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Thursday, May 31, 2012

South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, SD 57501

Attention: Board Members

Project: Pierre Airport
3800 Airport Road
Pierre, SD 57501

Refer to II - Action Requested Against:

Did excavator wait until the stated date/time on the ticket before commencing excavation? City stated "No." Mr. Diez, Sharpe Enterprises Inc. foreman, stated and recorded that the actual work for this ticket was performed on May 5, 2012.

Were buried facilities exposed by hand or non-invasive equipment prior to excavation? City stated "No." Mr. Diez, foreman, showed Mr. Patton where utilities had to be potholed on-site.

Refer to IV - Marking:

Was the marking complete prior to the start time on the ticket? City stated "No." Mr. Diez, foreman, stated that when the specific work was done for this project the marking was completed.

Have you discussed the previous statements with the other party? City stated "Yes." Mr. Diez and other personal on site reported that the City of Pierre had not discussed this specific project with them and answered this question as "No."

If no, Please explain: City stated, "Excavator has a history of poor locating practices including beginning work before utilities have been located or requesting locates well beyond the actual work zone." The City of Pierre is making general statements and has no grounds for making these statements or is substantiated in this complaint. Sharpe Enterprises Inc. already had called in a South Dakota One Call at the beginning of the construction of this project. Sharpe employees created and plan for the different phases and different types of construction for this airport. Attached are pictures of our As-Built Drawings for underground utilities.

General Contractor
Commercial, Agricultural, Residential Construction & Concrete Work

Refer to VI - Probable Violation:

Date/Time of probable violation: City stated "May 2, 2012 8:00AM". Mr. Diez, foreman of Sharpe Enterprises Inc., stated, "The City of Pierre employee locator showed up on the job site on May 3, 2012 at 12:45 PM this date and time, on the day the locate was being performed.

Have you discussed the probable violation with the party the action is filed against? City stated "True." Mr. Diez stated "Mr. Patton did not discuss a probable violation with him, when Mr. Patton was on site." The City of Pierre only coordinated and scheduled the closing of water valves to isolate the airport piping. No violations were discussed and Sharpe Enterprises Inc. was surprised when they received this complaint.

We have attached pictures of the water line that was being lowered and worked around. The pictures clearly show the manhole and how the marking was needed and properly called for. Also attached are the As-Built drawings locating unground utilities. It is unfortunate that the City of Pierre filed this complaint. Sharpe Enterprises Inc. did not damage any utilities and work was performed in an inappropriate manner.

Sincerely,

Michael Jones
Sharpe Enterprises Inc.