GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
January 10, 2023 1:30 p.m.
LCRA Service Center at 3505 Montopolis, Austin, Texas 78744
Building A, Room A502/503
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 603 347 078#

MINUTES

1. **Call to Order and Roll Call**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:30 p.m. The following announced as present at the start of the meeting:
   Dain Herbat, on behalf of Travis County (on site)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   John Greiner, on behalf of Austin ISD (remote)
   Robert Saddler, on behalf of LCRA (remote) – left meeting at 2:30 p.m.
   Leslye Conoley, on behalf of City of Austin (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Bo Kinsey, on behalf of Travis County (remote)
   Syd Falk, GAATN attorney (on site)
   Frank Ammons, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   A quorum was established at roll call.
   Members of the public/GAATN Contractors:
   Marco Espericueta, on behalf of Austin Energy (remote)
   Wayne Wedemeyer (remote)
   Chris Gonzales, on behalf of BryComm (remote)
   Doug Wilson, on behalf of JC Communications (remote)

2. **Citizen Communications:** There were no citizen communications.

3. **Review and Approve the minutes for the regular Board Meeting of December 6, 2022**
   Dain Herbat moved to approve the draft minutes as presented; Jaime Guerra seconded the motion and it passed unanimously.

4. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Update on eight Austin Energy (AE) stub poles on San Antonio Street**
      Frank reported that management met with AE and City of Austin (COA) Right-of-Way on November 28 regarding the eight stub poles on San Antonio Street. At that meeting, management was told that GAATN could place its own eight poles if approval was granted by the COA Urban Housing and Planning department. Frank said that management received approval from that department last Friday. He said the next step is to work with GAATN's vendors for placing those poles and then bring proposals to the February tech meeting. Dain asked if management has conducted an analysis of any other stub poles in the field that may pose a risk to the network; Frank said management has taken

that down as an action item to review that information in Bentley. Frank said Oliver from AE is going did an audit of AE's stub poles and is going to share that information with management so they can cross reference with poles that GAATN is on.

B. Seeking approval for FY24 GAATN Proposed Budget Option 1 or 2

Sarah reviewed the two budget options that were presented at the December Board meeting. She noted that, as requested at the December Board meeting, she sent members bullet points explaining the need for the increase over the current year's budget. She did not receive any feedback other than the request to set aside money for a luncheon, so that was the only change she made to the budget options presented for approval. John Greiner moved to approve GAATN FY24 Proposed Budget Option 1 in the amount of $2.4 million and the FY24 Proposed Entity Contributions; Leslye Conoley seconded the motion and it passed unanimously. The approved budget is attached to the end of these minutes.

C. Request for evaluation subcommittee members for RFPs for GAATN Moves, Adds, and Changes contract, GAATN Bentley Management contract, and RFQ for GAATN Legal Services issued through Austin ISD expected to be issued in January or February 2023

Sarah reminded the Board members that the RFPs/RFQs for GAATN MAC, Bentley Management, and Legal Services will be issued by AISD around the beginning of February. She asked for volunteers for the evaluation subcommittees. John Greiner, Steve, and Leslye volunteered for the MAC evaluation subcommittee. Steve and Harold volunteered for the Bentley Management evaluation subcommittee. Dain, Gary, and Jaime volunteered for the Legal Services evaluation subcommittee.

D. Discussion of Capital Metropolitan Transportation Authority's possible interest in joining GAATN, and applicable requirements and conditions

This item was discussed in executive session under Texas Government Code 551.071 for attorney consultation. Upon reconvening in open session, Dain directed management to set up a meeting with Cap Metro to discuss further.

E. Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21

This item was discussed in executive session under Texas Government Code 551.071 for attorney consultation. Upon reconvening in open session, no further discussion was held and no action was taken.

5. Network Manager's Update

A. Project status report

Frank reviewed the following upcoming and recently completed projects:

- A2N Maintenance Hole relocation at Lamar and Toomey – scheduled to completed 1/19
- SRS Maintenance Hole relocation at Lamar and Toomey –completed 1/4

B. Job budget report

Sarah reported that management is tracking 42 jobs totaling $2.8 million. So far for FY23, five jobs have been completed and GAATN has been invoiced for $236k. There is $2.6 million encumbered for the remaining 37 jobs. She noted that if GAATN paid out all of the jobs in this fiscal year, it would have to use $50k of the unplanned projects fund. She said she does not expect that to happen.

6. Executive Session: At 1:59 p.m., Dain Herbat adjourned the GAATN Board for closed session, under Texas Government Code section 551.071, to seek legal advice or to preserve confidentiality as permitted by law (including but not limited to pending, anticipated or contemplated litigation concerning) regarding Agenda Items 4D and 4E.

At 2:50 p.m., Dain Herbat reconvened the GAATN Board in open session. The only agenda items discussed in executive session were 4D and 4E. Any additional discussion held or action taken on items discussed in executive

session will be noted in the summary for that agenda item.

7. **Update Roll Call:** An updated roll call was taken after reconvening in open session, and all members present at the first roll call were present at the second roll call except Robert Saddler; he left the meeting at 2:30 p.m.

8. **Discussion and possible action regarding the financial report and current fiscal year budget issues. (AISD, 10 minutes):**
   A. **Financial Report**
   Sarah reviewed the GAATN overall financial report for the month ending November 30, 2022. As of that date, GAATN had taken in $888k in revenue and expended $796k. She asked members to review the 10-page report at their convenience and to email her with any questions.

9. **Meeting and Action Items Summary:**
   Frank noted the following action items for management from this meeting:
   - Reach out to Cap Metro to set up a meeting to further discuss potential GAATN membership.
   - Review AE GIS data to find stub poles on GAATN network.
   - Request one more volunteer for Bentley Management RFP during Tech meeting.
   - Future Tech meeting agenda item – Existing Unallocated Fiber Acquisition Policy review and review of allocated strands on each ring.

10. **Confirm date, time, and location for the next regular Board meeting on February 7, 2023 at 1:00 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on Microsoft Teams.**
   The date, time, and location for the next regular Board meeting were confirmed; the meeting adjourned at 2:54 p.m.

Greater Austin Area Telecommunications Network (GAATN) FY2024 BUDGET

GAATN ENTITY NETWORK RIGHTS AND ANNUAL CONTRIBUTIONS APPROVED 01.10.2023

ENTITY	ACCOUNT	FY24 NETWORK RIGHTS	FY24 ANNUAL CONTRIBUTIONS	FY24 QUARTERLY CONTRIBUTIONS	FY23 ANNUAL APPROVED	FY24-23 ANNUAL VARIANCE
AUSTIN ISD	5749-000	27.91%	$669,840	$167,460	$533,140	$136,700
CITY OF AUSTIN	5749-893	20.81%	$499,440	$124,860	$397,290	$102,150
TRAVIS COUNTY	5749-895	14.18%	$340,320	$85,080	$267,330	$72,990
AUSTIN COMMUNITY COLLEGE	5749-894	12.52%	$300,480	$75,120	$238,830	$61,650
STATE OF TEXAS	5749-896	10.35%	$248,400	$62,100	$197,980	$50,420
UNIVERSITY OF TEXAS	5749-858	9.27%	$222,480	$55,620	$170,810	$51,670
LCRA	5749-897	4.96%	$119,040	$29,760	$94,620	$24,420
		100.00%	**$2,400,000**	**$600,000**	**$1,900,000**	**$500,000**

