

NCUCC Meeting
March 9th, 2010
PSNC Energy
Raleigh, NC

Attendees:

Cort Bennett	PSNC	Butch Bunton	Telics/AT&T
Rick Mahaley	Piedmont NG	Greg Lischke	Wake Forest University
Sandra Johnson	PSNC Energy	Robert Memory	NCDOT
David West	NCDOT	Yolanda Cooper	NCDOT
Ken Griffin	PSNC East	Jim Lowry	NC Utility Contractors
Tom West	Colonial Pipeline Co	Lola Ausby	Dominion
Bruce Sheldon	Time Warner Cable	Barry Morgan	Randolph Telephone
Mark Hannah	PSNC	Darrell Jones	Century Link
Chris Isley	NCUC Pipeline Safe	Dave McBride	Utiliquet
Doc Asbury	NCOCC	Brian Groome	AT&T
Pam Lee	NCOCC	Robert Yu	Central Locating Serv.
Jeff Bartley	NCOCC	Randy Lane	City of Fayetteville
Mike Davis	Cardno NC PLLC	Guy Smith	Precision Networks Inc.
George Glenn	NCOCC	Parrish Reddick	Piedmont Natural Gas
Danny Harris	PSNC Energy	Billy Rice	PSNC Energy
Marc Worth	PSNC Energy	Chad Robinson	PSNC Energy
Doug Morris	Charlotte Dept. of Trans	David Landry	SCANA
Steve Trexler	NCDOT Utility C.U.		

- **Call to order**
Co-Chairperson, Bruce Sheldon, called the meeting to order 10:08am and opened the meeting by welcoming everyone and thanked Sandra Johnson with PSNC Energy for hosting the meeting, then went around the room for introductions.
- **Old Business**
 - A motion to accept the minutes from the meeting on January 12th, 2010 held in Greensboro was made by George Glenn and was seconded by Mark Hannah and approved by the majority.
- **Treasurer's Report**
Sandra Johnson gave the treasurer's report, stating no changes to the previous balance; leaving a current balance of \$9,532.18, with no outstanding charges.
- **New Business**
 - **Committee Reports**
Bruce Sheldon began with the SC/NC Joint Committee reports.
 - **Vendors Report** – 7 Vendors had paid & Both Breaks were taken
Breakfast \$1,500.00
Reception \$2,000.00
 - **Golf** – Wilmington Municipal Golf course. 24 Players – Hole Sponsors, still have 9 holes remaining at \$100/hole .

- Speakers – 1 speaker slot still available.
- Finance – Marc Worth made a motion to buy more Homeowner Brochures and asked that NCUCC help pay for the same in the amount of \$500.00 to NCOCC. The motion was seconded by Mark Hanna.
- Site – Discussion about the Holiday in holding rooms at the special rate until March 29th.
- **Presentation**
 - David West with NCDOT, State Encroachment Agent.
 - David said the State receives 8,000 to 10,000 Encroachment requests each year.
 - The topic of discussion was Completing Encroachment Agreements.
 - David was a contractor before joining NCDOT
 - Certain statutes and laws grant NCDOT the ability to authorize or deny encroachment requests.
 - Any occupancy of the DOT right of way requires an encroachment agreement.
 - There are 13 agreement and not all are applicable to utilities.
 - Full control of access roads – include interstates, high speed expressways and Turnpikes, fenced interchanges.
 - Limited control of access roads – require 16.2 encroachments, High volume roads. Most are fenced. At grade side roads.
 - Partial control of access roads – Hybrid type road.
 - Non-Control of access – Secondary roads.
 - Discussion about completing 16.1 Encroachments.
 - Road numbers not names
 - NC DOT is the Party of the 1st part
 - Encroaching Party is the Party of the second part or utilities
 - Do not date the form – Date is the date approved by NCDOT
 - Construction and/or Erection of – is a brief description of, you may right “See Attached to further expound on the description if necessary.
 - Policy Procedure Manual is available on the NCDOT website.
 - When a Utility is occupying NCDOT ROW the encroaching party must move at no cost to NCDOT when necessary with adequate notice to the utility or encroaching party.
 - Agreement contains a hold harmless clause
 - The agreement must be on-site during construction. Once work is completed NCDOT must be notified.
 - Agreement is void if work does not begin within one year and completed in do course.
 - TIP projects – are handled a little differently than just installing in existing roads.
 - Signatures by Corporations require corporate seals and attested by Corporate Secretary or a waiver signed by NCDOT.
 - Proper signatures are required with printed name and title.
 - Attestation means to attest or witness the signatures and signatures need to be authorized.
 - How does this agreement differ from a Blanket Encroachment Agreement?

