



BEK Consulting, LLC

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September 13, 2021

Executive Director
North Dakota Public Service Commission
600 East Boulevard Ave, Dept 408
Bismarck, ND 58505-0408

Re: PU-21-377

Dear Mr. Renfandt:

I am responding to your letter of September 1st concerning Case Number PU-21-377 regarding a ND One Call Complaint Against BEK Consulting submitted by tana Dakota Utilities. Corresponding locate ticket for PU-21-377 is 21103481.

Attached is a copy of the plan sheet of where the utility hit occurred. The red line is the approximate location the service line, and the green line indicates where the existing gas main actually was. Per the plan sheet, the gas main was shown on the opposite side of the street. The yellow line is where MDU relocated the gas main behind the curb line in the existing ditch line. Down at the intersection of Brugger St and Richards Ave, MDU went down 8 feet to get under the existing sewer and water mains, but the gas main was not buried anywhere near that depth where the gas service line came across the street to connect to the main.

Prior to MDU beginning their work to relocate the gas main and service lines, grade stakes were present showing the necessary cut depths required for the installation of the storm sewer not only in this area but in all the areas where their utility lines needed to be relocated. They knew what depth their lines needed to be to address any utility conflicts with the storm sewer, sanitary sewer, and water lines. In this instance, the service line was not deep enough for us to go over it as we should have been able to. When we were installing the storm sewer in this area, we located the service line and we ended up having to go under the service line, lifting the service line over the top of our pipe, which brought the service line up very close to the top of the subgrade. MDU did not adequately relocate this line for us to do our job properly and safely. Instead, they ignored the cut stakes and failed to bury their line at the proper depth setting up the next contractor to come along for failure.

Mr. Renfandt, the issue here that makes this complaint invalid is the fact that we were not even digging when the line was hit. We were in the process of laying reinforcement fabric down and placing aggregate base course preparing for the placing of the curb and gutter. We had an operator in a skid steer fine grading, leveling out ruts and bumps in the subbase when the service line was hit. Contrary to any statements by MDU personnel, neither our dirt foreman, the pipe foreman or the project manager were questioned by any MDU personnel as to what the depth of the gas line should have been. Again, the cut stakes showing the invert of the pipe being placed were in place for the MDU crews to place their utilities at the proper depth. If you should have any technical questions regarding the surveying and staking or anything else of the project, you may call Kory Schweitzer, onsite supervisor for Houston Engineering, the project engineers. His contact information is: Cell - 701-590-0148 and Email - kschweitzer@houstoneng.com

Mr. Renfandt, if you have any other questions, please give me a call. Thank you

Respectfully,

A handwritten signature in cursive script that reads "Keith Reiss".

Keith Reiss
Safety Manger,

Enc.

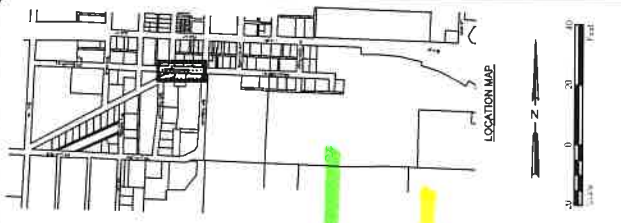
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| DATE | BY |
| 3-16-21 | TP, EM |
| 05/28/2020 | SS, KS |
| 05/28/2020 | TP, EM |