GAATN FY2024 BUDGET APPROVED 01.10.2023

CATEGORY	ACCOUNT	FY24 APPROVED	FY23 APPROVED	FY24-23 VARIANCE	FY22 ACTUAL
Dues - Pole Attachment/Easements	6269	$30,000	$30,000	$0	$15,816
Insurance	6429	$100,000	$75,000	$25,000	$66,790
Legal	6211	$72,000	$60,000	$12,000	$34,168
Maintenance - Bentley Mgmt	6249	$50,000	$42,000	$8,000	$35,560
Maintenance (Bry, Backup NOCC)	6249	$260,000	$303,000	($43,000)	$252,009
Moves, Adds and Changes FIBER	6319	$150,000	$100,000	$50,000	$64,304
Moves, Adds and Changes LABOR	6249	$950,000	$585,000	$365,000	$619,143
Network Management SLA	6298	$457,000	$450,000	$7,000	$443,000
Notification & Locate Services	6499	$324,000	$250,000	$74,000	$297,090
RFP Advertisement	6399	$2,000	$2,000	$0	$0
Software Licenses (Bentley/O365)	6397	$4,000	$3,000	$1,000	$2,533
Food/Refreshments	6497	$1,000	$0	$1,000	$0
		$2,400,000	**$1,900,000**	**$500,000**	**$1,830,413**

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
February 7, 2023 1:00 p.m.
LCRA Service Center at 3505 Montopolis, Austin, Texas 78744
Building A, Room A502/503
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 333 413 348#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chair Dain Herbat called the meeting to order at 1:02 p.m.
   The following announced as present at the start of the meeting:
   Steve Pyle, on behalf of State of Texas DIR (remote)
   John Greiner, on behalf of Austin ISD (remote)
   Jaime Guerra, on behalf of UT-Austin (on site)
   Dain Herbat, on behalf of Travis County (on site)
   Robert Saddler, on behalf of LCRA (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Frank Ammons, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   A quorum was established at roll call.
   Members arriving after roll call:
   Leslye Conoley, on behalf of City of Austin (remote) – joined at 1:27 p.m.
   Syd Falk, GAATN attorney (on site) – arrived at 1:11 p.m.
   GAATN Contractors/Members of the public:
   Tina Little, on behalf of Austin Energy (remote)
   Chris Gonzales, on behalf of BryComm (remote)
   Doug Wilson, on behalf of JC Communications (remote)

2. **Citizen Communications:** There were no citizen communications.

3. **Network Management SLA Feedback Session:**
   Members reviewed the SLA deliverables and network management's accomplishments in each. The members had the following comments for each deliverable section:
   1) Network management, engineering, and planning
      a. Deliverable K – revisit outer ring plans
      b. Good work developing relationships and understanding AE processes
   2) Engineering documentation
      a. Questions regarding documentation on CyrusOne entrances and where should this information be maintained?
      b. Good job keeping SharePoint site updated.
   3) Damage management and disaster recovery
      a. Is there a way to speed up claim and recovery process? Flow chart review is warranted.
      b. Good work on network status report in the tech meetings.
      c. More progress coming in regards to DR planning.

4) Financial management
    a. Continue the good work!
5) Contract administration
    a. Keep up the good work.
6) Business administration
    a. Confirm use of correct mailing lists.

4. Review and Approve the minutes for the regular Board Meeting of January 10, 2023

Gary Weseman moved to approve the draft minutes as presented; Steve Pyle seconded the motion and it passed unanimously.

5. Consent Agenda Items from the January 24, 2023 Technical Subcommittee Meeting

A. Seeking approval for Travis County C2S - Mansfield Dam Park Travis County New site on C2S western expansion entity-specific project at no cost to GAATN

Jaime Guerra moved to approve Travis County C2S - Mansfield Dam Park Travis County New site on C2S western expansion entity-specific project at no cost to GAATN; Gary Weseman seconded the motion and it passed unanimously.

6. Board Chairperson Update – Discussion and possible action regarding:

A. Seeking approval for C1N TxDOT Capitol Extension IH-35 North N Hwy 183 from SH71 to North SH-45 GAATN-funded TxDOT 100% reimbursable project to be funded by the FY24 GAATN MAC budget at a cost not to exceed $550k

Sarah presented an updated financial forecast to show how this project and other upcoming TxDOT projects would impact GAATN's budget over the next few years. Frank said this project is 100% reimbursable by TxDOT and that management will seek reimbursement annually for expenses incurred each year until the project is complete. Jaime Guerra moved to approve C1N TxDOT Capitol Extension IH-35 North N Hwy 183 from SH71 to North SH-45 GAATN-funded TxDOT 100% reimbursable project to be funded by the FY24 GAATN MAC budget at a cost not to exceed $550k; John Greiner seconded the motion and it passed unanimously.

B. Cap Metro license agreement for UT project

Syd said that this license agreement for Cap Metro, unlike the one for the Travis County project that was executed a couple of years ago, requires ongoing railroad protection liability insurance in the amount of $5 million. He said that he was initially working with one attorney at Cap Metro and thought that requirement had been successfully negotiated out of the agreement, but then it was assigned to a different attorney at Cap Metro and they put the requirement back in. Dain asked if current crossing were grandfathered in; Syd said he hasn't heard otherwise from Cap Metro. Dain asked if each crossing needs its own agreement; Syd confirmed that is correct. Dain asked if Cap Metro would require this insurance for future crossings; Syd said he thinks that will be the case. Jaime asked if it would be advisable for the Board chair to have a meeting with Cap Metro to get some consistency in how GAATN is treated; Syd said he thinks the first step is to get the insurance quotes. Syd said he is unfamiliar with this type of insurance and he is not sure what it would cover. Steve asked if GAATN contractors would be required to have the same coverage; Syd said yes that anyone who works on this would have to obtain this coverage. Frank said that network management was informed of this requirement by Syd on January 26 and immediately sought quotes for this type of insurance from both of its agents, Brown and Brown and Higginbotham. Management has not received any quotes back as of this meeting but is expecting them later in the week and will pass those along to Syd, Dain and Jaime as soon as received. Jaime said that UT purchased strands on C1N and they have not been able to connect their Pickle Campus to it. He said UT is ready to get this project completed and this agreement has been in progress for over a year. He requested a review

of quotes at the upcoming Technical meeting if they have been received by then.

C. Discussion of expansion for potential future GAATN participants

This item was discussed in executive session under Texas Government code 551.071 for attorney consultation. Upon reconvening in open session, no further discussion was held or action taken.

D. Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21

This item was discussed in executive session under Texas Government code 551.071 for attorney consultation. Upon reconvening in open session, no further discussion was held or action taken.

7. Network Manager's Update:

A. Inclement weather network status update

Frank reported that he had BryComm go out and start performing inspections immediately after the ice storm last week and there was only one non-service impacting issue. They found that an Austin Energy pole had leaned over and caused a span of D1N to fall down over an entranceway on Airport Blvd. Frank said that BryComm is still pending inspections on SRS, C1S, C2S, B1S and B2S. He said they are compiling inspection reports and all items noted are minor with the exception of the aforementioned span on D1N. Frank said that he spoke to AE about GAATN's applications and how this ice storm may affect the application process; AE said that GAATN should not see any delays regarding applications. Frank asked members to reach out to him if they have any concerns. Dain noted that this is three winters in a row where the GAATN network has proven to be resilient, which speaks to the maintenance of the network, network management, and its contractors. He said GAATN is incredibly well built and resilient and he is very proud of how well it has sustained through these last three winters. John and Leslye agreed with Dain's praise.

