



TENNESSEE UNDERGROUND UTILITY DAMAGE PREVENTION BOARD
Meeting on August 30, 2022

MINUTES

The board meeting of the Tennessee Underground Utility Damage Enforcement Board commenced at 10:04 a.m., in the Nashville Room, 3rd Floor of the Tennessee Tower at 312 Rosa L. Parks Avenue, Nashville, Tennessee 37243.

Board Members Present:

Earl Bolin
Jarrod Brackett
Doug Burgess
Wayne Hastings, Vice-Chairman
Bill Hollin
Eddie Hood
Scott Niehaus
Bobby Pitts
Steve Raper
Curtis Randy Russom
Kevin Tubberville, Chairman
Bill Turner

Board Member(s) Via Telephone:

Rob Arnold
Charles Key

Board Member(s) Absent:

Kevin Kruchinski
Lance Sledge

Current Vacancies:

Interstate Pipeline

TPUC Staff Present:

Stacy Balthrop, Director of the Consumer Services Division
Aaron Conklin, Legal Advisor to the TPUC staff
Chris Eaton, TPUC Chief Financial Officer
Marcia Jemmott
Ryan McGehee, Legal Advisor to the TUUDEB
Tim Schwarz

Also Present:

William Berzins
Craig Ingram

I. Opening of Meeting and Roll Call

Roll Call confirmed a physical quorum.

II. Review and Adopt Board Meeting Minutes

The Board considered the Minutes of the last meeting on May 24, 2022. The motion to approve the Minutes passed unanimously on a voice vote.

III. Program and Financial Updates

The number of complaints received in July was 27 with approximately 21 so far in August and year to date total is 190. In July, there were 5 administrative closures. The assessed civil penalty total is \$240,000. The PHMSA evaluation was submitted. Staff is working on a new format for the annual report, has attended some industry events, and is preparing an outreach plan for 2023. The next Executive Committee Meeting is scheduled for September 27th and the next Board Meeting will be on November 3rd. Mr. Chris Eaton gave an update on the fiscal year and indicated an estimate of Board's portion of expenses after accounting for grant funds received to be approximately \$82,000.00.

Mr. Tim Schwarz gave an update that the board was granted a five-year extension at the sunset hearing. There is one current vacancy on the board representing interstate pipeline.

IV. Election of Chairman and Vice Chairman

Mr. Pitts nominated Mr. Russom for election as Chairman, seconded by Mr. Turner. Vice Chairman Hastings nominated Chairman Tubberville for re-election as Chairman, seconded by Mr. Raper. In a roll-call vote, Mr. Kevin Tubberville was re-elected Chairman with nine votes. Chairman Tubberville and Mr. Key abstained.

Vice Chairman Hastings nominated for re-election as Vice Chairman by Mr. Niehaus and seconded by Mr. Burgess. No other nominations were made. In a roll-call vote, Mr. Hastings was re-elected Vice Chairman with thirteen votes with Vice Chairman Hastings abstaining.

V. Training Program Update, Data Presentation and Legislative Issues by Tennessee 811 and Legislative

Mr. Turner presented the new data analytics collected by Tennessee 811 to the board. Mr. Berzins also presented about the data analytics program. Mr. Turner discussed potential legislative proposals that have been discussed by stakeholders across the state. The Board members discussed problems with local requests and updating requests within large construction projects that entail miles of markings. Adjustments to the statutory threshold for funding for Board grants and the application of new technology for mapping locates was also discussed by Mr. Turner. Proposed legislative issues were for discussion only and no vote for requested or taken on any of these items. Mr. Ingram discussed the potential for uniformity in terminology with locate requests.

Mr. Turner reported that 668 individuals have been trained since the inception of the program. For the 2022 calendar year, 99 individuals have been trained.

VI. Future Topics and Meeting

The board scheduled the next year's meetings. The budget invoice will be discussed at the next meeting. Legislative concepts will be on the agenda for the next meeting.

No member of the public sought to make comment during the public comment period.

The Board meeting adjourned at 11:59 a.m.