



**Date:** December 1, 2022

**Location:** Remote via Google Meet

**Present:**

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

R indicates remote attendance

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

**Note:** The meeting was recorded and started at 9:03 am. 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).

**BEST PRACTICE DISCUSSION:**

- Reviewed the Characteristics section (developed at the last meeting).
- Began reviewing the document from the start (Scope section) and trying to resolve any items not yet agreed upon by the task group.
- Reviewed Scope & Background: Noted that if another version of the document is developed that includes a process with CO 811 that should be included, some steps from this draft might get cut and may be saved in these minutes (for future use).
- CO 811 was asked if meetings are available to request through CO 811, and the response was that a request can be made on the tickets; very few companies offer set meet times at this time.
- Reviewed Characteristics; no additional changes.
- Reviewed 'Impacts' section: in earlier versions of creating the draft, there was a 'general' section; all of the content within that section was found to be inapplicable or redundant to other sections of the document.
- Using subsurface utility engineering (SUE) as an "initial" warning of future projects might work for some facility owners, especially smaller businesses. For larger owners/operators this may not be as useful - separate parts of the company handle SUE tickets vs. those that handle locates.
  - Perhaps SUE should not be mentioned in this best practice; both sides were discussed, as it is one tool and it is helpful for some owners/operators, not for others.
  - In the end, SUE was kept in as a tool, not a requirement.
- Time was spent calling out the impacts of/to each stakeholder group.
  - Although the Project Owners and Permitting Authorities portions were originally combined in one section, it was decided to make them each their own sections.
  - Permitting authorities can help the process by requiring or recommending to project owners to contact impacted utility owners/operators to initiate notice of upcoming large/complex projects.
    - At present, this is an underutilized opportunity.
    - Recognizing that there are 64 counties, this is not equally feasible.
    - Draft language was added to recommend to permitting authorities that they develop a process for themselves to help the entire project and impacted stakeholders.

- There was some discussion about what the scope of the Best Practice is - does it include the planning phase, or does it focus on locating for construction?
  - In the design process, this is an initial notice that a project might be forthcoming.
- The Project Owner section now includes a sentence to “mandate” to contractors/excavators to follow the Best Practice.
  - This was deleted from Owners/Operators since “positive response is not currently possible outside of the usual process: *What is meant by ‘Positive Response?’* Positive Response is confirmation through Colorado 811 that the owner/operator has provided records, marks on the ground, or available information in accordance with §9-1.5-103(4). Acknowledgement of receiving a notification request is not an adequate Positive Response.

#### **OTHER BUSINESS**

- For next meeting, the group stopped their review at the end of Owner/Operators section and will start the next meeting re-reviewing this again
- The process in the draft for contractor/excavators is currently another State’s process - this may not work at this time for Colorado. The Commission will work on developing what they want to have under the contractor/excavator section
- Request that CO 811 staff attend the next meeting to discuss what is feasible in the current system
- Next meeting will focus on finishing the review of the Owner/Operator section and developing the contractor/excavator section.

The next meeting is 12/8/22.

Meeting adjourned at 11:49 am.