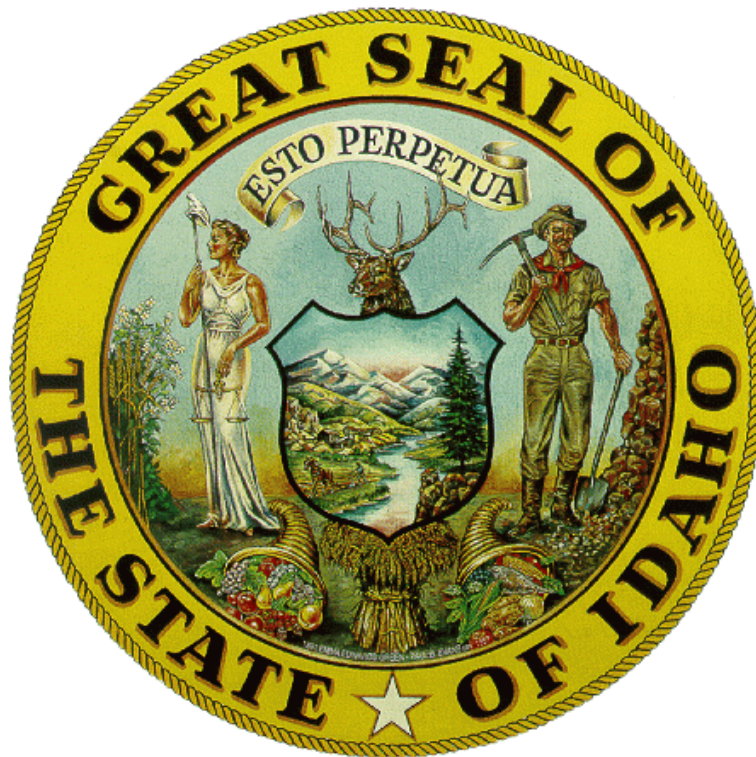


DIVISION OF BUILDING SAFETY

DAMAGE PREVENTION BOARD  
VIDEOCONFERENCE MEETING

NOVEMBER 19, 2020



# DAMAGE PREVENTION BOARD

**Agenda Item No. 01**

**Agenda and Minutes**

**PRESENTER:** Jerry Piper, Chairman

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**OBJECTIVE:** Approve the November 19, 2020 Agenda, and Meeting Minutes from September 24, 2020 and October 14, 2020 (Special).

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**ACTION:** Consent

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**BACKGROUND:**

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**PROCEDURAL  
HISTORY:**

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**ATTACHMENTS:** Tentative Agenda and Draft Minutes

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## **TENTATIVE AGENDA**

### **NOTICE OF PUBLIC MEETING**

#### **DAMAGE PREVENTION BOARD VIDEOCONFERENCE MEETING**

**Division of Building Safety  
1090 East Watertower Street, Suite 150, Meridian  
1250 Ironwood Drive, Suite 220, Coeur d'Alene  
155 North Maple Street, Blackfoot**

**Teleconference – 877-820-7831—529619  
dbs.idaho.gov – (208) 332-7137**

**Thursday, November 19, 2020**

**9:30 a.m. – 2:30 p.m. (MST)**

**8:30 a.m. – 1:30 p.m. (PST)**

This is a public meeting. Seating capacity is limited due to the social distancing protocols implemented during the COVID-19 Pandemic. The public is encouraged to attend telephonically with the information provided above. Masks are required for board room attendance.

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**9:30 a.m. CALL TO ORDER** – Jerry Piper, Chairman  
o Roll Call & Introductions

#### **CONSENT AGENDA**

1. Approval of the November 19, 2020 Agenda, and Meeting Minutes from September 24, 2020 and October 14, 2020 (Special) – Jerry Piper

#### **ACTION AGENDA**

2. Administrative Appeals Hearing – Bill Hale, Damage Prevention Program Specialist
  - Cutting Edge Landscape--DAM2009-0011 – Intermountain Gas
3. Publishing Literature in Spanish – Bill Hale

#### **INFORMATIONAL AGENDA**

4. How to Handle Non-Board or DBS Requests to Intervene in a Dispute – Jerry Piper
5. Financial Update – Nichole Rush, Board Member
6. Education and Training Subcommittee Update – Julie Maki, Board Member

7. Damage Prevention Training Report – Bill Hale
8. Statutes and Rules Review Subcommittee Update – Scott Spears, Board Member
9. Compliance Report – Bill Hale
10. Administrator Report – Ron Whitney, Administrator

**2:30 p.m. ADJOURN**

*All times, other than beginning, are approximate and scheduled according to Mountain Standard Time (MST), unless otherwise noted. Agenda items may shift depending on Board preference. 11/03/2020rb*

**DAMAGE PREVENTION BOARD  
VIDEOCONFERENCE MEETING**

**Thursday – September 24, 2020 – 9:30 a.m. (MDT)**

**Division of Building Safety  
1090 East Watertower Street, Suite 150, Meridian  
1250 Ironwood Drive, Suite 220, Coeur d'Alene  
155 North Maple Street, Blackfoot**

**DRAFT MINUTES OF THE SEPTEMBER 24, 2020 MEETING**

**NOTE:** The following report is not a verbatim transcript of the discussions at the meeting; however, is intended to record the significant features of those discussions.