B. Project status report

Frank reported on the following upcoming and recently completed projects:

- B2S MET2/MET3 288-ct spur replacement phase 1 – scheduled to complete 2/7
- SRN/D1N emergency repair at Airport and Manor – completed 1/21
- A2N maintenance hole relocate UG Lamar and Toomey – completed 1/19
- D1N COA emergency repair at D1N18 & D1N20 – completed 1/19
- SRS maintenance hole relocate UG Lamar and Toomey – completed 1/4

C. Job budget report

Sarah reported that, with the TxDOT project that was approved today, management is tracking 45 projects totaling $3.4 million. So far for FY23, 7 jobs have been completed and GAATN has been invoiced for $247k, leaving $3.1 million encumbered.

D. Notification of issuance of AISD 23RFP041 GAATN Moves, Adds, and Changes, AISD 23RFP042 GAATN Bentley Management, and AISD 23RFQ040 GAATN Legal Services

Sarah notified the Board regarding the following RFPs/RFQs:

- AISD 23RFP041 GAATN Moves, Adds, and Changes – issued on 2/7/23, closes 3/21/23
- AISD 23RFP042 GAATN Bentley Management – issued on 1/24/23, closes 3/21/23
- AISD 23RFQ040 GAATN Legal Services – issued on 1/24/23, closes 3/21/23

She noted that all evaluation subcommittees were filled and those members should have received their invitation to create a Bonfire account to complete their evaluation once the RFPs/RFQs are closed. She said the goal is to bring these to the April Technical meeting for review (if applicable) and the May Board meeting for awarding.

8. Executive Session: At 1:52 p.m., Dain Herbat adjourned the GAATN Board of Directors for closed session, under Texas Government Code section 551.071, to seek legal advice or to preserve confidentiality as permitted by law (including but not limited to pending, anticipated or contemplated litigation concerning) regarding Agenda Items 6C and 6D.

At 2:28 p.m., Dain Herbat reconvened the GAATN Board in open session. Agenda Items 6C and 6D were the only items discussed in executive session. Any further discussion held or action taken on items discussed in executive session will be noted in the summary for that agenda item.

9. **Update Roll Call (only if executive session called):** An updated roll call was taken upon reconvening in open session. All members present at the initial roll call announced as present at the updated roll call. Additionally, Leslye Conoley and Syd Falk announced as present at the updated roll call. A quorum was re-established.

10. **Discussion and possible action regarding the financial report and current fiscal year budget issues. (AISD, 10 minutes):**
    A. Financial Report
    Sarah reported that, as of 12/31/22, GAATN had received $899k in revenue, mostly from annual member contributions. Also, GAATN had expended $989k, leaving a remaining project reserve of $1.6 million. She asked members to review the report and send her any questions they may have.

11. **Meeting and Action Items Summary:**
    The following action items were noted for network management from this meeting:
    - Bring outer ring design to future technical meeting
    - Bring disaster recovery document to future technical meeting
    - Locate and send out ACC Cyrus one documentation to Gary and Dain
    - Bring damage claim process to future Board meeting for review
    - Set up meeting with Austin ISD regarding Keeling and Longhorn Dam

12. **Confirm date, time, and location for the next regular Board meeting on March 7, 2023 at 1:30 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on Microsoft Teams.**
    The date, time and location for the next regular Board meeting were confirmed; the meeting adjourned at 2:48 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
March 7, 2023 1:30 p.m.
LCRA Service Center at 3505 Montopolis, Austin, Texas 78744
Building A, Room A502/503
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 521 878 49#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:30 p.m.
   The following announced as present at the start of the meeting:
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Dain Herbat, on behalf of Travis County (on site)
   Gary Weseman, on behalf of Austin Community College (remote)
   Leslye Conoley, on behalf of City of Austin (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Robert Saddler, on behalf of LCRA (remote)
   John Greiner, on behalf of Austin ISD (remote)
   Syd Falk, GAATN attorney (on site)
   Frank Ammons, on behalf of GAATN (remote)
   Carlos DeMatos , on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   A quorum was established at roll call.
   Anthony Breckenridge, on behalf of City of Austin (remote) – joined at 1:47 p.m.
   Members of the public/GAATN contractors:
   Marco Espericueta, on behalf of Austin Energy (remote)
   Doug Wilson, on behalf of JC Communications (remote)
   Chris Gonzales, on behalf of BryComm (remote)

2. **Citizen Communications:** There were no citizen communications.

3. **Review and Approve the minutes for the regular Board Meeting of February 7, 2023**
   Gary Weseman moved to approve the draft minutes as presented; Steve Pyle seconded the motion and it passed unanimously.

4. **Consent Agenda Items from the February 21, 2023 Technical Subcommittee Meeting**
   A. **Seeking approval for placement of eight new GAATN poles on San Antonio street GAATN-funded project to be funded by the FY23 GAATN MAC budget at a cost not to exceed $33k**
      Jaime Guerra moved to approve Consent Agenda Item 4A; Gary Weseman seconded the motion and it passed unanimously.

5. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Seeking approval for GAATN FY23 Budget Line Item adjustments and fund balance transfer**
      Sarah presented the proposed fund balance transfer of $850k to supplement FY23 budget line items for MAC labor/fiber ($775k), insurance ($25k), and locates ($50k); it also showed the purchase order adjustments that would be made as a result of the budget line items supplementation. The handout showed that the ending fund balance as of January 31, 2023 was $1,728,021, and there would be

$878,021 remaining after this transfer. She noted that this request is based on projected expenditures through June 30 and that any funds not expended would go back into the fund balance at the end of the fiscal year. She said that the Board previously on July 12, 2022 approved funding carryover projects from previous fiscal years totaling $1,053,709, and that this request was within that approved transfer amount, not in addition to it. Jaime asked if this was within what was illustrated in the forecast; Sarah said yes it was actually less than what was projected to be spent on MAC jobs this fiscal year. Jaime Guerra moved to approve the transfer of $850k from the GAATN fund balance and the FY23 budget line items adjustments as presented; John Greiner seconded the motion and it passed unanimously.

B. Subcommittee for policy for new future GAATN participants

Frank stated that, as the last Technical meeting, the GAATN Board Chair requested to form a subcommittee to come up with a policy and formula to admit new members into GAATN. Frank said it would be helpful if the volunteers were familiar with GAATN's history and had used the EUFAP to purchase fiber in the past. Frank said he would facilitate and attend the meetings; Syd asked if he could join the meetings as well to provide legal guidance with respect to the ILA. Jaime Guerra, Gary Weseman, and Steve Pyle volunteered to participate on the subcommittee. Frank said he would reach out to them to schedule the first meeting.

C. Cap Metro license agreement for UT project

Frank reported that this agreement has not yet been executed due to a new insurance requirement for GAATN to carry $5 million of railroad liability insurance. Frank noted that management has received quotes around $4k annually for this type of insurance, but it is location and project specific. Frank said that he met with Dain, Jaime, and Syd, and they requested that Frank set up a meeting with Cap Metro for himself, Dain, and Jaime to discuss the insurance requirement. Frank noted that he has reached out to his contact multiple times but has not received a response, and that he may have to escalate it to someone else at Cap Metro. There was no further action taken on this agenda item.

D. GAATN Damage Claim Policy review

This item was discussed in executive session under Texas Government Code 551.071. Upon reconvening in open session, Frank noted that management would bring a revised draft of the Damage Claim Policy and flowchart to the next Board meeting for consideration.

E. Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21

Syd reported that all parties have filed their answers to the lawsuit and that one of the parties has requested to bring in an additional liable party. He said the next step will be discovery and depositions.

