

COMPLAINT DOCKET NUMBER:

OC20-049

Reply filed on behalf of (company name):

City of White

Contact Person:

Audra Wilson

Phone

(605) 629-3661

Name or Company Name:

City of White

Street Address or PO Box

PO Box 682
White, South Dakota 57276
United States

Email

whitesd@heartlandpower.org

Date

Aug 26, 2020

Were you previously aware of these allegations?

Yes

Provide detail including whom you spoke with:

I believe it was the day of the indecent, the city Finance Officer called me, and gave me the installation contractor's name and number.

Do you believe the statutes listed (if any) by the complainant were violated?

No

Why or why not?

The One Call form "Done For" name, and the address, did not match for the property.

Do you dispute the alleged violation of SD One Call statute or rule occurred?

Yes

If yes, what specifically do you dispute?

Contractor alleged property not marked, but as noted in 3. above, One Call form "Done For" name, and the address, did not match for the property.

Do you dispute the complainant's statements regarding the intentional or unintentional nature of the alleged violation?

Yes

If yes, please explain:

RW Contracting claims our city employee knew a power line was in the dig area. The line that was hit was from the neighboring house. The power line for the property being worked on did not cross through the fence being installed.

Was a locate requested from SD One Call? Yes

If yes, please provide the ticket number and a copy of the locate ticket
2020465093

Locate ticket # 2020465093

Start date on ticket: Jul 24, 2020

Start time on ticket: 08:00 AM

Did excavation begin before the start date / time on the ticket? No

Was a minimum horizontal clearance of 18 inches maintained between a marked facility and mechanical equipment? NA

Were buried facilities exposed by hand or non-invasive equipment prior to excavation? NA

Were facilities marked? No

Was the marking complete prior to the start time on the ticket? No

Was the excavation site pre-marked with white paint? No

Was the facility marked accurately (within 18 inches)? NA

Was there reasonable care to maintain locate marks for the life of project? NA

Did the complainant correctly describe the type of facility involved? Yes

Provide detail:

As stated above, City of White did not mark the electrical lines due to address and name confusion on the locate request.

Did the complainant correctly describe the damages that resulted from the alleged violation?

Yes

Provide detail:

During hand digging, RW Contracting employee hit electrical wire. The transformer kicked off line. Our city maintenance employee called Brookings Municipal Utilities to come out and splice the line and restore power. The Brookings Municipal Utilities work is at City of White expense.

Was the one-call notification center immediately notified of the damage, dislocation, or disturbance?

No

If No, why not?

RW Contracting stated in the complaint they did not contact the one-call notification center because he knew it was a power line, and called the City of White.

Was the operator of the facility immediately notified of the damage, dislocation, or disturbance?

Yes

Was there an escape of any flammable, toxic, or corrosive gas or liquid?

No

Did the complainant correctly describe the damages that resulted from the alleged violation?

Yes

Were damages on public right of way or private property?

Private

Did complainant correctly describe how operator service was affected?

Yes

Provide detail:

Power outage until Brookings Municipal Utilities repaired the line.

Was anyone injured as a result of facility damage? Yes

If yes, provide detail:

The RW Contracting complaint filed says worker felt shock in arms, and was not hospitalized.

Length of hospitalization: 0

Were there fatalities? No

Describe your plans and procedures to ensure compliance with SD One Call statutes and rules:

City Finance Officer, who receives locates via email, will include a copy of a building permit (if it was required for the excavation) and give to our maintenance employee for the locate. If there is any confusion with the One Call locate ticket, it will be resolved, or the requestor contacted.

Has a complaint been filed against you in the past for SD One Call violations? No

Attachment Information

File names should not include symbols. Example:(\$, &, *, %) etc.