

Molstad Excavating, Inc.

PO Box 13601
GRAND FORKS, NORTH DAKOTA 58208-3601

TELEPHONE:
OFFICE: (701) 746-5474

MEMBER OF



August 28, 2014

Ms. Julie Prescott
Public Utilities Division
Public Service Commission
600 East Boulevard, Dept 408
Bismarck, ND 58505-0480



Dear Ms. Prescott:

I received your letter dated July 25, 2014 regarding the hit Nodak utility in Grand Forks at 48th Ave South and South 11th Street. I apologize for the delay in my response.

For large projects like this I try to do the locates at least a week of when we will be digging so everyone has time to get their marks in and this year I have been attaching at least the overview drawing of the project so they can see where everything is going. Molstad Excavating does sewer, water and storm water almost exclusively so typically we have the most conflicts with existing utilities.

I filed locates for this project online on June 2nd, there were two separate tickets, 14066948 and 14066983. My foreman, Mike Gefroh (701-739-4534 cell) called me June 9th to verify locates were clear. He called me again later in the day and asked me to respot the locates because where he would be digging a few days later didn't have marks.

I have read all the information Nodak provided in their letter to you, and quite honestly I was not onsite during the time the cables were hit so I do not know what was located or what was discussed between anyone from Molstad Excavating and Nodak. I have a foreman that is telling me it wasn't marked and a Superintendent from Community Contractors, Gary Fields (701-330-1079) that provided the pictures I sent to Nodak showing there were no flags. He is the one that told Mike it had never been marked.

I did speak with both Mr. Schaefer and Mr. Schmaltz on the phone but I don't know what they had hoped to resolve with either conversation. My guys are telling me it wasn't located and Nodak's guys are saying it was.

Molstad Excavating does not try to intentionally hit utilities with or without a clear ticket. I have been working for Molstad Excavating since 2005 and this is the first time I've ever received a letter from the Public Service Commission. We have hit utilities, typically a couple times a year and either pay them or

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we don't receive a bill because they weren't located. My concern is for my crews and their safety and I am relieved that no one was injured when this line was hit.

I have provided you with my foreman's cell number and the cell number for Community Contractor's Superintendent so if you feel it necessary to hear directly from them about this I would hope that you would.

The decision to not pay the Nodak invoice has nothing to do with the cost of the invoice. Molstad Excavating can afford to pay if the Public Service Commission decides that is what is necessary. Both my bosses Gary and Dennis Molstad directed it not be paid because we had a clear ticket and it was not marked.

I believe all of our crews try to do their best when digging and working with locators to get areas marked that they need. Molstad Excavating has used grant money from Workforce Safety to purchase a Vac Machine and a Case 36X Mini Excavator to help our crews expose utilities in smaller areas and to help limit the amount of hand digging necessary.

Again, Molstad Excavating does not try to intentionally hit utilities and Mike did not try to intentionally hit this cable. We had a clear ticket and since there were no marks showing missing flags or anything I'm not sure how he was supposed to know it was there or that he should call. Florian has been stripping the area and setting up the erosion control two or three weeks prior to us starting work. I made sure to wait until they were done working before I did locates so there wouldn't be issues with our locates being disturbed.

If there is something else I should be doing or my crews should be doing we would welcome ideas or guidance to prevent future incidents. I am including all the pictures sent to me from Gary Fields and a copy of our underground drawings for the project. If there is additional information you need please don't hesitate in contacting me.

Sincerely,

Sharee Haar, P.E.
VP of Operations

LOCATES

Project	Called In	Updated	Updated	Updated	Updated	Updated	Updated	Updated	Updated
Cherry + 23 rd	14056072 5/20/14	X							
24 th Ave S + S. 12 th St	14056074 5/20/14	X							
Northern Pacific	141403637 5/20/14	X							
40 th + Wash	5/30/14 14057118	X							
Hugos TH 48 th Ave S	6/2/14 14066948	6/9/14 14074405	7/2/14 14096031	X					
Hugos TH Whole Area	6/2/14 14066983	6/9/14 14074400	7/2/14 14096034	X					
Spring Valley	6/2/14 14067024	6/23/14 14087563	X						
2726 S. 26 th St	6/3/14 14069108	X							
Chester Fntz	6/3/14 14069341	X							
Shady Ridge 1222 Gateway Dr NE Fert L Lawn	6/5/14 14071666 6/11/14 141620913	6/18/14 14083874	7/2/14 14096038	7/28/14 14116970	meet 1 spot - call Dick	8/25/14 14142589			
3316 Longbow	6/11/14 14076391	7/8/14 14099507	7/28/14 14116973						
3302 Longbow	6/11/14 14076393	7/8/14 14099511	7/28/14 14116974						
Le Clerc's	6/11/14 14076426	7/2/14 14096042	7/28/14 14116976						

