employed with NorthWestern Energy. Loren Beld seconded the motion. **Motion carried upon a roll call vote.**

Jake VanDewater made the motion to approve the recommendations for OC25-001, with Scott Weise abstaining from the roll call vote, being employed with otter Tail Power. Loren Beld seconded the motion. **Motion carried upon a roll call vote.**

- a. **OC24-007** In the matter of the complaint filed by NuStar Energy L.P., San Antonio, TX against Hoogendoorn Construction, Canton, SD for an incident occurring March 5, 2024 at the intersection of 284th Street and 478th Street in Canton.
  - Panel recommends probable cause of an unintentional violation of 49-7A-5, with \$1,000 penalty with \$500 suspended when conditions are met.
- b. **OC24-008** In the matter of the complaint filed by NorthWestern Energy, Mitchell, SD against Pro Contracting, Mitchell, SD for an incident occurring March 20, 2024 at 816 W 16th Street in Mitchell.
  - Panel recommends probable cause of an intentional violation of 49-7A-5 with \$1,500 penalty with \$750 suspended when conditions are met.
- c. **OC24-009** In the matter of the complaint filed by Magellan Midstream Partners, LP, Tulsa, OK against Chad Zandstra Construction, Rapid City, SD for an incident occurring April 3, 2024 at Jim Street in Rapid City.
  - Panel recommends dismissing this complaint with no probable cause.
- d. **OC24-010** In the matter of the complaint filed by Magellan Midstream Partners, LP, Tulsa, OK against Chad Zandstra Construction, Rapid City, SD for an incident occurring April 3, 2024 at Jim Street in Rapid City.
  - Panel recommends dismissing this complaint with no probable cause.
- e. **OC24-012** In the matter of the complaint filed by Jeffrey DeMeglio, East Harland, CT against Flock Safety, Atlanta, GA for an incident occurring April 9, 2024 at 1004 Washington Ave South in Madison.
  - Panel recommends probable cause of an unintentional violation of 49-7A-5 with \$500 penalty and \$250 suspended when conditions are met.

- f. **OC24-013** In the matter of the complaint filed by Jeffrey DeMeglio, East Harland, CT against Flock Safety, Atlanta, GA for an incident occurring April 9, 2024 at 1004 Washington Ave South in Madison.
- Panel recommends dismissing this complaint with no probable cause.
  - This docket will be moved to July 16, 2025 Meeting, as this posted incorrectly on the agenda and no action could be taken.
- g. **OC24-015** In the matter of the complaint filed by Magellan Midstream Partners, LP, Tulsa, OK against Barker Concrete and Construction, Edgemont, SD for an incident occurring May 14, 2024 at HWY 8 and Coffee Flats in Edgemont.
- Panel recommends dismissing this complaint with no probable cause.
- h. **OC24-032** In the matter of the complaint filed by Magellan Midstream Partners, LP, Tulsa, OK against Steve Simunek, Oral, SD for an incident occurring December 12, 2024 at 37535 S Buffalo Gap Rd in Oral.
- Panel finds probable cause of an unintentional violation and recommends a penalty in the amount of \$1,000 with \$750 suspended when conditions are met.
- i. **OC25-001** In the matter of the complaint filed by OtterTail Power Company, Arlington, SD against Efriamson Electric, Bryant, SD for an incident occurring on December 27, 2024 at Park Street and 5th Avenue in Lake Norden.
- Panel finds probable cause of an unintentional violation and recommends a penalty in the amount of \$1,000 with \$500 suspended when conditions are met.
11. No public comment was taken as there was no public in attendance at this time.
12. Lloyd Rave made the motion to adjourn, Loren Beld seconded the motion. **Motion carried unanimously.**

**Notice of future One Call Board Meetings:**

- July 16, 2025 (Budget Presentation) Virtual
- July 22, 2025 (Budget Approval) Virtual
- November 6, 2025 – Pierre

**Notice of Safety Conferences:**

- FNCA / Global Damage Prevention, Sept 15 – 19, Dallas, TX
- Texas811 Damage Prevention Summit, October 1 – 3, Galveston, TX

**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](http://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](mailto:codi@sd811.com) or by calling (605) 863 – 0951.