



November 24, 2020

South Dakota Once Call Notification Board

RE: SDSTA Waterline – MDU Gas Line Failure to Locate

To Whom It May Concern,

RCS Construction is filing a complaint against Montana Dakota Utilities (MDU) for failure to locate a gas line on the SDSTA Waterline project. The 4" high-pressure gas main that was not located was the same mainline that not located in September and struck By RCS Construction on 9/12/2020. MDU filed a complaint against RCS Construction and South Dakota One Call Board found RCS to have violated 811 laws and approved a fine on top of the large bill charged to RCS by MDU. 811 board members determined that because the gas line was visible on the hillside that RCS should be held responsible for the damage as the line should have been noticed and addressed even though the facility owner did not locate it. MDU locators failed to locate the 4" high-pressure gas main a second time in a different location only 600 feet away. Not only was this same line missed again, but it was also above ground and not even 25' away from where trenching would take place. There we no buildings obstructing vision to the line or other abandon lines in close proximity to it as there was in the other location.

MDU violated 811 law §49-7A-8- Location of Underground Facilities – Marking when they failed to locate a 4" high-pressure gas main that the proposed waterline excavation directly crossed. Had RCS not identified the exposed line and called for a verification, the 4" line would have likely been struck and damaged.

In our opinion, if contractors are expected to catch lines that facility owners miss and can still be fined by 811 and charged by the utility company for the damage; the same level of responsibility and consequence should be applied to facility companies.

Kind Regards,

RC Scull
RC Scull

President

RCS Construction, Inc.

Safety • Quality • Communication • Timeliness

P.O. Box 9337 • Rapid City, SD 57709
Phone (605) 342-3787 • Fax (605) 348-4041

www.rcsconst.com



MDU Gas Line

11/20/2020

Approx Alignment
of 4" gas line.
600' from previous
incident

Location of 4" High
Pressure Line not
located. See
pictures

Location of 4" High
Pressure Line
previously not
located and struck
by RCS on 9/12.
MDU complaint
0C20-066



700 ft

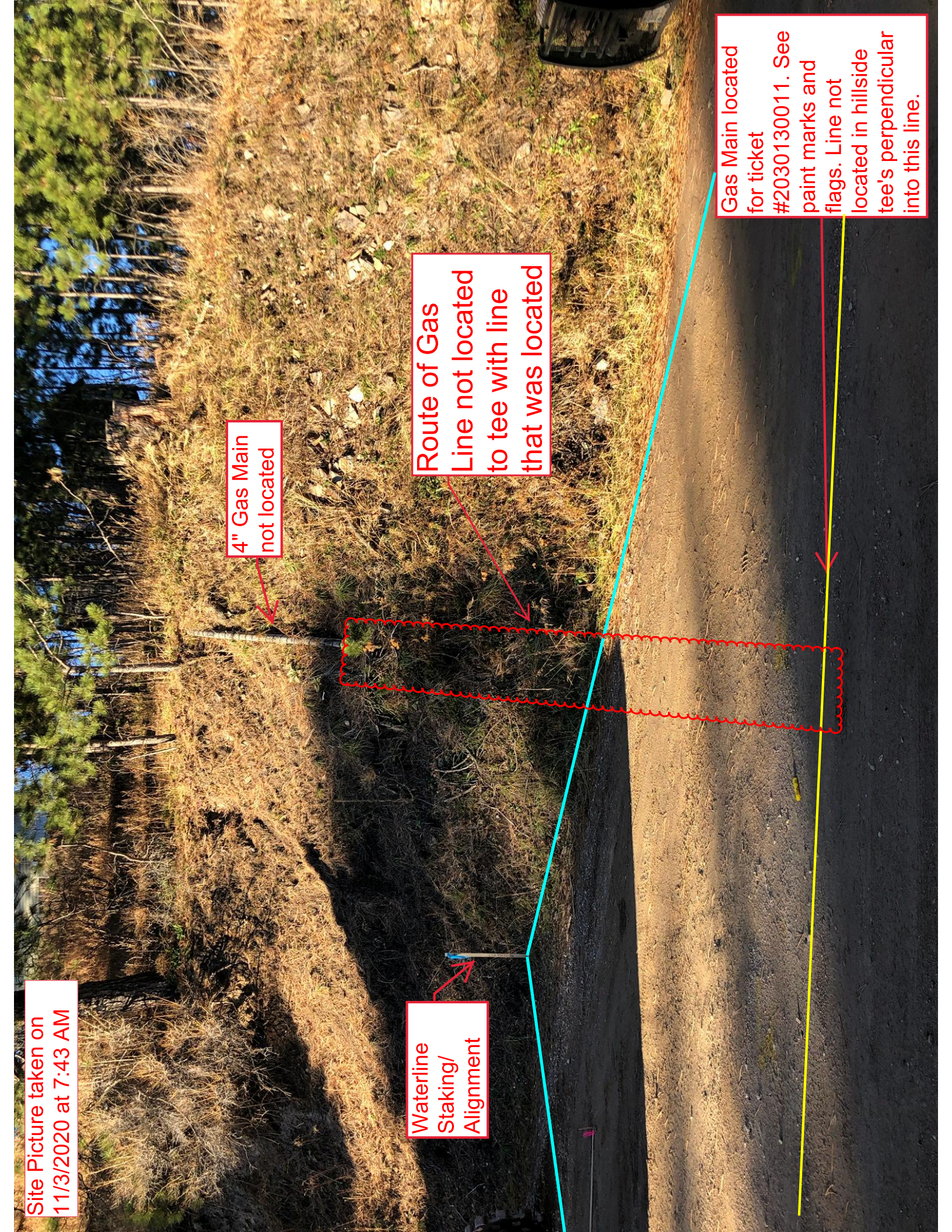
Site Picture taken on 11/3/2020 at 7:43 AM