LOCATES

Project	Called In	Updated	Updated	Updated	Updated	Updated	Updated	Updated	Updated
Deaconess	6/19/14 14084910	X							
Sinkhole Dennis + 34th	6/19/14 14085294	X							
Hugus 11th St S.	6/20/14 14086245	X							
1646 S. 17th St	6/25/14 14090112	7/14/14 14105386							
Carnegie Hall	6/25/14 14090134	X							
962 49th Ave S Went in for Hugus	6/25/14 14090221	X							
3001 30 36th Ave S.	7/13/14 14096929	X							
3069 Queens Ct	7-3-14 14096935	X							
3071 Broadway Blvd	7-3-14 14096939	X							
Chester Fritz Water Leak	7/7/14 14098647	X							
PoAa Mix Concrete 1201 2nd St NE	7/9/14 141902696	X							
South Brook	7/17/14 14109183	8/12/14 1413412							
27th Ave N + N. 42nd	7/17/14 14109202	X							
10th Ave N + N. 15th St	7-17-14 14109211	X							











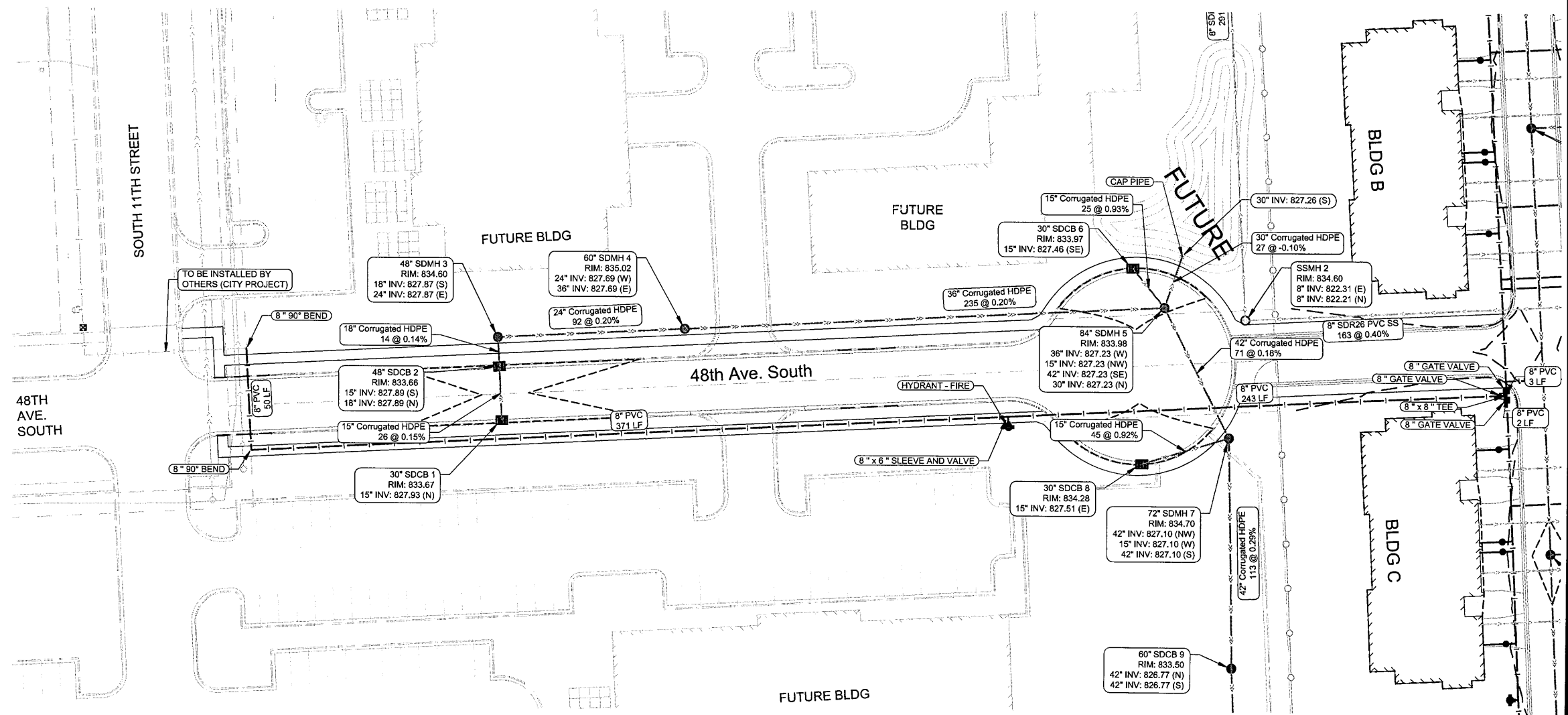












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 Scale in Feet

SYMBOL	DATE	DESCRIPTION	APPROVED

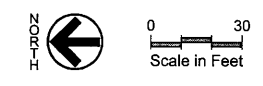
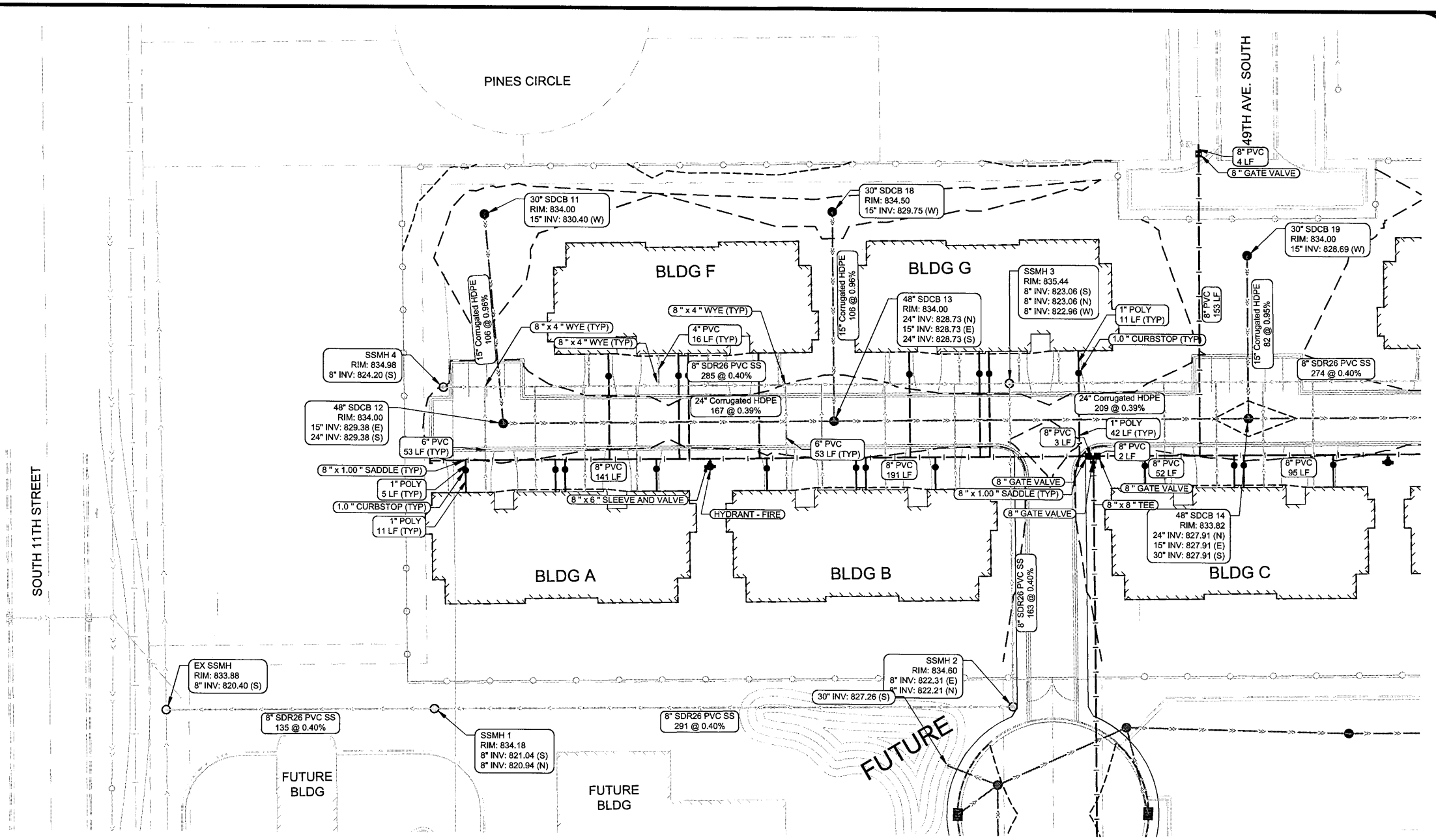


