

# LUCC Meeting Minutes

## June 1st, 2023

**Welcome** – President Rocky Stewart called the meeting to order and welcomed all attendees.

**Self-Introductions** – 19 people were present.

**Meeting Minutes** – Meeting minutes were approved at the opening of the meeting.

**Treasurers Report** – Naomi Shirtcliff: Provided updated budget summary and account balances. 2023 member dues are totaled on summary. Two \$25 gift cards were purchased for giveaways.

**Publicity & Education**- Jim Franklin: Jerry's is getting Jim in touch with their marketing rep to get a booth and promo set up. Trying for promo shovels for 811 day (Aug 11<sup>th</sup>). Lane Count Home Builders Association is now called Western Oregon Builders Association.

**Damage Report**- Jason Williams: NWN filed on a couple companies last month; printed list provided by Jason. The link to the PUC complaint for was provided:

### Complaint Process

If you would like to report a complaint involving possible violations of Oregon's excavation laws, please submit your detailed complaint online through the following link <https://arcg.is/1u4T1b1> or QR code:



Please provide as much detail about the situation as possible, including photos, maps, and any other documentation to demonstrate what happened. The complaint process is administered by Oregon Public Utility Commission, and staff may contact you or your company's designated contact for follow-up information.

You may also submit a complaint by calling 503-378-6600, or 800-522-2404.

*\*Please note, do not call this number to schedule utility marking services. Those calls should go directly to 811.*

Wildish and S2 both damaged NWN lines.

NWN started tracking how much down time their crews had from USIC delays or mis-markings. Jason suggests others start doing the same.

**Web Page-** Amy Abramson: no updates

**OUCS Standards Review** –Jason Robinson: Pg 30 – Delay of Excavation, Section 2: an agreement between parties must be made. Hunter recently received a call from USIC to notify them that they were rescheduling / postponing their marks. No negotiations were offered and therefore the parties were not in agreement. USIC is using this rule as an exception to the due date requirements but have mis-interpreted the rule.

**Old Business:** USIC was doing better after our recent communications with them but they are now back to their “old ways” of under-performing and not meeting the requirements of the 811 dig laws.

**New Business:** Rocky proposed to file as a council (LUCC) on five contractors for violating dig laws. Each are documented with repeat issues (Jason Williamsons records). Jason has documented and educated each of them A motion was made by Rocky to move forward with submitting a complaint to the PUC – Motion passed, all in favor.

Additional motion was made to file on Lumen for failure to mark their facilities per the dig law – Motion passed, all in favor.

Q: When Lumen (or USIC) doesn't mark their facilities during a pre-survey locate but then marks in the work zone during construction, who pays for the engineering to redesign the project and the delay of work?

A: Typically, the utility / contractor must absorb this cost because its hard to get anything from Lumen. Jim noted that Lane County did recently pursue cost recovery with Lumen and was successful.

**Program:** Jacob – City of Eugene Public Works – Heat Illness Prevention refresher:

Reminder that Oregon has specific acclimation period requirements for workers. New workers need more time to acclimate vs seasoned workers.

Employers are required to provide access to shade for breaks and cold drinking water.

The Air Quality Index is also a factor we must consider when working outdoors. There are mask requirements with the high AQI ratings.

Reminder: The July meeting will be cancelled.

**Meeting Adjourned- 1 pm**