In the absence of Chairman Jerry Piper, Vice-Chairman Bob Chandler called the meeting to order at 9:35 a.m. (MDT)

**Board Members Present:**

Vice-Chairman Bob Chandler  
Darrin Ulmer  
Julie Maki  
Roy Ellis  
Sean Marsh  
Scott Spears – Teleconference  
Nichole Rush – Teleconference  
Vaughn Rasmussen – Teleconference

**DBS Staff Members Present:**

Ron Whitney, Administrator  
Patrick J. Grace, Deputy Administrator  
Spencer Holm, Deputy Attorney General  
Adam Bowcutt, Regional Manager, Region 3  
Gary Sonnen, Regional Supervisor, Region 1  
Bill Hale, Damage Prevention Program Specialist  
Renee Bryant, Administrative Assistant 2

◆ **Recognition**

Jeffrey Diehl was recognized for his years of service on the Board with a commemorative plaque.

◆ **Open Forum**

Locates – Daniel Parrish and Nathan Brian, Representatives for Direct Communications, worked with government agencies to develop the Idaho Broadband Grant Program, which will provide broadband speed to internet services in rural parts of the state of Idaho. Their subcontractors will lay 84 miles of fiber in eastern Idaho and serve approximately 1,500 homes. The deadline of the grant is December 15, 2020. The two crews working for Direct Communications have pulled 41 locate tickets; however, the facility owner has not addressed them. Direct Communication has met with the utility locating service and owner of the facility, and the most they are willing to locate in one day is either work two hours or 1,000 feet. The crews are averaging 4,500 feet a day. Contractors are in the process of filing complaints with DBS. There is a provision in law that allows a waiver of the locating and marking requirements; however, both parties have to agree to it. Direct Communications stated the facility owner will not agree. The Administrative Assistant 2 was asked to provide Messrs. Parrish and Brian's contact information to the Board.

◆ **Approval of the September 24, 2020 Agenda, March 12, 2020 Special Meeting Minutes, June 8, 2020 Special Meeting Minutes, June 25, 2020 Meeting Minutes and August 13, 2020 Special Meeting Minutes**

**MOTION:** Roy Ellis made a motion to approve the agenda and meeting minutes as presented. Darrin Ulmer seconded. All in favor, motion carried.

◆ **Administrative Appeals Hearing**

Granite Excavation—DAM2003-0022 – Rhett Collins represented Granite Excavation; Damage Prevention (DP) Program Specialist Bill Hale represented DBS; Terry Harpt, Intermountain Gas Company, was a witness and Deputy Attorney General (DAG) Spencer Holm was the facilitator. The Division provided Exhibits A through R. With no objections, the Vice-Chairman approved the introduction of the exhibits into the record. All parties were sworn in and provided testimony to DAM2003-0022, violation of IDAPA 07.10.01.020.01.b *Notice of Excavation*. Mr. Collins did not dispute the damage; however, asked for a lesser charge.

**MOTION:** Sean Marsh made a motion to impose the fine; however, reduce it to \$2,500. Roy Ellis seconded. Roll call: Scott Spears-Aye, Nichole Rush-Aye, Julie Maki-Nay; Darrin Ulmer-Aye, Roy Ellis-Aye, Sean Marsh-Aye, Vaughn Rasmussen-Aye and Bob Chandler-Aye. Seven ayes and one nay. Motion carried.

◆ **Schedule 2021 Board Meetings**

The proposed 2021 meeting dates are: January 28th, March 11th, May 27th, July 15th, September 23rd and November 18th.

**MOTION:** Julie Maki made a motion to accept the proposed dates for the 2021 board meetings. Roy Ellis seconded. All in favor, motion carried.

◆ **Spanish Version in All Literature DBS Publishes for the Damage Prevention Board**

This was addressed at previous meetings; however, no decision was ever made. Many in the construction industry do not speak or have limited vocabulary of the English language. Following were suggestions and questions on the types of literature to be published in Spanish: 1) Brochures, pamphlets, training flyers, general guidelines/overview of dig laws, and business cards (website, phone numbers, etc.), 2) Spanish versions on the Division’s website, to include training PowerPoints, 3) Are monies in the budget under “Education and Training”, 4) Pamphlet and brochure designs could possibly be under “Advertisement”, and 5) Legality on publishing in Spanish.

For DBS to gather information; i.e., legal aspects, costs to print, etc., as well as to allow the Board time to consider where the monies will come from and determine what is most important for translation and publication, Vice-Chairman Chandler suggested, and the Board agreed, to bring the topic *Publishing Literature in Spanish* to the November 19, 2020 meeting as an action item.

◆ **Financial Update**

Financial Report – A revised financial report was emailed to all parties the morning of the meeting. Explained were the changes, as well as why columns did not compute properly. The Division will get back to the Board on what the outstanding balance of \$4,000 is for, and the columns will be reformatted to ensure they calculate correctly.