HUGO'S VILLAGE - TOWNHOMES SITE
 VALLEY MARKETS PROPERTIES, LLC.
 GRAND FORKS, NORTH DAKOTA
 UTILITY PLAN ACCESS

DRAWING TYPE	CONSTRUCTION
PREPARED BY	AWS
CHECKED / APPROVED	SES / BSG
DATE	MAY 2014
PROJECT NUMBER	P11684-2013-000
SHEET	13 of 20
DRAWING	C12

C12

CASTING SCHEDULE			
STRUCTURE ID	CATALOG NUMBER	GRATE TYPE	STRUCTURE SIZE
SDCB 1	R - 3065	TYPE C	30" CONCENTRIC
SDCB 2	R - 3065	TYPE C	48" CONCENTRIC
SDMH 3	R - 1733		48" CONCENTRIC
SDMH 4	R - 1733		60" CONCENTRIC
SDMH 5	R - 1733		84" CONCENTRIC
SDCB 6	R - 3065	TYPE C	30" CONCENTRIC
SDMH 7	R - 1733		72" CONCENTRIC
SDCB 8	R - 3065	TYPE C	30" CONCENTRIC
SDCB 9	R - 2573	TYPE C	60" CONCENTRIC
SDCB 10	R - 3065	TYPE C	60" CONCENTRIC
SDCB 11	R - 2561	TYPE C	30" CONCENTRIC
SDCB 12	R - 2573	TYPE C	48" CONCENTRIC
SDCB 13	R - 2573	TYPE C	48" CONCENTRIC
SDCB 14	R - 2573	TYPE C	48" CONCENTRIC
SDCB 15	R - 2573	TYPE C	60" CONCENTRIC
SDCB 16	R - 2573	TYPE C	60" CONCENTRIC
SDCB 17	R - 3065	TYPE C	60" CONCENTRIC
SDCB 18	R - 2561	TYPE C	30" CONCENTRIC
SDCB 19	R - 2561	TYPE C	30" CONCENTRIC
SDCB 20	R - 2561	TYPE C	30" CONCENTRIC
SDMH 21			6' X 6' BOX
SDMH 22	R - 1733		60" CONCENTRIC