6. Network Manager's Update

A. Project status report

Frank reported on the following upcoming and recently completed jobs:

- A1N Segment 7 upgrade – scheduled to complete 3/23
- B2S MET2/MET3 288 spur replacement phase 2 – completed 2/23
- DIR A2N repair at cases A2N18/SRN26 – completed 2/21
- B2S MET2/MET3 288 spur replacement phase 1 – completed 2/7

B. Job budget report

Sarah reported that management is tracking 45 jobs totaling $3.4 million. So far for FY23, $342k has been invoiced and $3 million is encumbered.

C. Update on open GAATN RFP/RFQs:

1) **AISD 23RFP041 GAATN Moves, Adds, and Changes – closes March 21, 2023** This solicitation was issued February 7. Management and AISD held a virtual pre-proposal conference on February

15. The Q&A deadline has passed and the Q&A document and Addendum 1 has been posted on AISD's Bonfire portal. This RFP closes on March 21, and evaluations are expected to take place from March 22 through April 7. The evaluation subcommittee's recommendations will be brought to the April 18 Technical meeting for recommendation and the May 2 Board meeting for approval.

2) **AISD 23RFP042 GAATN Bentley Management – closes March 21, 2023**
This solicitation was issued on January 24 and closes March 21. Evaluations are expected to take place from March 22 through April 7. The evaluation subcommittee's recommendation will be brought to the April 18 Technical meeting for recommendation and the May 2 Board meeting for approval.

3) **AISD 23RFQ040 GAATN Legal Services – closes March 21, 2023**
This solicitation was issued on January 24 and closes March 21, and evaluations are expected to take place from March 22 through April 7. The evaluation subcommittee's recommendation will be brought to the May 2 Board meeting.

7. **Executive Session:** At 1:56 p.m., Dain Herbat adjourned the GAATN Board for closed session under Texas Government Code section 551.071, to seek legal advice or to preserve confidentiality as permitted by law (including but not limited to pending, anticipated or contemplated litigation concerning) regarding Agenda Item 5D.

   At 2:38 p.m., Dain Herbat reconvened the GAATN Board in open session. Agenda Item 5D was the only item discussed in executive session. Any additional discussion held or action taken on an item discussed in executive session will be noted in the summary for that agenda item.

8. **Update Roll Call (only if executive session called):** An updated roll call was taken upon reconvening in open session. All members who announced as present in the initial roll call announced as present in the updated roll call. Additionally, Anthony Breckenridge with the City of Austin announced as present in the updated roll call.

9. **Discussion and possible action regarding the financial report and current fiscal year budget issues. (AISD, 10 minutes):**
   A. Financial Report
   Sarah reviewed the financial report for the month ending January 31, 2023. As of that date, GAATN has received $1.1 million in revenue and expended $1.1 million. The ending fund balance as of January 31 was $1.7 million, plus the $2.1 million emergency reserve totaled $3.8 million total balance.

10. **Meeting and Action Items Summary:**
    Frank reviewed the action items from this meeting:
    1. Facilitate meetings for the subcommittee for a policy for new members to join GAATN
    2. Bring draft revisions to GAATN Damage Claim Policy to next Board meeting
    3. Review maintenance RFP/contract regarding timelines for damage claim information

11. **Confirm date, time, and location for the next regular Board meeting on April 4, 2023 at 1:30 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on Microsoft Teams.**
    The date, time, and location of the next regular Board meeting were confirmed; the meeting adjourned at 2:50 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
April 4, 2023 1:30 p.m.
LCRA Service Center at 3505 Montopolis, Austin, Texas 78744
Building A, Room A502/503
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 521 878 49#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:30 p.m.
   The following announced as present at the start of the meeting:
   Jaime Guerra, on behalf of UT-Austin (remote)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Leslye Conoley, on behalf of City of Austin (remote)
   John Greiner, on behalf of Austin ISD (remote)
   Dain Herbat, on behalf of Travis County (on site)
   Robert Saddler, on behalf of LCRA (remote) – left meeting at 1:37 p.m., rejoined at 1:42 p.m.
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Syd Falk, GAATN attorney (on site)
   Frank Ammons, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   A quorum was established at roll call.
   Members joining after the meeting started:
   Bo Kinsey, on behalf of Travis County (remote)
   GAATN Contractors:
   Doug Wilson, on behalf of JC Communications (remote)
   Chris Gonzales, on behalf of BryComm (remote)

2. **Citizen Communications:** There were no citizen communications.

3. **Review and Approve the minutes for the regular Board Meeting of March 7, 2023**
   Dain Herbat moved to approve the draft minutes as presented; Jaime Guerra seconded the motion and it passed unanimously. Robert Saddler abstained off camera.

4. **Consent Agenda Items from the March 21, 2023 Technical Subcommittee Meeting:**
   Jaime Guerra moved to approve Consent Agenda Items 4A, 4B, 4C, and 4D; John Greiner seconded the motion and it passed unanimously. Robert Saddler was not present for this vote.
   A. **Seeking approval for new UT tie cable to Dobie Twenty21 entity-specific project at no cost to GAATN**
      APPROVED ON CONSENT.
   B. **Seeking approval for Travis County A1N – 192 Upgrade at Ronald Earl Building Input GAATN-funded project at a cost not to exceed $65k to be funded by FY24 MAC budget**
      APPROVED ON CONSENT.
   C. **Seeking approval for Travis County A1N – 192 Upgrade at Ronald Earl Building Output GAATN-**

funded project at a cost not to exceed $58k to be funded by FY24 MAC budget
APPROVED ON CONSENT.

D. **Seeking approval for Travis County A2N – 192 Upgrade at Ronald Earl Building GAATN-funded project at a cost not to exceed $47k to be funded by FY24 MAC budget**
APPROVED ON CONSENT.

5. **Board Chairperson Update – Discussion and possible action regarding:**

A. **Cap Metro license agreement for UT project**
Frank reported that a meeting was held between Syd, Dain, Jaime and Frank; they determined that the best course of action is for Dain, Jaime and Frank to meet with Cap Metro to see if GAATN can get terms matching the 2021 license agreement. Frank reached out to a Cap Metro vice president to see if the insurance issue can be favorably resolved and the agreement was put back into legal review. Jaime said that the delay in completing this project may affect university research so it is a very high priority for UT. Frank said that he will ask for a response by April 14, and then look to escalate the agreement further if no response is received.

B. **Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21**
Syd said that one of the defendants is seeking to join an additional intermediary subcontractor. Syd said they are waiting on the court to grant that motion and he is hoping that by the next Board meeting, they will be able to start on discovery.

6. **Network Manager's Update:**

A. **Project status report**
Frank reported on the following upcoming and recently completed projects:
- C1N Permanent repair at Hwy 290 and Johnny Morris – scheduled to complete 4/6
- A1N Upgrade project Segment 7 – completed 3/23
- D1N Emergency repair at Hargrave St (AISD strands hit by gunfire) – completed 3/13
- Travis County C2S Mansfield Dam Park new node install – completed 3/23

Frank reviewed the pending A1N and SRS upgrade segments:
- A1N Upgrade segment 1 – AE approved/pending traffic control and ROWMAN – expected to complete by June 30.
- A1N Upgrade segment 2 – AE approved/pending traffic control and ROWMAN – expected to complete by June 30.
- A1N Upgrade segment 4 – AE approved/pending traffic control and ROWMAN – expected to complete by June 30.
- A1N Upgrade segment 10 – AE approved/pending traffic control and ROWMAN – expected to complete by June 30.
- A1N Upgrade segment 11 – AE approved/pending small project exemption request as well as traffic control and ROWMAN – will probably go into FY24 before completion.
- SRS Upgrade segment 1 – AE approved/pending cable delivery and traffic control/ROWMAN permits, expected to complete in by end of calendar year.
- SRS Upgrade segment 2 – All underground/pending cable delivery and traffic control/ROWMAN permits, expected to complete in by end of calendar year.
- SRS Upgrade segment 3 – All underground/pending cable delivery and traffic control/ROWMAN permits, expected to complete in by end of calendar year.
- SRS Upgrade segment 4 – AE approved/pending cable delivery and traffic control/ROWMAN permits, expected to complete in by end of calendar year.
- SRS Upgrade segment 5 – will use GAATN stock cable, pending approval for traffic

control/ROWMAN permits – expected to complete by June 30.