Request for Proposal (RFP) Status – An evaluation team is reviewing presentations by eight vendors. The objective is for the Education and Training Subcommittee, and appointed marketing agency, to begin designing brochures, etc. by the first of November 2020.

Spending Authority – The Division has received confirmation of the \$100,000 from the PHMSA Grant for Fiscal Year (FY) 2022, as well as approximately \$44,000 from a PUC Grant for the Compliance Program. There is a substantial amount of cash available with the spending authority; however, once a marketing agency has been selected the committee will have time to develop a marketing plan. If the plan goes beyond the current financial resources, DBS will have the ability to request additional spending authority in the budget proposal for FY2022.

New Items and Costs – There are several unique items that will impact the Division’s Boards, with the costs to be deducted from the FY2021 budgets.

- Information Technology Services (ITS) – With the consolidation into ITS, the Division no longer has inhouse IT personnel. Although originally explained as a cost-savings measure, the Division recently received a bill for \$390,000 for one year of service.
- Idaho Division of Occupational and Professional Licenses (IDOPL) – The Division, and its boards, are now under IDOPL. As part of the reorganization, DBS will move to the Idaho Chinden Campus in the fall of 2021. The cost is estimated to be \$2.4 million and is based on employee count for space needed. Included in the cost is tenant improvements, moving, etc.
- Blackfoot Office – In 2019, the Division purchased a building previously owned by the Idaho Department of Labor. The cost is \$520,000 and will be paid from FY2021 funds.

◆ **Education and Training Subcommittee Update**

Billboards – At a previous meeting, the Board authorized up to \$65,000 for billboard advertisement across the state of Idaho. Board Member Julie Maki reiterated the status of the RFP. It is anticipated the advertisements on billboards will begin in the spring of 2021, as April is National Safe Digging month.

Training and Education Subcommittee – The subcommittee is working with the DP Program Specialist to develop a list of excavating groups; i.e., farmers, well diggers, landscapers, homeowners, etc. to customize training specific to their needs. The subcommittee is comprised of Board Members Bob Chandler, Jeanna Anderson and Julie Maki, with DBS staff Bill Hale and Patrick Wood as observers.

◆ **Damage Prevention Training Report**

Numbers are low; however, a few individuals are participating through online training. The DP Program Specialist is scheduling training with companies that had requested it prior to Covid. A proposal has been sent to the Idaho Nursery and Landscape Association to speak at its conference in January 2021.

◆ **Statutes and Rules Review Subcommittee Update**

Board Member Scott Spears, chairman of the subcommittee, was on teleconference; however, it was later discovered he had been disconnected. The next meeting of the subcommittee will be September 29, 2020, 9:30 a.m. (MT)/8:30 a.m. (PT) via teleconference.

DAG Holm stated there apparently is an interpretation that subcommittees could be subject to the Open Meeting Laws. As a precautionary measure, the Statutes and Rules Subcommittee will abide

by the requirements of the law, and the DAG will generate an Order for the chairman’s signature regarding this subcommittee.

◆ **Compliance Report**

As of September 9, 2020, the Division has received 291 complaints. Currently, there are roughly 100 complaints being processed. For the areas in the state that DigLine serves, the issuance of tickets is just under 12% above this time last year.

◆ **Administrator Report**

City of Meridian Appeal--Update – The City of Meridian appealed to the district court the decision on their intervention, as well as the civil penalty. DAG Holm discovered the Board might have some potential bounds to get it dismissed before actually going before the court. A Motion to Dismiss was filed and a hearing scheduled. While waiting for the hearing to take place, the City of Meridian voluntarily dismissed the petition.

Permit/Inspection Count – When Covid-19 set-in, the Governor determined construction was essential and asked the Division to track permit and inspection activity on a daily basis; reporting to his office on a weekly, and now monthly basis. To date, permit activity has exceeded the 2019 numbers by about six percent. On September 22, 2020, 385 permits were issued, and on September 23, 2020, the Division had requests for 763 inspections.

PHMSA – DBS has submitted the response to the PHMSA audit and is awaiting a decision. David Appelbaum is no longer the PHMSA evaluator for the state of Idaho.

Locates (Cont’d) – With the next regularly scheduled meeting of the Damage Prevention Board on November 19, 2020, and the deadline of the Idaho Broadband Grant Program on December 15, 2020, it was questioned whether the Board would need to have a special meeting to address the large number of complaints filed by contractors on the job. It would depend on when the complaints were files and appeals requested, as well as there are built-in timelines in the complaint process.

◆ **Adjournment**

Vice-Chairman Chandler adjourned the meeting at 11:42 a.m.