SYD	DATE	DESCRIPTION	APPR

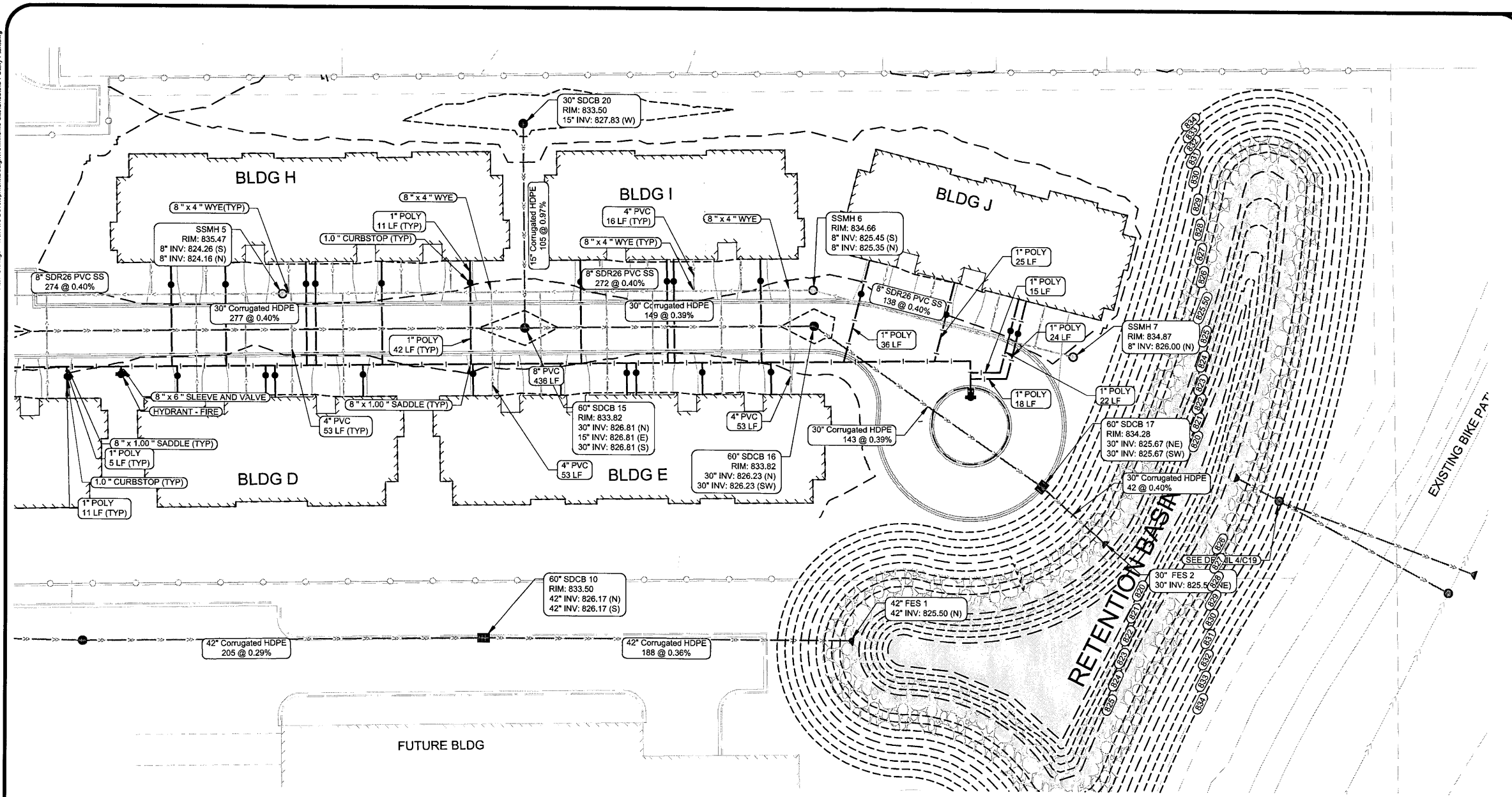


HUGO'S VILLAGE - TOWNHOMES SITE
 VALLEY MARKETS PROPERTIES, LLC.
 GRAND FORKS, NORTH DAKOTA
 UTILITY PLAN NORTH

DRAWING TYPE	CONSTRUCTION
PREPARED BY	AWS
CHECKED / APPROVED	SES / BSG
DATE	MAY 2014
PROJECT NUMBER	P11684-2013-000
SHEET	14 of 20
DRAWING	C13

