

# MINUTES (Unapproved, Draft, Circulated April 7, 2020)

**April 2, 2020 – 1:00 PM Central Time (Noon Mountain Time)**

## **On-Line Conference Call Hosted by ZOOM**

**DUE TO THE OUTBREAK OF THE CORONAVIRUS, WHILE PRACTICING SOCIAL DISTANCING THERE IS NOT A MEETING LOCATION TO ATTEND IN PERSON.**

1. Call to order occurred 1:00PM CT.

Board Members in attendance: Chairman, Fay Jandreau, Representing Telecommunication Companies Offering Local Exchange Service to Less Than 50, 000 Customers; Vice Chairman, Doug Larson, Representing Interstate Carriers of Gas or Petroleum; Jim Scull, Representing Excavation Contractors; Dan Kaiser, Representing Telecommunication Companies Offering Local Exchange Service to More Than 50,000 Customers; Steve Mohr, Representing Community Antenna Television Systems; Bleau LaFave, Representing Investor-Owned Natural Gas Utilities; Lloyd Rave, Representing Rural Water Systems; Mark Meier, Representing Municipalities; Loren Beld, Representing Excavation Contractors; Brett Koenecke, Legal Counsel; Executive Director, Larry Janes; Deputy Director, Codi Gregg.

Board members unable to attend: Ed Anderson, Representing Rural Electric Cooperatives; Kevin Kouba, Representing Investor-Owned Electric Utilities.

Guests attending: Scott Sasajima, Texas 811; Tanya Diaz, Texas 811; Keely Hosmann, NuStar Energy; Joey Majerus; NuStar Energy; Mary Zanter, PUC Pipeline Safety Program Manager; Boise Hillmer, PUC Safety Pipeline Inspector.

2. Dan Kaiser made the motion to approve the February 20, 2020 Board Meeting Minutes as printed. Doug Larson seconded the motion. **Motion carried unanimously upon a roll call vote.**

Executive Director Report Items:

3. As COVID-19 pandemic develops and encroaches on South Dakota, One Call Board of Directors feel a plan of action is needed as guidance for excavators and locators. The Board of Directors discussed several options while reviewing the current laws and statutes that govern One Call. Any action, if any, taken by the Board of Directors will work within the confines of the law. Legal Counsel will review the suggestions as discussed and report back to the Strategic Planning Committee for South Dakota One Call. Strategic Planning will continue to develop possible suggestions for the Board to consider. No action was taken on this item.  
The 811 Center is fully functional and has no plans to halt service. South Dakota One Call wants to remind locators and excavators of state law allowing 48 hours for utilities to

be marked. This has not changed. If a utility is not able to locate within the timeframe of a locate ticket as required in law, they are to communicate that to the excavator and work with the excavator to ensure services are protected. With the spread of this virus, now is the time, more than ever to take every precaution to protect those utilities.

4. Codi Gregg reviewed the potential changes to the Enforcement Panel process, including vetting a complaint. The Executive Director and Deputy Director are reviewing complaints as they are received. If any inconsistencies are found between a complaint and supporting documentation, the complaint may be dismissed. This is done via a letter emailed to the complainant, and only done if the Board Chairman, Executive Director and Deputy Director agree the complaint cannot be heard by the Enforcement Panel. The complainant is able to refile the complaint with the corrected information. The Enforcement Panel will be advised of the process on a vetted and / or dismissed complaint on the Agenda and minutes. The Board will also be made aware on the Agenda.

Additional changes were addressed in February with the rotational schedule for Enforcement Panel Calls consisting of three members in attendance on a call, with a fourth available to step in if a member is unavailable.

The process changes are necessary with the increase in complaints in recent years. In no way are these changes meant to discourage or dissuade a complaint from being filed. As a volunteer committee, time management was the biggest reason to review and modify the Enforcement Panel process.

#### Discussion Items

5. Future Board Meeting Dates were discussed. Two dates will be added in June for RFP review and approval. Calendar invitations will be emailed to Board Members as dates are decided.

--May 18, 2020

--August 27, 2020

--November 11, 2020 – This date will be changing.

6. Staking U locator training April 21 and 22, 2020, Lennox South Dakota. – Postponed until September 29 and 30, 2020.

7. The South Dakota 811/SDCGA Damage Prevention Meeting has been postponed to a later date. Mary Zanter discussed the agenda for the day with possible schedule changes due to COVID-19.

8. Scott Sasajima provided an update on Voluntary Positive Response for operators and excavators. Texas 811 Training teams is preparing guidance for this process.

9. Larry Janes has requested the Governor Proclamation regarding April as Safe Digging Month. This will be shared with the Board of Directors when received.

10. Other. Dan Kaiser commented on the news report KELO LAND news had on the importance of calling 811. Vernon Brown, on behalf of South Dakota One Call, Thank you! The news piece was very informative and very well covered the Mission Statement for South Dakota One Call Notification Board.

11. No public comment was offered or taken during this call.

12. Having no further business, Dan Kaiser made the motion to dismiss the Board of Directors web call. Lloyd Rave seconded the motion. **Motion carried unanimously upon a roll call vote.**

### **ONE CALL BOARD ENFORCEMENT PANEL SCHEDULE**

2 PM Central Time (1 PM Mountain Time) last Thursday of each month.

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 Boards and Commissions website at <http://boardsandcommissions.sd.gov/>. They are also available by contacting the Deputy Director in writing at [deputydirector@sd811.com](mailto:deputydirector@sd811.com), or by calling (605) 863-0951.