\_\_\_\_\_  
BOB CHANDLER, VICE-CHAIRMAN  
DAMAGE PREVENTION BOARD

\_\_\_\_\_  
RON WHITNEY, ADMINISTRATOR  
DIVISION OF BUILDING SAFETY

\_\_\_\_\_  
DATE

\_\_\_\_\_  
DATE

\*These DRAFT minutes are subject to possible correction and final approval by the Damage Prevention Board. 10/28/2020rb



**DAMAGE PREVENTION BOARD  
SPECIAL TELE/VIDEOCONFERENCE MEETING  
Wednesday – October 14, 2020 – 10:30 a.m. (MDT)**

**Division of Building Safety  
1090 East Watertower Street, Suite 150, Meridian  
1250 Ironwood Drive, Suite 220, Coeur d'Alene  
155 North Maple Street, Blackfoot**

**\*DRAFT MINUTES OF THE OCTOBER 14, 2020 SPECIAL MEETING**

**NOTE:** The following report is not a verbatim transcript of the discussions at the meeting; however, it is intended to record the significant features of those discussions.

Chairman Jerry Piper called the special meeting to order at 10:34 a.m. (MDT)

**Board Members Present:**

Jerry Piper, Chairman  
Bob Chandler, Vice-Chairman  
Jeanna Anderson  
Scott Spears  
Vaughn Rasmussen  
Roy Ellis  
Paul Good  
Darrin Ulmer

**DBS Staff Members Present:**

Ron Whitney, Administrator  
Patrick J. Grace, Deputy Administrator  
Spencer Holm, Deputy Attorney General  
Larry Jeffres, Regional Manager, Region 1  
Shelly Farris, Regional Supervisor, Region 3  
Bill Hale, Damage Prevention Program Specialist  
Renee Bryant, Administrative Assistant 2

- ◆ **Vote to authorize Notice of Omnibus Fee Rulemaking – Adoption of Proposed Fee Rule with regard to IDAPA 24.39.90, formerly 07.10.01, in Docket Number 24-0000-2000F**  
Deputy Administrator Patrick J. Grace addressed the history, as well as the rulemaking processes required to ensure the pending fee rule stays in effect until possible approval at the 2021 legislature. In September 2020, the proposed rules were published in the Administrative Bulletin; requiring a public comment period of 21-days. The Division did not receive any comments during the comment period. The text of the rules has not changed since they were last submitted to the legislature for the 2020 session. The only thing that has changed about the rules is how they were codified. With the structural change of DBS merging into the Idaho Department of Occupational and Professional Licenses, IDAPA 07.10.01 has been changed to 24.39.90.

**MOTION:** Jeanna Anderson made a motion to authorize Notice of Omnibus Fee Rulemaking – Adoption of Pending Fee Rule with regard to IDAPA 24.39.90, formerly 07.10.01, in Docket Number 24-0000-2000F. Scott Spears seconded. All in favor, motion carried.

◆ **Appointment of Bill Hale to the DPB Statutes & Rules Subcommittee**

To comply with the Open Meeting Law, at least one member of the governing body or the director or chief administrative officer must be physically present at the meeting location designated in the meeting notice. With the current Covid pandemic, employers are hesitant to have their employees attend meetings in person; however, encourage them to attend telephonically, as is the case with Chairman Scott Spears and Vice-Chairman Nichole Rush. Currently, the subcommittee meetings are held at the Division of Building Safety offices, as well as via teleconference. Damage Prevention Program Special Bill Hale has requested to attend the meetings. If appointed as a member of the subcommittee, Mr. Hale would be able to physically attend the meetings at the site; thus, fulfilling the requirements of the Open Meeting Law.

Deputy Attorney General Spencer Holm explained why the Statutes and Rules Subcommittee is subject to the Open Meeting Law.

**MOTION:** Scott Spears made a motion that Bill Hale be appointed to the Damage Prevention Statutes and Rules Subcommittee as a member. Jeanna Anderson seconded. All in favor, motion carried.

◆ **Adjournment**

Chairman Piper adjourned the meeting at 10:45 a.m.

\_\_\_\_\_  
JERRY PIPER, CHAIRMAN  
DAMAGE PREVENTION BOARD

\_\_\_\_\_  
RON WHITNEY, ADMINISTRATOR  
DIVISION OF BUILDING SAFETY

\_\_\_\_\_  
DATE

\_\_\_\_\_  
DATE

\*These DRAFT minutes are subject to possible correction and final approval by the Damage Prevention Board. 10/16/2020rb

# DAMAGE PREVENTION BOARD

**Agenda Item No. 02** **Cutting Edge Landscape – DAM2009-0011**

**PRESENTER:** Bill Hale, Damage Prevention Program Specialist

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**OBJECTIVE:** Administer a ruling on Granite Excavation, Inc. – DAM2003-0022

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**ACTION:** Affirm or reject the imposed penalty.

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**BACKGROUND:** The Notice of Violation was issued based upon a proposed violation to IDAPA 07.10.01.20.01.b “Notice of Excavation”.

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**PROCEDURAL  
HISTORY:**

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**ATTACHMENTS:** Documentation from Cutting Edge Landscape, Intermountain Gas & DBS

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# DAMAGE PREVENTION BOARD

## Agenda Item No. 03

## Publishing Literature in Spanish

**PRESENTER:** Bill Hale, Damage Prevention Program Specialist

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**OBJECTIVE:** Print/publish specific literature in Spanish.

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**ACTION:** Determine and vote on what literature should be published in Spanish.