CASTING SCHEDULE			
STRUCTURE ID	CATALOG NUMBER	GRATE TYPE	STRUCTURE SIZE
SDCB 1	R - 3065	TYPE C	30" CONCENTRIC
SDCB 2	R - 3065	TYPE C	48" CONCENTRIC
SDMH 3	R - 1733		48" CONCENTRIC
SDMH 4	R - 1733		60" CONCENTRIC
SDMH 5	R - 1733		84" CONCENTRIC
SDCB 6	R - 3065	TYPE C	30" CONCENTRIC
SDMH 7	R - 1733		72" CONCENTRIC
SDCB 8	R - 3065	TYPE C	30" CONCENTRIC
SDCB 9	R - 2573	TYPE C	60" CONCENTRIC
SDCB 10	R - 3065	TYPE C	60" CONCENTRIC
SDCB 11	R - 2561	TYPE C	30" CONCENTRIC
SDCB 12	R - 2573	TYPE C	48" CONCENTRIC
SDCB 13	R - 2573	TYPE C	48" CONCENTRIC
SDCB 14	R - 2573	TYPE C	48" CONCENTRIC
SDCB 15	R - 2573	TYPE C	60" CONCENTRIC
SDCB 16	R - 2573	TYPE C	60" CONCENTRIC
SDCB 17	R - 3065	TYPE C	60" CONCENTRIC
SDCB 18	R - 2561	TYPE C	30" CONCENTRIC
SDCB 19	R - 2561	TYPE C	30" CONCENTRIC
SDCB 20	R - 2561	TYPE C	30" CONCENTRIC
SDMH 21			6' X 6' BOX
SDMH 22	R - 1733		60" CONCENTRIC

Layout: Utility Plan South
 File: S:\Hugo - 47th Ave Development\Design\Townhome Site\Sheet\Utility Plan.dwg



