

**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 September 10, 2007  
Lower Colorado River Authority  
Hancock Building, Board Conference Room  
3701 Lake Austin Blvd**

**Agenda Item No. 1:**

The meeting was called to order by Chairman Gray Salada at 1:30 p.m

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

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  
David Kelly, on behalf of the State of Texas  
Wayne Wedemeyer on behalf of the University of Texas  
John House, on behalf of the University of Texas  
Jimmy Don Havins, on behalf of the Lower Colorado River Authority  
Walter LaGrone, on behalf of Travis County  
Gary Weseman, on behalf of Austin Community College

GAATN Personnel present at the start of the meeting:

Bill Bennett, GAATN  
James Gomez, GAATN  
Syd Falk, GAATN Attorney

Guests

Heidi Cottingham, Co Com Cabling Systems  
Earbie Matheny, Co Com Cabling Systems  
Lynn Butler, Attorney (Brown, McCarroll, L.L.P.) for Co Com Cabling Systems

**Agenda Item No. 2:**

**Citizen Communication**

Not present.

**Agenda Item No. 3:**

**Approval of the August 6, 2007 Board Minutes**

Wayne Wedemeyer made the motion to approve the August 6 Board minutes as amended. The motion was seconded by Gray Salada and passed by unanimous vote.

**Agenda Item No. 4:**

**Approval of the August 15, 2007 Board Minutes**

Wayne Wedemeyer made the motion to approve the August 15 Board minutes as amended. The motion was seconded by John Kohlmorgan and passed by unanimous vote.

**Agenda Item No. 5:**

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

A. Capital Metro RFP was discussed briefly, noting the RFP apparently did not get many responses and that the Board members will continue to monitor the status of this project.

B. Co Com Status Report - Heidi Cottingham and Lynn Butler, the bankruptcy Attorney for Co Com, described the background and status of their pending litigation with First Citizen's Bank of North Carolina (FCB), who has been factoring their Accounts Receivable for about one year. FCB had filed in state court on August 20, 2007 for a Temporary Restraining Order (TRO) with a hearing scheduled for August 24<sup>th</sup>, which could have had the effect of shutting down Co Com's operation until a second hearing could be held. To counteract the possibility of being shut down, Co Com went to Federal court and filed for Chapter 11 reorganization protection.

The Co Com representatives stated that Co Com is solvent with \$ 22 million dollars in awarded contracts and support from their creditors, suppliers and customers. Neither Heidi nor her attorney fully understood why FCB filed the TRO in lieu of simply going through with the process of Co Com obtaining other financing and paying FCB off. The next hearing is September 13, 2007, at which time Co Com hopes to demonstrate that they have obtained \$ 1.5 million of temporary financing from Trinity River Advisors of Dallas. This financing should allow them to operate normally for about 5 weeks until their cash flow stabilizes. Additionally, Co Com plans to acquire \$ 8 – 9 million of long term financing that will allow for FCB to be paid off. These actions should allow Co Com to emerge from the Chapter 11 in about 3 to 4 months.

**Agenda Item No. 6:**

**Executive Session:**

Adjourn for closed session at 2:42 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076,

to seek legal advice 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;
  
- E. and/or to consider matters concerning
- F. Real property purchase, exchange, lease or value;
- F. Personnel matters; or
- G. Security devices or security personnel.

The regular session reconvened at 3:24 p.m. for discussion and actions, if any, on matters considered in the closed session. There were no items from executive session that required actions by the GAATN Board.

**Agenda Item No. 7:**

**Discussion and possible action regarding the financial report and budget issues**

Gray Salada distributed the July Budget Report which was discussed briefly. There were no questions.

**Agenda Item No. 8:**

**Discussion and possible action regarding the Technical Subcommittee Update**

A. Connector Types - Martha Krischke explained that GAATN has traditionally used the Unicom ST & SC type connectors. However, recently the HLC (hardened lens contact) type connector has been utilized by several of the individual entities (LCRA, UT & COA) because it exhibits superior qualities. The Tech Subcommittee discussed the use of the HLC connectors at the last meeting and recommended that GAATN try them on one GAATN Super Node, to see what benefit is noticed. Board members discussed the qualities of the HLC connectors and had no objection to implementing the recommendation.

B. Bentley and GAATN workstation - Martha Krischke described the report that was presented at the last Tech Subcommittee meeting. With the addition of the building footprint layer of information to the workstation, the problem with conflicting resolution between node details and the GAATN as-builts has been eliminated. The only remaining obstacle is the "slow" workstation performance, which seems to be primarily due to the workstation's age & the speed of its processor(s). The Subcommittee will be looking into alternatives, including replacement of the workstation or some of its components.

**Agenda Item No. 9:**

**Discussion and possible action regarding the Network Manager's Update. 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 Krischke reviewed the projects that are now planned for the balance of the calendar year, noting that the eight A1N cable replacement projects scheduled in October will probably have to be spread out across November & December at least. The Board discussed the upcoming projects in detail and appeared satisfied with the outlook.

**Agenda Item No. 10:**

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

Before adjournment, Syd Falk announced that he would be traveling from September 13<sup>th</sup> through the 26<sup>th</sup>, and if anything was needed, to contact his assistant Emily Albrect.

The meeting of the Board of Directors adjourned at 4:03 pm