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**BACKGROUND:** September 2020 – This was addressed at previous meetings; however, no decision was ever made. Many in the construction industry do not speak or have limited vocabulary of the English language. Following were suggestions and questions on the types of literature to be published in Spanish: 1) Brochures, pamphlets, training flyers, general guidelines/overview of dig laws, and business cards (website, phone numbers, etc.), 2) Spanish versions on the Division’s website, to include training PowerPoints, 3) Are monies in the budget under “Education and Training”, 4) Pamphlet and brochure designs could possibly be under “Advertisement”, and 5) Legality on publishing in Spanish.

For DBS to gather information; i.e., legal aspects, costs to print, etc., as well as to allow the Board time to consider where the monies will come from and determine what is most important for translation and publication, Vice-Chairman Chandler suggested, and the Board agreed, to bring the topic *Publishing Literature in Spanish* to the November 19, 2020 meeting as an action item.

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## **PROCEDURAL HISTORY:**

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**ATTACHMENTS:** No Documentation

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# DAMAGE PREVENTION BOARD

## Agenda Item No. 04                      How to Handle Non-Board or DBS Requests to Intervene in a Dispute

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**PRESENTER:**            Jerry Piper, Chairman

---

**OBJECTIVE:**

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**ACTION:**                Informational

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**BACKGROUND:**        Lately, there has been quite a few issues; ending up with a long email string and pretty much a waste of time if folks will just follow protocol.

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**PROCEDURAL HISTORY:**

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**ATTACHMENTS:**      No Documentation

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# DAMAGE PREVENTION BOARD

**Agenda Item No. 05**

**Financial Update**

**PRESENTER:** Nichole Rush, Board Member

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**OBJECTIVE:** Update the Board on its financial status.

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**ACTION:** Informational

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**BACKGROUND:** This topic is addressed at all regularly scheduled Damage Prevention Board meetings.

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**PROCEDURAL HISTORY:**

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**ATTACHMENTS:** Financial report to be provided at the meeting.

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# DAMAGE PREVENTION BOARD

## Agenda Item No. 06                      Education & Training Subcommittee Update

**PRESENTER:**            Julie Maki, Board Member

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**OBJECTIVE:**            Update the Board on the DPB E & T Subcommittee activities.

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**ACTION:**                Informational

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**BACKGROUND:**        This topic is addressed at all regularly scheduled Damage Prevention Board meetings.

---

**PROCEDURAL  
HISTORY:**

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**ATTACHMENTS:**    Report

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# Damage Prevention Board

T & E Sub-committee

Nov. 12, 2020 – DBS training center & over the phone

In attendance:

Pat Wood      Bill Hale      Jeanna Anderson(phone)

Julie Maki      Bob Chandler(by phone)

## **Billboard campaign:**

- RFP for marketing & advertising was just signed by the State of Idaho.
- We would like to meet with whichever company will provide the services for the Billboards – work on design suggestions.
- Make a presentation to the DP Board meeting in January
- Have Billboards up around the State by spring.

## **Training calendar:**

Bill completed a training session with an excavator on Wednesday morning. He currently has 2 more training sessions planned and another one in January.

## **Rule Books/flyers in Spanish**

This is on the agenda for the next DP Board meeting.

**DIRT** – would like to send out a reminder to underground facility owners in January/February reminding them about the March 31<sup>st</sup> deadline. Based on the 2019 DIRT results, we can target the types of excavators that Bill can reach out to for training. Pat is going to pull some reports & stats.

**Facebook** – The Board started a Facebook page several years ago. It has been idle for the past several years. Do we want to bring it back to life? If so, who would be the voice. We will bring it to the next Board meeting as an FYI to see what the Board would like to do.

**Education & Marketing** – suggestion of working with schools & school children to promote Call Before You Dig. Kids can call parents out easier about not making those calls 😊

Suggestion of contacting equipment rental places and offering 811 key chains or 811 stickers to place on excavation equipment.



# DAMAGE PREVENTION BOARD

**Agenda Item No. 07**

**Damage Prevention Training Report**

**PRESENTER:** Bill Hale, Damage Prevention Program Specialist

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**OBJECTIVE:** Update the Board on training provided throughout the state of Idaho regarding damage prevention.

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**ACTION:** Informational

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**BACKGROUND:** This topic is addressed at all regularly scheduled Damage Prevention Board meetings.