- SRS Upgrade segment 6 – AE approved/pending cable delivery and traffic control/ROWMAN permits, expected to complete in FY24.
- SRS emergency repair at 2708 St. Edwards Circle – GAATN's cable to severed mid-span by an unknown party. An emergency repair was completed, but SRS segment 6 upgrade will become the permanent repair for this damage.

B. Job budget report

Sarah reported that management is tracking 45 jobs totaling $3.4 million. So far for FY23, 10 jobs have been completed and $380k has been invoiced. She noted that, with all awarded jobs and all guaranteed revenue/reimbursements considered, the remaining fund balance is projected to be $1 million, not inclusive of the GAATN emergency set aside of $2.1 million.

C. Update on open GAATN RFP/RFQs:

Sarah noted that all three GAATN RFQ/RFPs closed on March 21 and are currently in the evaluation process.

1) **AISD 23RFP041 GAATN Moves, Adds, and Changes – closed March 21, 2023**
   A best and final offer was issued on April 3 and closes on April 6. A recommendation for award(s) will be brought to the April 18 Technical Subcommittee and May 2 Board meeting.
2) **AISD 23RFP042 GAATN Bentley Management – closed March 21, 2023**
   Only one submission was received for this RFP from GAATN's current vendor. A recommendation for award will be brought to the April 18 Technical Subcommittee and May 2 Board meeting.
3) **AISD 23RFQ040 GAATN Legal Services – closed March 21, 2023**
   Two submissions were received for this RFQ, including one from GAATN's current vendor. A recommendation for award will be brought to the May 2 Board meeting.

7. Executive Session: There was no executive session.

8. Update Roll Call (only if executive session called): There was no updated roll call, since there was no executive session.

9. Discussion and possible action regarding the financial report and current fiscal year budget issues. (AISD, 10 minutes):

A. Financial Report

Sarah reviewed the AISD/GAATN financial report for the month ending February 28, 2023. As of that date, GAATN had received $1.85 million in revenue and expended $1.16 million, leaving an ending project reserve balance of $2.39 million.

10. Meeting and Action Items Summary:

Frank reviewed the following action items from this meeting:

1. Call Cap Metro contact requesting response by April 14.
2. Add an Agenda item to review GAATN strand allocations on the next Board meeting.

11. Confirm date, time, and location for the next regular Board meeting on May 2, 2023 at 1:30 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on Microsoft Teams.

The date, time and location for the next regular Board meeting were confirmed; the meeting adjourned at 2:07 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
May 2, 2023 1:30 p.m.
LCRA Service Center at 3505 Montopolis, Austin, Texas 78744
Building A, Room A502/503
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 521 878 49#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:30 p.m.
   The following announced as present at the start of the meeting:
   Carlos DeMatos, on behalf of GAATN
   Frank Ammons, on behalf of GAATN
   Dain Herbat, on behalf of Travis County
   Jaime Guerra, on behalf of UT-Austin
   Gary Weseman, on behalf of Austin Community College
   Steve Pyle, on behalf of State of Texas DIR
   Leslye Conoley, on behalf of City of Austin
   Harold Nall, on behalf of UT-Austin
   Anthony Breckenridge, on behalf of City of Austin
   Bo Kinsey, on behalf of Travis County
   Robert Saddler, on behalf of LCRA
   Mike Lohrstorfer, on behalf of Austin ISD
   Syd Falk, GAATN attorney
   A quorum was established at roll call.
   Members of the public/GAATN contractors:
   Marco Espericueta, on behalf of Austin Energy
   Chris Gonzales, on behalf of BryComm
   Doug Wilson, on behalf of JC Communications

2. **Citizen Communications:** There were no citizen communications.

3. **Review and Approve the minutes for the regular Board Meeting of April 4, 2023**
   Dain Herbat moved to approve the draft minutes as presented; Gary Weseman seconded the motion and it passed unanimously.

4. **Consent Agenda Items from the April 18, 2023 Technical Subcommittee Meeting and Operational Contract Renewals and Approvals**
   Jaime asked if all of these items were discussed at the Tech Committee; Frank said he could not recall. Dain said it wasn't a requirement but Jaime was welcome to remove any items from the Consent agenda for further discussion. Leslye asked if the ones not discussed at the Tech Committee were existing contracts for renewal; Frank said that is correct. Gary Weseman moved to approve Consent Agenda Items 4A, 4B, 4C, 4D, and 4E; Jaime Guerra seconded the motion and it passed unanimously.
   A. **Seeking approval to pay FY23 annual retainage payment to Maintenance Contractor BryComm LLC**
      APPROVED ON CONSENT.
   B. **Seeking approval for third of three possible one-year renewals for GAATN Fiber Purchase agreement (AISD 18RFP003) with Graybar for a term of July 1, 2023 to June 30, 2024**

APPROVED ON CONSENT.

C. **Seeking approval for third of three possible one-year renewals for GAATN Fiber Purchase agreement (AISD 18RFP003) with Anixter for a term of July 1, 2023 to June 30, 2024**
APPROVED ON CONSENT.

D. **Seeking approval to award AISD 23RFP042 GAATN Bentley Management to Advanced 1 for a term of July 1, 2023 to June 30, 2024 with four (4) possible one-year renewals**
APPROVED ON CONSENT.

E. **Seeking approval to award AISD 23RFP041 GAATN Moves, Adds, and Changes (MAC) to BryComm LLC and JC Communications for a term of July 1, 2023 to June 30, 2024 with four (4) possible one-year renewals**
APPROVED ON CONSENT.

5. **Board Chairperson Update – Discussion and possible action regarding:**

A. **Seeking approval to award AISD 23RFQ040 GAATN Legal Services for a term of July 1, 2023 to June 30, 2024 with four (4) possible one-year renewals**
Frank reported that this RFQ was issued on January 24 and closed on March 21; two responses were received from Walsh Gallegos and from Bickerstaff, Heath, Delgado, Acosta. Frank noted that the evaluation subcommittee independently scored the submissions and the highest scoring submission was from Bickerstaff, Heath, Delgado and Acosta so therefore the evaluation subcommittee recommends awarding to Bickerstaff. Jaime Guerra moved to award AISD 23RFQ040 GAATN Legal Services to Bickerstaff, Heath, Delgado, Acosta for a term of July 1, 2023 to June 30, 2024 with four possible one-year renewals; Dain Herbat seconded the motion and it passed unanimously.

B. **Cap Metro license agreement for UT project**
Frank reported that he and Jaime went to Cap Metro on April 19 to meet with their executives regarding the draft agreement for the UT project. Syd said that he spoke with Shannon Gray yesterday and the railroad liability insurance requirement will be changed so that only GAATN's contractor must carry the insurance only for the duration of the project. Syd said that he is completing the redlines to make those changes to the insurance requirements and will get that back to Shannon by Friday and then Cap Metro will do a final review before it's ready for execution.

