



Date: December 8, 2022

Location: Hybrid: 633 17th st Suite 500, Denver CO & Remote via Google Meet

Present:

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

R indicates remote attendance i - indicates in person attendance
 * Indicates arrival after roll call - indicates technical difficulties during roll call

Note: The meeting was recorded and started at 1:00 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 meeting notes from the November 10, 2022, meeting: no discussion. Motion passed. Ted Jensen abstained.

CURRENT BUSINESS

OTHER BUSINESS FROM AUDIENCE

- None brought forth

COMPLAINT HEARINGS

- Review committee members were selected for January 26, 2023. The exact members might shift once the new Commissioners join in 2023; and there are 5 committee members available from those continuing in their terms.
 - Hearings are virtual unless accommodations are requested for in person.
- All remedial action for 2022 has been wrapped up/completed.
- 2022-034: considerations for phone-only participants: introduce yourself before speaking and minimize side conversations/noise.
- 2022-047: complaint withdrawn, provided feedback that the process is, in their experience, long/tedious and does not get them a prompt resolution.
 - There is not a formal feedback process regarding the process/withdrawn complaints for the Safety Commission.
 - The Commission and staff discussed the process and things that have been done to try and provide more clarity to both complainants and respondents (e.g., additional language in notices, flow charts to explain the process). Discussed having a survey for complainants and respondents; no decision made.

BEST PRACTICES:

- Draft for Large/Complex projects was completed; in January the document should be reviewed
- Requests to CO 811 are something that the Best Practice group is also recommending - and looking for the full Commission's permission to have staff share these with CO 811
 - Create a method for excavators to find utility owner/operators in an area, without creating a ticket
 - Develop 2 ticket types so that meetings can occur and to group tickets from various contractors/sub-contractors under 1 project number

In discussion with the entire Commission:

- Regarding the request to CO 811:
 - Similar and not the same as a SUE or engineering ticket, the advantage is that locates are not required and communication can occur between excavators and owner/operators
 - Determining which facilities are impacted, and *separately* being able to request a meeting each has advantages in preparing for Large/Complex projects - it benefits the owner/operators and their locating resources in being able to allocate.
 - Suggest highlighting in the request the advantages.
 - Within the request, ask CO 811 for an update/response on this request to be delivered in January (or next Full Commission meeting) 2023 (or advise when they can provide a response at that meeting). At minimum provide an acknowledgement of the request and questions they might have to be able to determine next steps. Staff will share this request with CO 811 after this meeting.
- Next Best Practice meeting in March.
- Future best practice on trenchless excavation including directional drilling - will want to include stakeholders
- Acknowledged the work of the Best Practice group, stakeholders, and staff for the work done to accomplish this draft Large/Complex Best Practice.
- Currently Best Practices are all only offered in English language; consider translating into Spanish and ADA accommodations for accessing the Best Practices in the future. Consider using the Fund for this goal. Also, consider giving CO 811 a link to the Best Practices to them for the Excavator Handbook; the Excavator Handbook is being worked on to be provided in Spanish as well for 2023. Commissioners will follow up and this can be discussed in January.

ADMINISTRATIVE ITEMS/OPS UPDATE:

- Facility Owner Data Report: stats have not changed since last meeting; no further questions.
- Member Transition: Submitted recommendation letter to Boards and Commissions, and have since received feedback from them. Asked to provide a supplemental letter; submitted on 12/5/22. Awaiting a response.
 - Staff asked to share with nominating entities the persons the Division recommended.
 - Based on this delay, the January meeting will be canceled and the agenda items are moved to February or later.

OTHER BUSINESS:

- Year in Review: reviewed draft. Commissioners provided some feedback about adding "Days" to median # of time that a hearing is heard and organizing violation type into Minor, Moderate, and Major (within the table) for a linear view.
- Commissioners whose terms are ending were thanked for their time on the Commission; awards were presented to Rob Ellis, Jeanette Jones, Chris Kampman, Jim Moody, and Mark Williams (others not present will have awards mailed to them).
- Business cards were distributed that include contact information for the Commission.
- Staff were asked to share with offboarding Commissioners (as well as the rest of the Commission) the new Commissioners - once known.

The next meeting is scheduled for February 9, 2023.

Meeting adjourned at 2:55 pm.