SYMBOL	DATE	DESCRIPTION	APPROVED



HUGO'S VILLAGE - TOWNHOMES SITE
 VALLEY MARKETS PROPERTIES, LLC.
 GRAND FORKS, NORTH DAKOTA
 UTILITY PLAN SOUTH

DRAWING TYPE
CONSTRUCTION

PREPARED BY
AWS

CHECKED / APPROVED
SES / BSG

DATE
MAY 2014

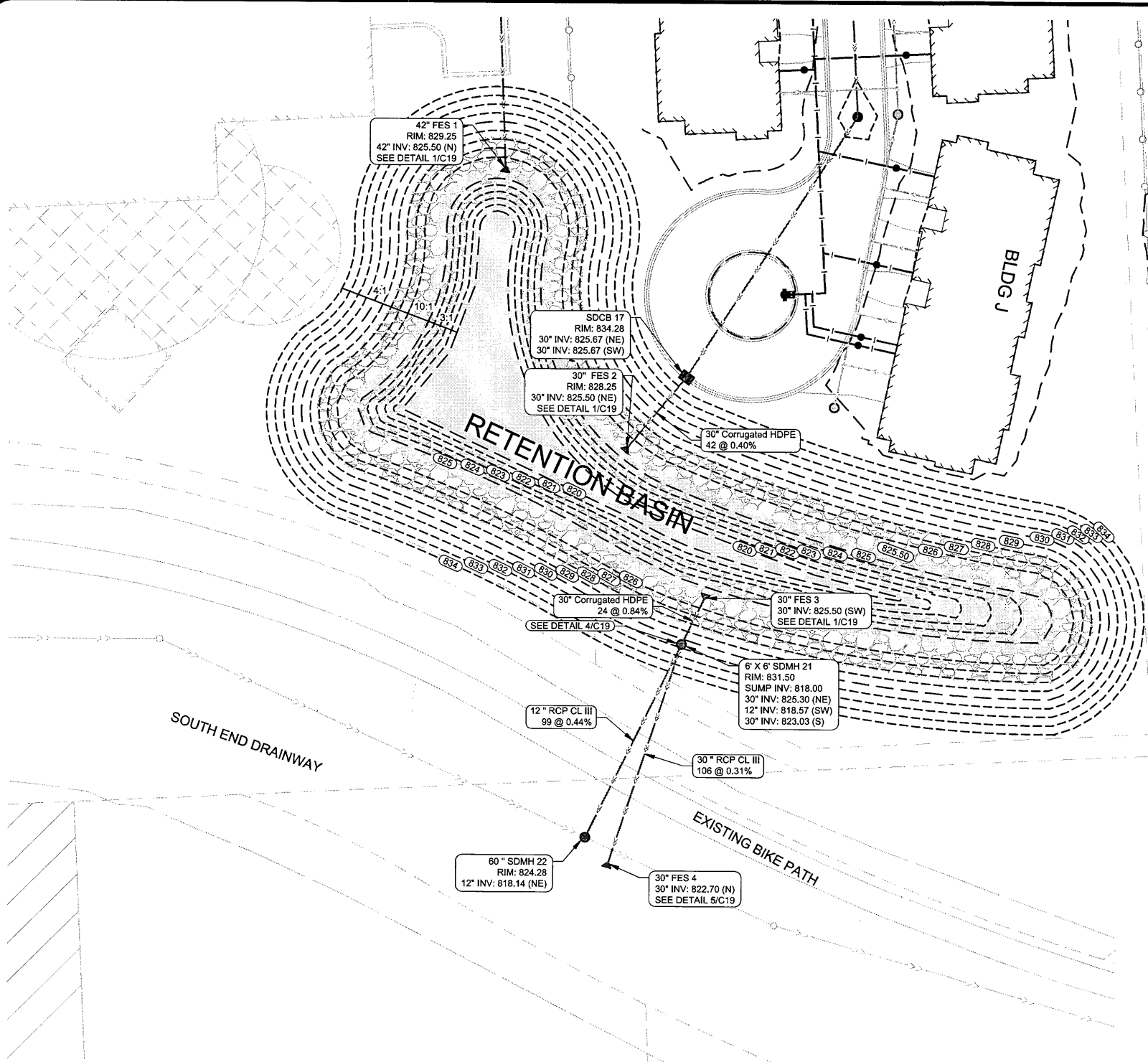
PROJECT NUMBER
P11684-2013-000

SHEET
15 of 20

DRAWING
C14

CASTING SCHEDULE			
STRUCTURE ID	CATALOG NUMBER	GRATE TYPE	STRUCTURE SIZE
SDCB 1	R - 3065	TYPE C	30" CONCENTRIC
SDCB 2	R - 3065	TYPE C	48" CONCENTRIC
SDCB 3	R - 1733		48" CONCENTRIC
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SDCB 10	R - 3065	TYPE C	60" CONCENTRIC
SDCB 11	R - 2561	TYPE C	30" CONCENTRIC
SDCB 12	R - 2573	TYPE C	48" CONCENTRIC
SDCB 13	R - 2573	TYPE C	48" CONCENTRIC
SDCB 14	R - 2573	TYPE C	48" CONCENTRIC
SDCB 15	R - 2573	TYPE C	60" CONCENTRIC
SDCB 16	R - 2573	TYPE C	60" CONCENTRIC
SDCB 17	R - 3065	TYPE C	60" CONCENTRIC
SDCB 18	R - 2561	TYPE C	30" CONCENTRIC
SDCB 19	R - 2561	TYPE C	30" CONCENTRIC
SDCB 20	R - 2561	TYPE C	30" CONCENTRIC
SDMH 21			6' X 6' BOX
SDMH 22	R - 1733		60" CONCENTRIC

Plotted By: Steve Swanson Date: Tuesday, May 06, 2014
 Last Saved By: Steve Swanson Date: Tuesday, May 06, 2014 2:46:38 PM



CASTING SCHEDULE			
STRUCTURE ID	CATALOG NUMBER	GRATE TYPE	STRUCTURE SIZE
SDCB 1	R - 3065	TYPE C	30" CONCENTRIC
SDCB 2	R - 3065	TYPE C	48" CONCENTRIC
SDMH 3	R - 1733		48" CONCENTRIC
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SDCB 18	R - 2561	TYPE C	30" CONCENTRIC
SDCB 19	R - 2561	TYPE C	30" CONCENTRIC
SDCB 20	R - 2561	TYPE C	30" CONCENTRIC
SDMH 21			6' X 6' BOX
SDMH 22	R - 1733		60" CONCENTRIC



0 30
 Scale in Feet

SYMBOL	DATE	DESCRIPTION	APPR.



HUGO'S VILLAGE - TOWNHOMES SITE
 VALLEY MARKETS PROPERTIES, LLC.
 GRAND FORKS, NORTH DAKOTA
 UTILITY PLAN POND

DRAWING TYPE
CONSTRUCTION
 PREPARED BY
 AWS
 CHECKED / APPROVED
 SES / BSG
 DATE
 MAY 2014
 PROJECT NUMBER
 P11684-2013-000
 SHEET
 16 of 20
 DRAWING

C15