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**PROCEDURAL HISTORY:**

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**ATTACHMENTS:** Damage Prevention Training Report

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# Idaho Damage Prevention Training Report

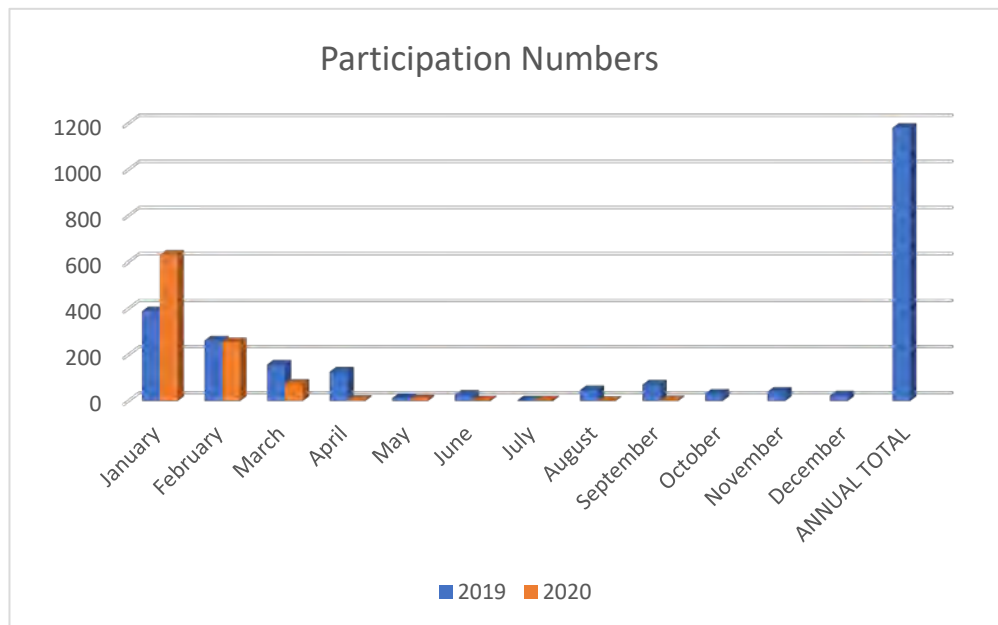
## Damage Prevention Board Meeting 11/19/2020

**Title:** November 2020 DBS Training Report

**From:** Bill Hale, Damage Prevention Program Specialist

**Upcoming:**

2020 TRAINING SCHEDULE		
12/11/2020	Granite Excavation	Emmett, ID
12/2020	CFMO State of Idaho Military Division	Boise, ID



# Idaho Damage Prevention Training Report

## JULY 2020

In Person:	0
Online:	2
<b>TOTAL:</b>	<b>2</b>

## AUGUST 2020

In Person:	0
Online:	0
<b>TOTAL:</b>	<b>0</b>

## September 2020

In Person:	0
Online:	3
<b>TOTAL:</b>	

## October 2020

In Person:	1
Online:	3
<b>TOTAL:</b>	<b>4</b>

# DAMAGE PREVENTION BOARD

## Agenda Item No. 08                      Statutes and Rules Review Subcommittee Update

**PRESENTER:**            Scott Spears, Board Member

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**OBJECTIVE:**            Update the Board on the DPB S & R Review Subcommittee activities.

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**ACTION:**                Informational

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**BACKGROUND:**        This topic is addressed at all regularly scheduled Damage Prevention Board meetings.

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**PROCEDURAL  
HISTORY:**

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**ATTACHMENTS:**    No Documentation

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# DAMAGE PREVENTION BOARD

**Agenda Item No. 09**

**Compliance Report**

**PRESENTER:** Bill Hale, Damage Prevention Program Specialist

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**OBJECTIVE:** Update the Board on the Damage Prevention Program's current compliance issues.

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**ACTION:** Informational

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**BACKGROUND:** This topic is addressed at all regularly scheduled Damage Prevention Board meetings.

---

**PROCEDURAL HISTORY:**

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**ATTACHMENTS:** NOV Activity and DBP Stats Reports

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# DAM% NOV Activity by Date

ICS\pwood 11/13/2020 11:53:28 AM  
From 9/10/2020 to 11/13/2020

39 Cases      41 Violations



CASE NO	STARTED	CLOSED	Case Type	FEES CHARGED	FEES PAID	BALANCE DUE	STATUS	OFFENDER COMPLAINANT
<b>DAM2009-0103</b> IDAHO FALLS	9/14/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>TRACK UTILITIES</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2009-0106</b> IDAHO FALLS	9/15/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>FINE DIRT INC</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2010-0001</b> BOISE	9/15/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>CITY OF BOISE</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2010-0002</b> MOUNTAIN HOME	9/14/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>MILLERS EXCAVATION</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2010-0003</b> GARDEN CITY	9/16/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>SERGIO'S CONSTRUCTION</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								

<b>DAM2010-0004</b> BOISE	9/10/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>GEM STATE CONSTRUCTION</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2010-0011</b> BOISE	9/15/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>GULLEY EXCAVATION</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2010-0015</b> ARIMO	9/18/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>CENTURYLINK</b> CITY OF ARIMO
VIOLATION: DAM - FAILURE TO LOCATE OR MARK								
<b>DAM2010-0017</b> OVID	9/10/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>SUMMIT UTILITY SERVICES</b> UTILITY TECHNOLOGIES INC
VIOLATION: DAM - FAILURE TO LOCATE OR MARK								
<b>DAM2010-0018</b> MERIDIAN	9/17/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>PALOMINOS LANDSCAPING &amp; LAWN CARE</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO WAIT FOR LOCATE OR MAINTAIN MARKINGS								
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								