C. **Notice of Austin Convention Center Expansion Impact to GAATN Backup NOCC**
Frank said this was discussed at the Tech meeting. He reported that on Monday, April 10, he and the CTM Interim CIO received formal notice from the Austin Convention Center (ACC) that the Convention Center expansion will take place around 2025 and that GAATN must relocate before the building is demolished. As result, Frank and Carlos met with Austin Convention Center personnel to discuss the impact to GAATN. At that meeting, ACC offered GAATN two alternative locations, which are both downtown parking garages. On Tuesday, April 18, Frank and Carlos walked the 5th Street garage location. This was further discussed at the April 18 Tech meeting in executive session with Syd. Since the Tech meeting, ACC has established weekly meetings with GAATN network management to discuss the relocation. Also, on Monday April 24, Frank, Dain and Jaime met with the ACC director and the director of Contract and Land Management regarding the relocation. It is still not clear if ACC will fund any part of a GAATN relocation and how long they can guarantee the parking garage locations. The impact of this relocation will be further discussed and this will become a standing agenda item for both Tech and Board meetings. Gary asked if the relocation to the alternate location would be a permanent move or whether there would be room for the GAATN NOCC in the new Convention Center; Frank said the ACC staff believes it would be a permanent move. Dain asked if management had made any progress with estimating costs to relocate; Frank said management is looking at other locations as well and is hoping to have all options ready to present by next month. Jaime asked if the Board should form a subcommittee for the relocation; Frank said that is an excellent idea. Jaime, Steve, and Bo said they could serve on that subcommittee.

Jaime said that, at the meeting with the ACC staff, they mentioned the RFP would be for a design/build project and therefore multiple phases could happen concurrently so they could actually demo the Convention Center by 2025 as they stated in the letter. Jaime also asked if they want Syd to look at whether GAATN's relocation expenses could be funded by hotel occupancy taxes as the buildout of the new Convention Center will be; Syd said he will take a look at that. Dain said that GAATN must move quickly for the relocation. Jaime asked if GAATN should consider a moratorium on new GAATN projects until the cost of the relocation is determined. Dain asked what large projects would be brought for approval in the near future; Frank said the remaining segments of SRS have not yet been approved. Frank said that GAATN also has the $250k in unplanned projects funding set aside. Jaime asked for a standing item on the Tech Committee meetings; Frank said yes the plan is to have this as a standing agenda item on both the Tech and Board meetings.

D. Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21

Syd reported that the lawsuit is in the discovery phase and they have requested documentation from us and Bickerstaff has requested documentation from them. He said that Gunner is working with management to get that documentation. Syd said there will probably be another round of discovery after the first round.

6. Network Manager's Update:

A. Project status report

Frank reported on the following upcoming and recently completed projects:

- D1N emergency repair at Sara Dr. – completed 4/10
- C1N permanent repair at Hwy 290 and Johnny Morris – completed 4/6
- Damage at Colorado and 10th Street – Carlos said that, yesterday, GAATN was hit at the southeast corner of the Governor's Mansion. He said the contract called for locates and GAATN's underground plant was not properly located. He said two entities were affected, Travis County and COA. Carlos said he does not know why GAATN was not located and the prints do show GAATN underground plant at that site. He said management will investigate further and report back.

B. Job budget report

Frank reported that management is tracking 48 jobs totaling $3.4 million. Of those, 13 jobs have been completed and $426k has been invoiced for FY23. He said the fund balance bottom line is $976k.

7. Executive Session: There was no executive session.

8. Update Roll Call (only if executive session called): Since there was no executive session, there was no updated roll call.

9. Discussion and possible action regarding the financial report and current fiscal year budget issues. (AISD, 10 minutes):

A. Financial Report

Frank said this report is for the month ending March 31. As of then, GAATN had taken in $1.87 million in revenue and expended $1.26 million. This left an ending fund balance of $2.3 million plus the $2.1 million emergency reserve for a total of $4.4 million. If you have any questions, please email Sarah.

10. Meeting and Action Items Summary: Frank reviewed the following action items for management and legal from this meeting:

- Management – Discuss possible GAATN project moratorium.
- Management – Create standing agenda item for GAATN NOCC relocation for both Tech and Board meetings.
- Legal – review scope of use of hotel occupancy taxes with regard to the relocation of the GAATN NOCC.

11. **Confirm date, time, and location for the next regular Board meeting on June 6, 2023 at 1:30 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on Microsoft Teams.**
    The date, time, and location for the next regular Board meeting were confirmed; the meeting adjourned at 2:13 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
June 6, 2023 1:30 p.m.
LCRA Service Center at 3505 Montopolis, Austin, Texas 78744
Building A, Room A502/503
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 521 878 49#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:30 p.m.
   The following announced as present at the start of the meeting:
   Dain Herbat, on behalf of Travis County (on site)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   John Greiner, on behalf of Austin ISD (remote)
   Bo Kinsey, on behalf of Travis County (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Syd Falk, GAATN attorney (remote)
   Frank Ammons, on behalf of GAATN (remote)
   Carlos DeMatos , on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   A quorum was established at roll call.
   Members of the public/GAATN contractors:
   Marco Espericueta, on behalf of Austin Energy (remote)
   Doug Wilson, on behalf of JC Communications (remote)
   Chris Gonzales, on behalf of BryComm (remote)

2. **Citizen Communications:** There were no citizen communications.

3. **Review and Approve the minutes for the regular Board Meeting of May 2, 2023:**
   Gary Weseman moved to approve the draft minutes as presented; Steve Pyle seconded the motion and it passed unanimously.

4. **Consent Agenda Items: Operational Contract Renewals/Approval AND/OR Recommendations from the May 16, 2023 Technical Subcommittee Meeting:**
   Jaime asked about the contract amendment for BryComm; Syd explained it was some inserts that were statutorily required but did not change the scope or price of the contract. Jaime Guerra moved to approve Agenda Items 4A and 4B from the Consent Agenda; Gary Weseman seconded the motion and it passed unanimously.
   A. **Operational Contract Renewal - Seeking approval for first of three possible one-year renewals for GAATN Maintenance agreement (AISD 21RFP063), including a contract amendment, for a term of July 1, 2023 to June 30, 2024 with BryComm LLC**
      APPROVED ON CONSENT.
   B. **Recommendation from Technical Meeting - Seeking approval for AISD D1N Marshall Middle School new node install entity-specific project at no cost to GAATN**

APPROVED ON CONSENT.

5. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Seeking conditional approval for Cap Metro license agreement for UT project**
   Frank reported that Cap Metro approved GAATN's final redlines and that the agreement was ready for execution with GAATN's approval. Jaime noted that UT will reimburse GAATN for the annual license fees. Jaime Guerra moved to approve the Cap Metro license agreement for the UT project; Gary Weseman seconded the motion and it passed unanimously.
   B. **GAATN Backup NOCC relocation from Austin Convention Center**
   This item was discussed in executive session under Texas Government Codes 551.071, 551.089 and 418.181. Upon reconvening in open session, no further discussion was held and no action was taken.
   C. **Austin ISD 2022 Bond Impact to GAATN Super node sites**
   Frank reported that management held a meeting with Paul and Justin from Austin ISD and that the only campus that will be a full reconstruction will be Travis HS while Northeast ECHS and Crockett HS will be phased renovations. Regarding Travis HS, AISD said they can do with just B2S at that location, and it doesn't have to be a super node site for them. However, they may build the new Travis HS behind the current campus which would make it easier. AISD does not know when GAATN will have to relocate at this time but will notify GAATN asap. Frank said that, between these super node site changes, and the relocation of the newly constructed backup NOCC, this is an unprecedented impact for GAATN. Frank urged John with AISD to ensure his staff keeps management up to date with regards to these renovations and reconstruction so there is plenty to time to plan. Frank said AISD cannot fund any future GAATN super node sites, but they are happy to facilitate GAATN funding a super node. John said he must have a meeting with construction management confirm the funding for these sites for AISD as well as the space for GAATN. Dain said Travis County still needs a super node site in the area to jump rings. Steve said DIR jumps rings at that location as well. Dain asked if Frank had discussed an external building on the campus; Frank said they discussed it with AISD yesterday. John said Northeast ECHS would be a good example where they have the real estate to do it and he would want to get GAATN and AISD fiber pulled out into a separate structure before construction begins. He said he is still waiting for AISD to decide if they will build a new Travis HS at a separate site, because that will drive the construction dates. John said AISD has greatly reduced its need for super node sites but Northeast will most likely still be a data center for AISD. Dain said the super node were created as hubs to interconnect the super rings to the outer rings and is not related to any computing requirements in the facility itself.
   D. **Property damage claim against USIC for underground damage to A2N at 10th and Colorado on 4/29/23**
   This item was discussed in executive session under Texas Government Code 551.071. Upon reconvening in open session, no further discussion was held and no action was taken.
   E. **Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21**
   Syd reported that this litigation is still in the discovery phase and most likely will be for a while. He will continue to update the Board on the progress.

6. **Network Manager's Update:**
   A. **Project status report**
   Frank reported on the following upcoming and/or recently completed projects:
   - COA B2S ACC Marshalling Yard new node install – completed 6/1
   - COA C1N Fire Station 23 Temp Decommissioning – completed 5/31

   Gary asked about older projects that were still not completed including ones that said they were awaiting materials. Frank said that him and Carlos would work together to update those notes and

that management continues to work with Austin Energy (AE). He said that management is able to prioritize five jobs at a time with AE. Marco said that he would be happy to follow up with his team if Frank reaches out to him with any issues he is having with getting approvals.

B. Job budget report

Sarah reported that management is tracking 49 jobs totaling $3.45 million. So far for FY23, 15 jobs have been completed and $546k has been invoiced, which leaves 34 jobs pending and $2.9 million encumbered. The fund balance bottom line is $978k.

7. **Executive Session:** At 2:01 p.m., GAATN Board Chairman Dain Herbat adjourned the GAATN Board Meeting for closed session, under Texas Government Code sections 551.071, 551.089, and 418.181 ("H.B.9"), to seek legal advice or to preserve confidentiality as permitted by law (including but not limited to pending, anticipated or contemplated litigation concerning) regarding Agenda Items 5B and 5D.

   At 3:35 p.m. Dain Herbat reconvened the GAATN Board Meeting in open session. Agenda Items 5B and 5D were the only items discussed. Any additional discussion held or action taken on items discussed in executive session will be noted in the summary for that agenda item.

8. **Update Roll Call (only if executive session called):** An updated roll call was taken upon reconvening in open session and all GAATN Board Members that announced as present at the initial roll call confirmed their presence at the updated roll call. A quorum was re-established.

9. **Discussion and possible action regarding the financial report and current fiscal year budget issues:**

   A. Financial Report

   Sarah reported on the financial report for the month ending April 30, 2023. Dain asked how much GAATN had available to use on projects such as relocating the Backup NOCC. Sarah said that the fund balance bottom line of $978k is what is available once the new fiscal year starts. She said that GAATN has a fund balance policy that includes paragraphs about the unplanned projects fund and the emergency reserve. She said that GAATN could use the extra $250k for that as well, so that would be about $1.228 million available. She said anything beyond that the Board would have to approve the use of those funds as well as anything from the emergency reserve.

10. **Meeting and Action Items Summary:**

    Frank noted the following action items from this meeting:

    - Ensure project status report notes are current.
    - Review all AE projects that are pending approval and see if Marco can facilitate.
    - List of requirements for Backup NOCC from the subcommittee (needs vs. wants).
    - Gather information from members regarding the need of A1N and A2N to be in the Backup NOCC.

11. **Confirm date, time, and location for the next regular Board meeting on July 11, 2023 at 1:30 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on Microsoft Teams.**

    The date, time, and location for the next regular Board meeting were confirmed. The meeting adjourned at 3:44 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
July 11, 2023 1:30 p.m.
LCRA Service Center at 3505 Montopolis, Austin, Texas 78744
Building A, Room A502/503
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 260 408 576#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:30 p.m.
   The following announced as present at the start of the meeting:
   Dain Herbat, on behalf of Travis County (on site)
   Gary Weseman, on behalf of Austin Community College (remote)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Leslye Conoley, on behalf of City of Austin (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Syd Falk, GAATN attorney (on site)
   Frank Ammons, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   A quorum was established at roll call.
   John Greiner, on behalf of Austin ISD (remote) – joined at 1:34 p.m.
   Members of the public/GAATN contractors:
   Marco Espericueta, on behalf of Austin Energy (remote)
   Chris Gonzales, on behalf of BryComm LLC (remote)
   Doug Wilson, on behalf of JC Communications (remote) – joined at 1:44 p.m.

2. **Citizen Communications:** There were no citizen communications.

3. **Review and Approve the minutes for the regular Board Meeting of June 6, 2023:**
   Gary Weseman moved to approve the draft minutes as presented; Jaime Guerra seconded the motion and it passed unanimously.

4. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **GAATN FY24 Board and Technical Subcommittee Chair and Vice-Chair elections**
      The FY24 GAATN Board and Technical Subcommittee Chair and Vice-Chair elections were held. The four current officers were all re-elected to their positions for FY24.
      - **GAATN Board Chair – Dain Herbat re-elected for FY24**
        - Gary Weseman moved to nominate Dain Herbat as GAATN Board Chair; Steve Pyle seconded the nomination.
        - Steve Pyle moved to close nominations for GAATN Board Chair; Dain Herbat seconded the motion and it passed unanimously.
        - Jaime Guerra moved to re-elect Dain Herbat as GAATN Board Chair; Gary Weseman seconded the motion and it passed unanimously.
      - **GAATN Board Vice-Chair – Gary Weseman re-elected for FY24**

  - Steve Pyle moved to nominate Gary Weseman as GAATN Board Vice-Chair; Leslye Conoley seconded the nomination.
  - Steve Pyle moved to close nominations for GAATN Board Vice-Chair; Dain Herbat seconded the motion and it passed unanimously.
  - Dain Herbat moved to re-elect Gary Weseman as GAATN Board Vice-Chair; Steve Pyle seconded the motion and it passed unanimously.
- **GAATN Technical Subcommittee Chair – Jaime Guerra re-elected for FY24**
  - Gary Weseman moved to nominate Jaime Guerra as GAATN Technical Subcommittee Chair; John Greiner seconded the nomination.
  - Dain Herbat moved to close nominations for GAATN Technical Subcommittee Chair; Gary Weseman seconded the motion and it passed unanimously.
  - Dain Herbat moved to re-elect Jaime Guerra as GAATN Technical Subcommittee Chair; John Greiner seconded the motion and it passed unanimously.
- **GAATN Technical Subcommittee Vice-Chair – Steve Pyle re-elected for FY24**
  - Jaime Guerra moved to nominate Steve Pyle as GAATN Technical Subcommittee Vice-Chair; Gary Weseman seconded the nomination.
  - Dain Herbat moved to close nominations for GAATN Technical Subcommittee Vice-Chair; Gary Weseman seconded the motion and it passed unanimously.
  - Dain Herbat moved to re-elect Steve Pyle as GAATN Technical Subcommittee Vice-Chair; John Greiner seconded the motion and it passed unanimously.