4" Gas Main not located

Waterline Staking/Alignment

Route of Gas Line not located to tee with line that was located

Gas Main located for ticket #2030130011. See paint marks and flags. Line not located in hillside tee's perpendicular into this line.



From: locates@sd811.com
To: [Evan Walterman](#)
Subject: Locate Message
Date: Tuesday, October 27, 2020 3:18:35 PM

To update or view a map of the dig location click [here](#) to go to the South Dakota 811 Portal Site.

South Dakota 811 Locate Request

Ticket Number:	2030130011	Old Ticket:	
Source:	Portal Ticket	Date:	10/27/2020 4:18:29 PM
Type:	Appointment-Project	Update By:	11/19/2020 4:00:00 PM
Seq Num:	3	Expires On:	11/23/2020 4:00:00 PM

Company Information

Excavator:	R.C.S. CONSTRUCTION	Type:	Excavator
Address:	1314 Fountain Plaza Drive	Contact:	Joel Williams
City, St. Zip:	Rapid City, SD 57702	Contact Phone:	(605) 389-6308
Phone:	(605) 342-3787	Alt Phone:	(605) 389-6308
Fax:		Caller:	Evan Walterman
Caller Email:	evan@rcsconst.com	Caller Phone:	(605) 389-6308
Contact Email:	evan@rcsconst.com		

Work Information

State:	SD	Work Date:	11/2/2020 4:00:00 PM
County:	LAWRENCE	Done For:	RCS Construction
Place:	LEAD	Duration:	2 Months
Address:	Canyon Street	Explosives::	No
Intersection:	E Summit Street	R.O.W.:	Yes
Nature of Work:	Utility Install	Tunnel/Bore:	No
Meet Requested:	Yes	Meet Date/Time:	10/29/2020 4:00 PM
TRSQ:		Depth:	10'

Driving Directions

Meet at the South side of the intersection of E. Summit Street and Canyon Street to review the work area.

Remarks

Work Date: 11/2/2020 2:00:00 PM Meet Joel Williams with RCS Construction at the South side of the intersection of E. Summit Street and Canyon Street. Joel will show everyone the work area. The area is Canyon Street South towards the abandon section of road which is the alternate access to the Ross Yard, APPX 0.25 MI. See below map of work area

Members

Code	Name	Manually Added
BH3	Black Hills Power and Light Company	False
BHF	Vast Broadband	False
LDC	City Of Lead	False
LDD	Lead-deadwood Sanitary District	False
MT4	Montana-Dakota Utilities Company	False
SDC	Midcontinent Communications	False
UW1	CTLQL-CenturyLink	False

Work Location Bounding Box

Latitude:	44.346513	Longitude:	-103.757889
Second Latitude:	44.349244	Second Longitude:	-103.755893

In the future you can submit your tickets quick and easy online at the [South Dakota 811 Portal Site](#).

Know what's below and also remember to be careful around overhead power lines.

From: locates@sd811.com
To: [Evan Walterman](#)
Subject: Locate Message
Date: Tuesday, November 3, 2020 8:59:55 AM

To update or view a map of the dig location click [here](#) to go to the South Dakota 811 Portal Site.

South Dakota 811 Locate Request

Ticket Number:	2030833948	Old Ticket:	2030130011
Source:	Voice	Date:	11/3/2020 9:59:51 AM
Type:	Verification-No Resp	Update By:	11/20/2020 11:00:00 AM
Seq Num:	1	Expires On:	11/24/2020 11:00:00 AM

Company Information

Excavator:	R.C.S. CONSTRUCTION	Type:	Excavator
Address:	1314 Fountain Plaza Drive	Contact:	Joel Williams
City, St. Zip:	Rapid City, SD 57702	Contact Phone:	(605) 389-6308
Phone:	(605) 342-3787	Alt Phone:	(605) 389-6308
Fax:		Caller:	Evan Walterman
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Remarks

VERIFICATION - NO RESPONSE - 2030130011 - **NEED MONTANA-DAKOTA UTILITIES TO COMPLETE THE MARKINGS - PER CALLER THERE IS A VISIBLE GAS LINE THAT INTERSECTS AND HEADS INTO THE WORKSITE BUT HAS NOT BEEN MARKED** Work Date: 11/2/2020 2:00:00 PM Meet Joel Williams with RCS Construction at the South side of the intersection of E. Summit Street and Canyon Street. Joel will show everyone the work area. The area is Canyon Street South towards the abandon section of road which is the alternate access to the Ross Yard, APPX 0.25 MI. See below map of work area

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