



Date: December 10, 2020

Location: Remote Webinar

Present:

✓	Chris Kampmann	✓	Jim Moody	✓	Mark Williams	✓	Ted Jensen
✓	Eric Kirkpatrick	✓	Patricia McKinney-Clark	✓	Mark Jurgemeyer	✓	Ray Swedfeger
✓	Jeannette Jones	✓	Kat Duitsman	✓	Mark Frasier	✓	Tom Sturmer
✓	Rob Ellis	✓-	Lori Warner	✓	Patrick Fitzgerald		

* Indicates arrival after roll call . - indicates technical difficulties during roll call

Note: The meeting was recorded and started at 12:00 pm. These minutes represent a summary of this meeting and are not intended to be a verbatim document. Audio recordings of the meetings can be obtained by contacting cdle_safetycommission@state.co.us.

MINUTES APPROVAL:

A Motion was made to approve the minutes from the November 12, 2020 meeting (with minor edits denoted in meeting): motion carried and discussion was entered. There was no further discussion, a vote was taken to approve the minutes. It was approved.

CURRENT BUSINESS

CO 811 UPDATE:

Jose & Carla presented:

- Operations update: No significant news or data changes, slight bump in damages & normalized over timespan. Hold times still below target of 4 minutes. Working to maintain a consistent service level. Countdown to the Millionth ticket mark. Excavator file attachment is on the agenda for the Stakeholder’s procedures committee.
- Member relations: Automatic positive response re-notifications: About 10% of tickets (down 1% from previous month). 26% of member codes are responding on time. 17% drop from last year regarding no responses, when you take into account partial or late responses. 92% of transmissions are on time; only 1% had no response. Tier 2 conversion: continuing to make progress. Automatic conversion will happen on 1/1/2021. 6 Tier 2 members still do not have email addresses to send communications to. They will be terminated at year’s end and how that looks is still being determined with legal counsel. Of the 6, some are homeowners, some are homeowners associations, and a water line.
- Public Awareness & Outreach (including Damage Prevention): advertising through CO Broadcasters Association. Other advertising events occurring as well. Mock line strike video soon to be released.

The Commission discussed with CO 811 staff the 6 Tier 2 members with no effective points of contact. No decisions made at this time.

COMPLAINT HEARINGS:

- The Review Committee's Findings of Fact forms from the December 1, 2020 hearing was reviewed with the Safety Commission.
 - Complaint # 2020-097: **A Motion was made to approve the Review Committee's recommended remedial action as noted in the Findings of Fact form:** Motion carried & discussion was entered. There was no further discussion. A vote was taken to approve the motion. It was approved.
 - Complaint # 2020-099: **A Motion was made to approve the Review Committee's recommended remedial action as noted in the Findings of Fact form:** Motion carried & discussion was entered. There was no further discussion. A vote was taken to approve the motion. It was approved.
 - Complaint # 2020-100: **A Motion was made to approve the Review Committee's recommended remedial action as noted in the Findings of Fact form:** Motion carried & discussion was entered. There was no further discussion. A vote was taken to approve the motion. It was approved.

EXECUTIVE SESSION

Item: Legal counsel on matters related to terms in the Statute, including 'non-agricultural' and 'pre-determined'. The committee motioned for executive session; the motion carried and executive session was entered.

- Other:
 - 2020-101: Staff will send hearing notices to parties, even without an owner listed with the locating company.
 - 2020-103: **A Motion was made to dismiss, without prejudice, Complaint # 2020-103:** Motion carried & discussion was entered. There was no further discussion. A vote was taken to approve the motion. It was approved.
 - 2020-005: Staff updated the Commission that the Respondent has been made aware of the change to the Final Determination (due 12/31/20).
 - 2019-036: Staff updated the Commission about communication from the Complainant that has been received. They are looking for support to help parties understand the parameters of this Commission's Final Determination. The Commission discussed developing something to post on the website as well as a form letter to address this. Staff will draft a template, including language from the hearing script, to be reviewed by the Commission at its next meeting.

BEST PRACTICES:

- Worked on Locating & Marking Best Practice.
- It was noted that the draft best practice being developed includes information about service lines and 'customer owned laterals'- question posed to the group: should the Best Practice include a difference in marking for those (vs owner lines); to be determined.

ADMINISTRATIVE ITEMS/OPS UPDATE:

- PHMSA grant funds: have access to formally request funds be released (half of the money).
- Reviewed Secretary of State rulemaking calendar options.

REGULATIONS: WORKING COPY

- Reviewed draft red line language
- Staff will look at a timeline to pursue red line changes after January 2021; will update the Commission in February 2021.
- Issues with Denver 311 seems to have been resolved with the helpful support of the Safety Commission leadership.
- Schedule for 2021 will remain 2nd Thursday of the month for Commission meetings
- Data tool Statics sheet shared; showed 2020 data for End of Year report

OTHER BUSINESS:

- Thank you & farewell to Commission members leaving.
- Welcome and introduction of new Commissioners joining.

The next meeting is scheduled for January 14, 2020.

Meeting adjourned at 3:20 pm.