



**Date:** January 13, 2022

**Location:** Remote Webinar

**Present:**

✓	Chris Kampmann	✓	Jeannette Jones	✓	Mark Williams	✓	Rob Martindale
	Dale Kishbaugh	✓	Jim Moody	✓	Patrick Fitzgerald	✓	Ted Jensen
✓	Dana Bijold	✓	Julie McCaleb	✓	Raymond Swerdfeger	✓	Terri King
✓	Esther Williams	✓	Lori Warner	✓	Rob Ellis		

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

**Note:** The meeting was recorded and started at 12:02 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](mailto:cdle_safetycommission@state.co.us).

**WELCOME NEW MEMBERS:**

- All UDP SC members were given an opportunity to provide an introduction of themselves as a way for the group to get to know each other better.
- Eric Kirkpatrick was acknowledged as the first Chair of the Commission. Chris Kampmann has been the most recent (current) Chair.

**MINUTES APPROVAL:**

**A Motion was made to approve the minutes from the December 9, 2021 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**

**ELECTIONS:**

- **A Motion was made to renominate Chris Kampmann as the Chair of the Commission:** motion carried and discussion was entered. There was no further discussion. A vote was taken. It was approved. Chris Kampmann abstained.
- **A Motion was made to renominate Dana Bijold as the Vice-Chair of the Commission:** motion carried and discussion was entered. There was no further discussion. A vote was taken. It was approved. Dana Bijold abstained.
- **A Motion was made to renominate Jim Moody as the Review Committee Coordinator of the Commission:** motion carried and discussion was entered. Jim noted that there may no longer be a need for the position. If there is a desire to continue having this role, Jim's term ends in December and he would prefer someone take over in June for a period of overlap. Chris noted that there have not been a lot

of hearings recently, and those unfamiliar with the process are encouraged to take any opportunity that arises to attend those that do happen. A vote was taken. It was approved. Jim Moody abstained.

#### **COMPLAINT HEARINGS:**

- Review Committee members were selected for the February 22 hearing.
- Other:
  - 2021-027: Remedial action was due 12/13/21. An extension (2 weeks) was granted at the December meeting, however payment was submitted on 12/20/21. They paid the higher fine and did not choose to pay a reduced fine with training.

#### **BEST PRACTICES:**

- Locating & Marking Best Practice is on the Commission's website and can be disseminated to stakeholders.
- ACEC's training information will be linked to the Commission's website shortly
- The next Best Practice sub-committee meeting will be held on February 10, 2022 from 10am-12pm
- Jeannette Jones willing to Chair until someone else wants to take over; Chris Kampmann offered to support as well. Large Projects may have a Best Practice developed. Developing recommendations on how to spend funds might also be something to work on.

#### **ADMINISTRATIVE ITEMS/OPS UPDATE:**

- The Commission discussed what the meeting schedule for 2022 should be. Currently the regular meeting occurs the 2nd Thursday of the month. A doodle poll for alternatives will be sent to the Commission members to be revisited at the February meeting.
- On January 10, 2022, a stakeholder meeting facilitated by OPS staff regarding HB21-1095 was held. The meeting focused on updates on 4 solutions being put in place to support the upcoming implementation of the legislation. The Commission is helping with 1 of the solutions: guidance/educational content on this legislation to develop a unified message on how this change will impact the industry. CO 811 is taking the lead on developing content to be reviewed by others working on this task. This is 1 of 4 solutions. Once the draft content is ready for larger review it will be presented to all, before being finalized. March 14 & May 16 at 10am are 2 additional stakeholder meetings. Language included in HB21-1095 will preclude the State from applying for certain PHMSA grants that were previously received.
- The State of Colorado was (for a second year) deemed adequate by PHMSA in regards to damage prevention enforcement. This rating is not impacted because of ineligibility to apply for grant funds.
- Spending authority for funds, from the remedial action funds (>\$40,000), is being worked on and no update at this time.
- Home Rule Entities: Colorado Springs is the only entity of this type currently in the State to have its own damage prevention enforcement program. They have all complaints sent through this Commission's complaint system and then forwarded to them. Regarding the appeal process: they must use District Court (opinion of the AG), to have a similar program per the law.

#### **OTHER BUSINESS:**

- End of Year Report: shared the final PDF report. Commissioner members discussed some additional data points that would be helpful to identify trends (if any). Staff noted that the Statistics tool and database are newer tools and are undergoing updates, which will hopefully meet some of the data questions.
- February meeting agenda items discussed.
- Annual Commission member training

#### **EXECUTIVE SESSION**

Item: Legal counsel on matters related to training, including CO 811 MOU. The committee motioned for executive session; the motion carried and executive session was entered.

After returning from Executive Session a motion was made to end the meeting.

The next meeting is scheduled for February 10, 2022.

Meeting adjourned at 3:48pm.