- Maintenance of Facility does not required encroachment agreement
 - Does Transfer of Ownership of encroachment Facility required a new encroachment?
 - No! Just correspondence notifying NCDOT of transfer of ownership with proper identification of the facility.
 - Subdivisions get encroachment agreements after the fact.
 - Blanket Transfers are the same as individual agreements
 - Encroachment Agreement transfers are free.
 - 5 sets of agreement and plans must be submitted if an original signature is required.
 - Follow proper chain of transmittal to DOT. Must include contact name and number
 - Five different Blanket Agreements available, including:
 - 16.3
 - 16.5 Underground connection
 - 16.5A Aerial connection
- **Reports:**
 - NCDOT – Robert Memory, Highway Design Branch**
 - Robert talked about new electronic encroachments coming soon. NCDOT may be out sourcing future work.
 - NCDOT is looking to accelerate projects.

NC One Call – Doc Asbury

- April is Safe Digging Month.
- Pipeline Awareness Meetings this year; first meeting March 25th additional dates to come. Log on to www.NC811PA.org for additional information.
- Meeting are being sponsored by:
 - Plantation Pipeline
 - Colonial Pipeline
 - Williams Pipeline
 - Dixie Pipeline
 - Cardinal
 - PSNC Energy
 - Piedmont Natural Gas
- Ticket volume is up from 2009
- Pirate Video from the Common Ground Alliance is targeted at a 7 to 11 year old audience.

Railroads – None were present

Power Companies – Lola Ausby – discussed voluntary release by Dominion possible, said 20 week separation payment. 1000 possible release.

Gas Companies – Tom West – Passed out a Colonial Questionnaire; if completed and returned someone will be eligible for 50 gallons of gas gift card.

Cable and Telecom Co.

- AT&T, Brian Groome, had less than 100 Damages 25% of damages from no locate tickets. Loss of service is now being added to the bill for damages.

- 50 pair copper cable cost \$300 to \$400 Loss of use adds another \$3000. Very Expensive! Loss of use by the facility may be recouped as well.
- Time Warner Cable, Bruce Sheldon, TWC has spun away from Time Warner Telecom, separate business from TWC.

Contractor Reports – Jim Lowry, NC Contractors Association – Info@ncuca.org discussed being called by a lobbyist for WWWC.

Locate Companies –

- Utiliquest – talked about challenges and weather issues.
- Central Locating Services – Acquired by USIC. Finalize Branding. No increase in business.

Utility Commission – Chris Isley – T&Q Seminar at Carolina Beach May 4th and 5th Marriott Hotel.

Local UCC reports

- Cumberland Co. – Meets 1st Thursday of the month at 9:00, Certified Flagger, DOT needs more notice.
- Guilford Co. – Pam Lee – Guilford, Forsythe, and Alamance Counties all going to the pipeline awareness meetings.
- Foothills UCC – Using Pipeline Meeting in lieu of their contractor meeting in Gastonia.
- Wake Co. UCC – Sandra Johnson – Contractor Breakfast at Golden Coral on 11/12/09 had 225 attendees. Because of the holidays Wake UCC did not meet in December. The next meeting is on the last Tuesday in January
- Buncombe Co. UCC – Mark Hannah – Meeting on the 3rd Thursday of every month. They continue to have 25-30 members attend the meetings.
- Charlotte Mecklenburg Co. UCC – Jim Nelson, secretary – Wanted to address the issue of over-notification of tickets and work that had already been completed. He called the issue an 800 lb. gorilla. 30 members come regularly.
- Davie/Yadkin Co. UCC – Rick Mahaley – Meets Wednesday, January 27th at the Captain’s Galley in Advance, NC.

- **Misc. Notes**

NCUCC Meeting Schedule

- March 09 Raleigh PSNC – pizza will be served.
Please RSVP to Sandra Johnson w/PSNC at Office 919-836-2421
- April 28,29,30 Wilmington – NC/SC Joint Meeting – Holiday Inn
- July 13th Hickory PNG, 1921-8th Ave NW,

- Thanks to PSNC for hosting this meeting.

- Meeting adjourned.

- **Committees**

Vendor: Lola Ausby
Yvonne Ellis

Speaker: Danny Harris
Cort Bennett
Mark Hannah

Golf: Rick Mahaley
David Jackson

Registration: Sandra Johnson
Bruce Sheldon
Teresa Creswell

Site: All Officers
Sandra Johnson
Lola Ausby
Rick Mahaley
Danny Harris
Teresa Creswell

Finance David Jackson
Ron Fairbanks
Yvonne Ellis