

**GREATER AUSTIN AREA TELECOMMUNICATIONS  
NETWORK (GAATN)  
INTERLOCAL AGENCY**

**625 East 10<sup>th</sup> Street, 6<sup>th</sup> Floor  
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS  
MEETING HELD June 4, 2007  
Lower Colorado River Authority  
Long Building, Room 111  
3701 Lake Austin Blvd**

**Agenda Item No. 1:**

The meeting was called to order by Chairman Gray Salada at 1:34 p.m.

The following Board members announced as present at the start of the meeting:

Tom Lott, on behalf of the Lower Colorado River Authority  
Gray Salada, on behalf of Austin Independent School District  
John Kohlmorgan, on behalf of Austin Independent School District  
Martha Krischke, on behalf of the City of Austin  
Earbie Matheny, on behalf of Travis County  
David Kelly, on behalf of the State of Texas  
John House, on behalf of the University of Texas  
Wayne Wedemeyer on behalf of the University of Texas  
Gary Weseman, on behalf of Austin Community College

GAATN Personnel present at the start of the meeting:

Bill Bennett, GAATN  
Syd Falk, GAATN Attorney

Guests

Heidi Cottingham, CoCom  
Lee Romans, CoCom

**Agenda Item No. 2:**

**Citizen Communication**

Not Present

**Agenda Item No. 3**

**Approval of May 7<sup>th</sup>, 2007 Board Minutes.**

Gray Salada made the motion to approve the May Board minutes. The motion was seconded by Wayne Wedemeyer and passed unanimously.

**Agenda Item No. 4:**

**Discussion and possible action regarding the Board Chairperson Update.**

Gray Salada reported that he had received a call from Kingston Cole, consultant for Capital Metro, regarding the RFP Capital Metro is releasing June 7<sup>th</sup> on building fiber plant from Leander (along Hwy 183) to their headquarters in midtown Austin. After discussion, it was decided that

Gray would obtain a copy of the RFP and do a quick review. He will then bring it for discussion at the next Board meeting.

A. Wayne Wedemeyer reported on the actions of the Website FAQ working committee meeting that took place on May 16, 2007. The committee took the group of questions sent by the El Paso startup as a place to begin and crafted answers one by one. After the meeting, Martha Krischke had compiled those FAQ's/answers into a draft document that was now ready for further review. Martha will distribute these via E-mail in the next few days. Upon approval, the FAQ's and answers will be placed on the GAATN website.

**Agenda Item No. 5:**

**Executive Session:**

Adjourned for closed session at 1:54 PM, under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076,

to seek legal advise about pending, anticipated or contemplated litigation concerning

- A. Construction, equipment, and product warranty claims;
- B. Damage to GAATN fiber optic cables, equipment, hardware, and other property;
- C. Contractual or tort claims by or against GAATN; or
- D. The procedures and operations of the Board or the organization;

and/or to consider matters concerning

- E. Real property purchase, exchange, lease or value;
- F. Personnel matters; or
- G. Security devices or security personnel.

Discuss status of and issues concerning ABIA Agreement for use of GAATN innerduct.

Discuss proposed settlement of *GAATN v. Trans Tech Electric* lawsuit.

Reconvene for discussion and actions, if any, on matters considered in closed session:

- Approval of ABIA agreement;
- Approval of Trans Tech settlement.

The regular session was reconvened at 2:15 pm for discussion and actions, if any, on matters considered in closed session. There were two items from executive session that required action by the GAATN Board, which were:

A. Gray Salada moved for the approval of the proposed settlement of the *GAATN vs. Trans Tech Electric* lawsuit as provided and to authorize Gray to execute (sign) the settlement on behalf of GAATN. The motion was seconded by Wayne Wedemeyer and passed unanimously.

B. Gray Salada moved for the approval of the proposed Consent to Permit COA/ABIA Use of Certain GAATN Underground Innerduct document and to authorize Gray to execute (sign) it on behalf of GAATN. The motion was seconded by Wayne Wedemeyer and passed unanimously.

**Agenda Item No. 6:**

**Discussion and possible action regarding the financial report and budget issues. (AISD, 10 minutes)**

Gray Salada distributed the April Budget Report which was discussed briefly.

**Agenda Item No. 7:**

**Discussion and possible action regarding the Technical Subcommittee Update. (Lott, 20 minutes)**

- A. Tom Lott mentioned that the GAATN Cancellation of Scheduled Work Policy was still under review by the Technical Subcommittee and that the revised policy changes would likely be presented to the Board at its next meeting.
- B. Tom Lott led the discussion regarding the possible addition of a South SuperNode Location, carrying forward the Tech Committee's recommendation to participate.

**Recall of Executive Session due to protection provided by Government Code 551.076 at the discretion of the Chairperson:**

Gray adjourned for closed session, under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, at 2:39 pm.

Gray Salada reconvened to regular session at 2:56 pm

Gray made the motion to allow the expansion of a COA node on the Southside into a Supernode and to authorize funding of GAATN's participation in the project (approximately \$67,000) from the Unplanned Projects category. The motion was seconded by Wayne Wedemeyer and passed unanimously.

**Agenda Item No. 8:**

**Discussion and possible action regarding the Network Manager's update (COA 20 Minutes). This item may necessitate an executive session due to protection provided by Government Code 551.076. This will be at the discretion of the Chairperson.**

Martha discussed current and upcoming work.

**Agenda Item No. 9:**

**Confirm date, time and location for the next regular Board meeting as July 9th, 2007 at 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd.**

- A. Add agenda items for next month.
  - a. Board Elections
  - b. Capital Metro RFP

The meeting was adjourned at 3:14 p.m.