2021 ROADWAY IMPROVEMENTS PROJECT
ALEXANDER, NORTH CAROLINA
STORM SEWER PLAN & PROFILE - BRUEGGER ST III

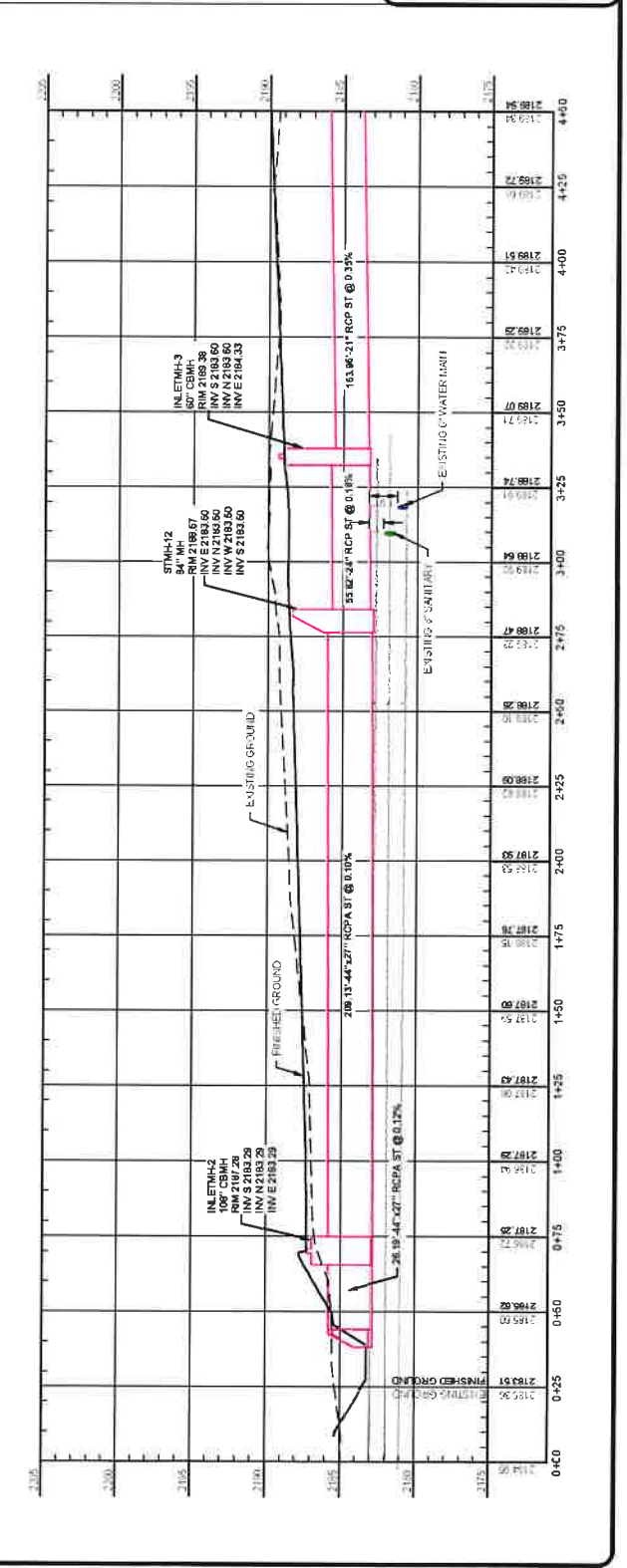
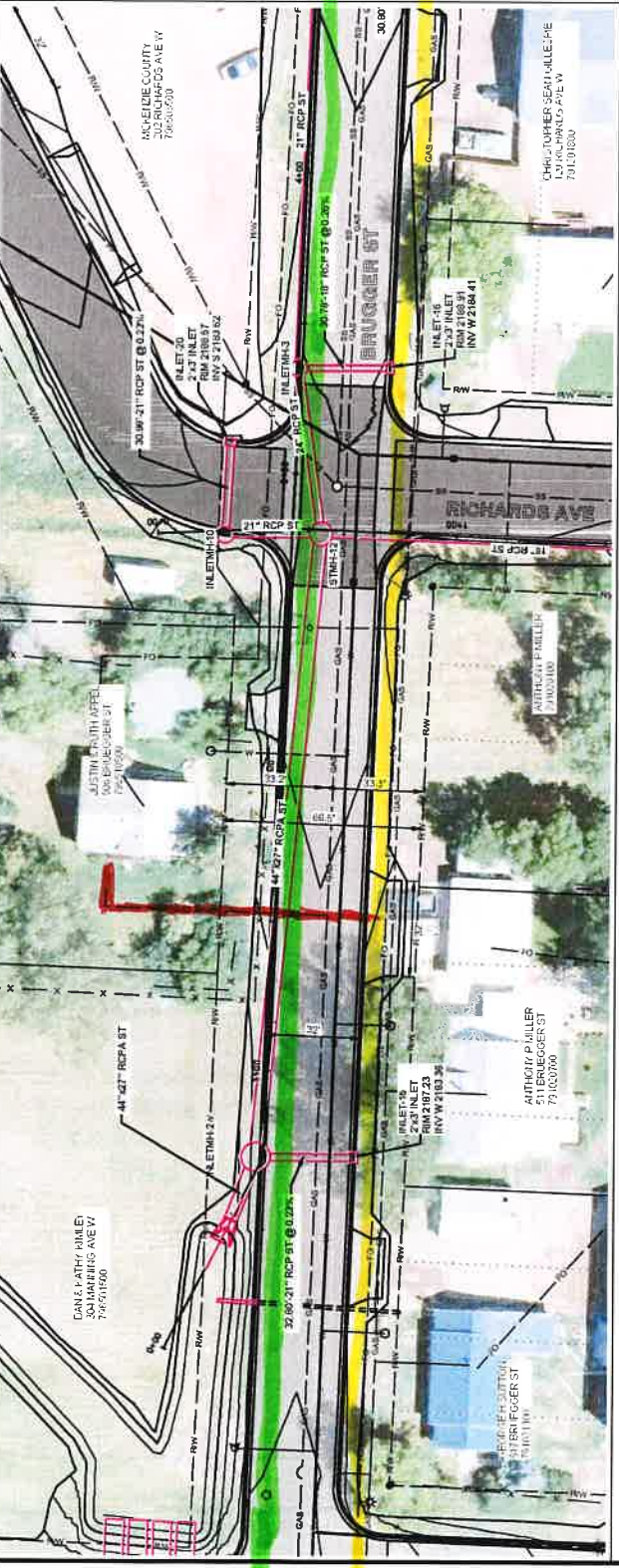


DESIGNED BY
TP, EM
REVIEWED BY
SS, KS
DATE
3-16-21
PROJECT NUMBER
10538-0005

STS-19



GENERAL SHEET NOTES
1. SEE SHEET 103 FOR CONSTRUCTION NOTES.



This document was originally issued and sealed by
Shawn Soehren
Registration Number
PE-6002
on 3-16-21 and the original document is stored at
Houston Engineering