<b>DAM2010-0019</b> MERIDIAN	9/19/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>GEORGE SPARKS</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - FAILURE TO PROVIDE NOTICE



<b>DAM2010-0022</b> LEWISVILLE	9/24/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>DISH PLANET INC</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE



<b>DAM2010-0028</b> NAMPA	9/23/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>KNIFE RIVER</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - FAILURE TO PROVIDE NOTICE



<b>DAM2010-0029</b> NAMPA	9/15/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>KNIFE RIVER</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE



<b>DAM2010-0030</b> STAR	9/10/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>CLAYTON AYERS TRUCK AND TRACTOR LLC</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - FAILURE TO PROVIDE NOTICE



<b>DAM2010-0031</b> STAR	9/10/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>NB QUALITY ELECTRIC</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - FAILURE TO PROVIDE NOTICE



<b>DAM2010-0032</b> NAMPA	9/11/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>DAVID KAJI</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
<b>DAM2010-0033</b> AMMON	9/24/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>BATTLE AXE CONSTRUCTION</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
<b>DAM2010-0035</b> BOISE	9/16/2020	10/28/2020	NOV	\$0.00	\$0.00	\$0.00	CLOSED	<b>NORTHWEST TRENCHLESS AND EXCAVATION</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2010-0036</b> KUNA	9/16/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>ROW LANDSCAPE</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
<b>DAM2010-0037</b> MOUNTAIN HOME	9/14/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>DODGE BOYS EXCAVATION</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2010-0038</b> BOISE	9/21/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>PREMIER POOLS AND SPAS</b> INTERMOUNTAIN GAS CO

VIOLATION: DAM - FAILURE TO PROVIDE NOTICE

VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE

<b>DAM2010-0039</b> BOISE	9/17/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>GULLEY EXCAVATION</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE

<b>DAM2010-0040</b> KUNA	9/25/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>MERIDIAN FENCE LLC</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE

<b>DAM2010-0041</b> MERIDIAN	9/27/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>RICK CONRAD</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - FAILURE TO PROVIDE NOTICE

<b>DAM2010-0042</b> MOUNTAIN HOME	9/29/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>HARDROCK EXCAVATION</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE

<b>DAM2011-0003</b> POCATELLO	9/12/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>TRIPLE A PLUMBING</b> INTERMOUNTAIN GAS CO
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VIOLATION: DAM - FAILURE TO PROVIDE NOTICE

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<b>DAM2011-0004</b> HAILEY	9/29/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>CANYON EXCAVATION</b> IDAHO POWER
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2011-0005</b> WEISER	9/18/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>S AND K EXCAVATION</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
<b>DAM2011-0006</b> EMMETT	9/17/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>PROBST ELECTRIC</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2011-0007</b> IDAHO FALLS	10/2/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>FALKEN CONSTRUCTION</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
<b>DAM2011-0008</b> KETCHUM	9/21/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>LUNCEFORD EXCAVATION</b> IDAHO POWER
VIOLATION: DAM - PRECAUTIONS TO AVOID DAMAGE								
<b>DAM2011-0009</b> MCCALL	9/21/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>FALVEY'S EARTHWORKS</b> IDAHO POWER
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								

<b>DAM2011-0010</b> ABERDEEN	9/24/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>MIGUEL VILLEGAS</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
<b>DAM2011-0011</b> CALDWELL	9/24/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>LUIS VILLARREAL</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
<b>DAM2011-0012</b> CALDWELL	9/25/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>EZ LANDSCAPING</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
<b>DAM2011-0013</b> NAMPA	9/25/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>RONALD BLONG</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
<b>DAM2011-0014</b> CALDWELL	9/28/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>BUTTE FENCE</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								
<b>DAM2011-0015</b> NAMPA	9/23/2020		NOV	\$0.00	\$0.00	\$0.00	PENDING	<b>SILVER LANDSCAPING LLC</b> INTERMOUNTAIN GAS CO
VIOLATION: DAM - FAILURE TO PROVIDE NOTICE								

<b>Total Cases: 39</b>				<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	

**DPB STATS FROM 1/1/2020 TO 11/13/2020**

INVALID COMPLAINTS	16
CANCELLED COMPLAINTS	4
ACTIVE	35
APPEAL ACTIVE	0
APPEAL UPHELDS	0
APPEAL REJECTED	0
APPEAL NEGOTIATED	0
CLOSED	162
PAID	20
PENDING	150
NO PENALTY	30
COLLECTIONS	0
<b>TOTAL</b>	<b>417</b>

TRAINING CASES	108
TRAINING COMPLETED	31

		\$ CP	\$ CP PAID
# OF 2ND OFFENSES	51	\$15,000.00	\$6,800.00
# OF 3RD OFFENSES	23	\$14,500.00	\$2,000.00
# OF 4TH OFFENSES	5	\$8,000.00	\$0.00
# OF 5TH OFFENSES	2	\$10,000.00	\$0.00
# OF 6TH OFFENSES	3	\$10,000.00	\$5,000.00
# OF 7TH OFFENSES	3	\$5000.00	\$0.00
# OF 8TH OFFENSES	1	\$0.00	\$0.00
# OF 9TH OFFENSES	0	\$0.00	\$0.00
# OF 10TH OFFENSES	0	\$0.00	\$0.00
# OF 11TH OFFENSES	1	\$5,000.00	\$200.00
# OF 12TH OFFENSES	1	\$5,000.00	\$5,000.00
# OF 13TH OFFENSES	0	\$0.00	\$0.00
# OF 14TH OFFENSES	0	\$0.00	\$0.00
# OF 15TH OFFENSES	0	\$0.00	\$0.00
# OF 16TH OFFENSES	0	\$0.00	\$0.00
# OF 17TH OFFENSES	1	\$5,000.00	\$5000.00
# OF 18TH OFFENSES	1	\$5000.00	\$0.00
<b>\$ CP ASSESSED</b>		<b>\$49,500.00</b>	<b>\$17,800.00</b>

<b>COMPLAINTS FILED BY:</b>	<b>#</b>	<b>INVALID</b>	<b>CANCELLED</b>	<b>APPEAL - UPHELD</b>	<b>APPEAL - REJECTED</b>
AVISTA	6				
BORTEK UTILITIES	3				
CALDWELL IRRIGATION	4				
CITY OF ARIMO	1				
CITY OF BOISE	1				
GIETZEN ELECTRIC	1				
IDAHO POWER	39	2	2		
INTERMOUNTAIN GAS	355	13	2		2
LEVI HUNTSINGER	1				
SUEZ	2				
UTILITY TECHNOLOGIES INC	2				
WESTERN MOUNTAIN CONSTRUCTION	1				
YELLOWSTONE LOG HOMES	1	1			
<b>TOTAL</b>	<b>417</b>	<b>16</b>	<b>4</b>	<b>0</b>	<b>2</b>

**DPB STATS FROM 1/1/2019 TO 12/31/2019**

INVALID COMPLAINTS	10
CANCELLED COMPLAINTS	25
ACTIVE	10
APPEAL ACTIVE	0
APPEAL UPHELDS	2
APPEAL REJECTED	5
APPEAL NEGOTIATED	3
CLOSED	246
PAID	80
PENDING	0
NO PENALTY	29
COLLECTIONS	8
<b>TOTAL</b>	<b>418</b>

TRAINING CASES	206
TRAINING COMPLETED	60

		<b>\$ CP</b>	<b>\$ CP PAID</b>
# OF 2ND OFFENSES	50	\$17,400.00	\$12,000.00
# OF 3RD OFFENSES	20	\$36,500.00	\$26,700.00
# OF 4TH OFFENSES	12	\$16,000.00	\$7,200.00
# OF 5TH OFFENSES	9	\$37,500.00	\$27,500.00
# OF 6TH OFFENSES	5	\$20,000.00	\$15,000.00
# OF 7TH OFFENSES	3	\$10,000.00	\$0.00
# OF 8TH OFFENSES	2	\$10,000.00	\$5000.00
# OF 9TH OFFENSES	1	\$5,000.00	\$5,000.00
# OF 10TH OFFENSES	1	\$5,000.00	\$5,000.00
# OF 11TH OFFENSES	2	\$6,500.00	\$6,500.00
# OF 12TH OFFENSES	2	\$4,500.00	\$1,700.00
# OF 13TH OFFENSES	1	\$1,500.00	\$1,500.00
# OF 14TH OFFENSES	1	\$5,000.00	\$5,000.00
# OF 15TH OFFENSES	1	\$5,000.00	\$5,000.00
# OF 16TH OFFENSES	1	\$2,500.00	\$200.00
<b>\$ CP ASSESSED</b>		<b>\$182,400.00</b>	<b>\$123,300.00</b>

<b>COMPLAINTS FILED BY:</b>	<b>#</b>	<b>INVALID</b>	<b>CANCELLED</b>	<b>APPEAL - UPHELD</b>	<b>APPEAL - REJECTED</b>
AT&T CORP	1				
AVISTA	18				
CITY OF BOISE	1				
CITY OF MERIDIAN	1			1	
DASCO	1				
IDAHO POWER	63		10	1	1
INTERMOUNTAIN GAS	319	8	12		4
KNIFE RIVER	1				
KOOTENAI PONDERAY SEWER DISTRICT	1				
M & L CONSTRUCTION	2				
SAUNDERS LINE CONSTRUCTION	1	1			
SUEZ	6	1	3		
TRACK UTILITIES	1				
WILLIAMS NORTHWEST PIPELINE	3				
<b>TOTAL</b>	<b>418</b>	<b>10</b>	<b>25</b>	<b>2</b>	<b>5</b>



# DAMAGE PREVENTION BOARD

**Agenda Item No. 10**

**Administrator Report**

**PRESENTER:** Ron Whitney, Administrator

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**OBJECTIVE:** Provide an overview of the Division's current activities.

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**ACTION:** Informational

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**BACKGROUND:** This topic is addressed at all regularly scheduled Damage Prevention Board meetings.

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**PROCEDURAL HISTORY:**

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**ATTACHMENTS:** No Documentation

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