B. GAATN Backup NOCC relocation from Austin Convention Center

This agenda item was discussed in executive session under Texas Government Codes 551.071, 551.089, and 418.181. Upon reconvening in open session, Dain announced that Steve would be replaced by Paul Hodge with Austin ISD on the Backup NOCC Subcommittee. The revised Backup NOCC subcommittee is Bo Kinsey, Jaime Guerra, and Paul Hodge.

C. Austin ISD 2022 Bond Impact to GAATN Super node sites

John Greiner said there were no significant updates for this meeting. AISD is onboarding architects in August, and he hopes to have more information around that timeframe. Frank said this will continue to be a standing agenda item at the tech and board meetings.

D. Property damage claim against USIC for underground damage to A2N at 10th and Colorado on 4/29/23

Sarah reported that USIC paid the full claim amount of $5,878 on July 7, 2023. She noted this is the last update on this claim. Dain thanked management and legal for a quick resolution on this claim.

E. Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21

This agenda item was discussed in executive session under Texas Government Code 551.071. Upon reconvening in open session, no additional discussion was held and no action was taken.

5. Network Manager's Update:

A. Project status report

Frank reported on the following recently completed projects:

- C1S Emergency repair at 405 Eberhart Lane – damage caused by Wright Tree Trimming – completed 6/27
- B2S/D1N Longhorn Dam pedestrian bridge relocation – completed 6/15

B. FY23 and FY24 Job budget reports

Sarah reviewed the final FY23 and preliminary FY24 job budget reports.

- FY23 – GAATN completed 23 jobs in FY23 and paid out expenses on 35 jobs. The total MAC expenses paid out in FY23 was $880k. 32% of expenses paid out in FY23 were for developer-

initiated projects and 24% were for GAATN-driven projects. 68% of expenses paid out in FY23 were for jobs approved in FY23; this included temporary repairs and a couple of large developer-driven projects.

- FY24 – GAATN is starting the new fiscal year tracking 32 jobs with $2.6 million encumbered. 45% of those encumbrances are for developer-driven projects and GAATN is expecting to be reimbursed for most of that cost from TxDOT. GAATN carried over $1.88 million of project encumbrances from FYs20-23. The fund balance bottom line with all projects awarded is $1.143 million.

Dain asked about putting a moratorium on projects until GAATN is able to fund the Backup NOCC relocation. Frank said that management is working with the contractors to identify which projects have not incurred expenses and can be delayed.

C. Notification of GAATN Property Insurance RFP to be issued July 2023 and request for evaluation subcommittee volunteers

Sarah reported that the GAATN Property Insurance RFP will be issued on July 25, 2023 and will close on August 22, 2023 with a goal to bring the recommendation to the September 5 Board meeting for approval. She asked for two volunteers to serve on the evaluation subcommittee along with Frank. Leslye and Gary volunteered to participate.

6. **Executive Session:** At 2:01 p.m., Dain Herbat adjourned the GAATN Board meeting for closed session, under Texas Government Code sections 551.071, 551.089 and 418.181 ("H.B.9"), to seek legal advice or to preserve confidentiality as permitted by law (including but not limited to pending, anticipated or contemplated litigation concerning) regarding Agenda Items 5B and 5E.

   At 3:22 p.m., Dain Herbat reconvened the GAATN Board meeting in open session. Agenda Items 5B and 5E were the only items discussed in executive session. Any additional discussion held or action taken on agenda items discussed in executive session will be noted in the summary for that agenda item.

7. **Update Roll Call (only if executive session called):** An updated roll call was taken upon reconvening in open session. All members that announced as present at the initial roll call, announced as present again at the updated roll call. Additionally, John Greiner with Austin ISD, who joined the meeting after the initial roll call, announced as present at the updated roll call. A quorum was re-established after executive session.

8. **Discussion and possible action regarding the financial report and current fiscal year budget issues:**

   A. Financial Report

   Sarah reviewed the AISD/GAATN overall financial report for the month ending May 31, 2023. She asked members to review and send any questions to her via email.

9. **Meeting and Action Items Summary:**

   Frank noted the following action items for management and/or legal from this meeting:

   - Send GAATN Teardown and Damage policy link to members as well as the GAATN Technical Guidelines.

10. **Confirm date, time, and location for the next regular Board meeting on August 8, 2023 at 12:30 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on Microsoft Teams.**

    The date, time, and location for the next regular Board meeting were confirmed; the meeting adjourned at 3:27 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
August 8, 2023 12:30 p.m.
LCRA Service Center at 3505 Montopolis, Austin, Texas 78744
Building A, Room A502/503
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 250 817 435#

MINUTES

1. **Call to Order and Roll Call:**
GAATN Board Chairman Dain Herbat called the meeting to order at 12:30 p.m.
The following announced as present at the start of the meeting:
Dain Herbat, on behalf of Travis County (on site)
Steve Pyle, on behalf of State of Texas DIR (remote)
Jaime Guerra, on behalf of UT-Austin (remote)
Leslye Conoley, on behalf of City of Austin (on site)
Mace Royston, on behalf of LCRA (remote) – left meeting at 3:00 p.m.
Mike Lohrstorfer, on behalf of Austin ISD (remote)
Anthony Breckenridge, on behalf of City of Austin (remote)
Harold Nall, on behalf of UT-Austin (remote)
Bo Kinsey, on behalf of Travis County (remote)
Syd Falk, GAATN attorney (remote)
Frank Ammons, on behalf of GAATN (on site)
Carlos DeMatos, on behalf of GAATN (remote)
Sarah Eichelberger, on behalf of GAATN (remote)
A quorum was established at roll call.
Other attendees:
Kerrica Laake, on behalf of City of Austin CTM (on site) – left meeting at 1:46 p.m.
Doug Wilson, on behalf of JC Communications (remote)
Rolando Fernandez, on behalf of Austin Convention Center (on site) – arrived at 1:15 p.m., left meeting at 1:46 p.m.
Rodney Gonzales, on behalf of City of Austin (on site) – arrived at 1:33 p.m., left meeting at 1:46 p.m.
Marco Espericueta, on behalf of Austin Energy (remote) - left meeting at 1:46 p.m.
Chris Gonzales, on behalf of BryComm (remote)

2. **Annual evaluation of network management SLA**
The Board held the annual evaluation of the SLA between GAATN and the City of Austin for network management. Overall, the network management team scored a 4.93 out of 5.

3. **Short Break**
A short break was taken at 12:53 p.m. and the meeting resumed at 1:00 p.m.

4. **Citizen Communications:** There were no citizen communications.

5. **Review and Approve the minutes for the regular Board Meeting of July 11, 2023:**
Dain Herbat moved to approve the draft minutes as presented; Leslye Conoley seconded the motion and it passed unanimously.

6. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Seeking approval to amend previously adopted minutes from the GAATN Board Meeting of January 7, 2002 to correct meeting date from January 7, 2001 to January 7, 2002**
   Sarah explained that Wayne Wedemeyer noticed that the meeting year was listed as 2001 instead of 2002 for the January 7, 2002 minutes. Jaime Guerra moved to approve amending the previously adopted Board meeting minutes of January 7, 2002 to correct the meeting date year; Mace Royston seconded the motion and it passed unanimously.
   B. **GAATN awarded MAC projects that can be delayed until Backup NOCC relocation totaling $247k**
   Sarah noted that, at the last Board meeting, the Board asked management to look into which awarded projects could be delayed until after the funding for the Backup NOCC relocation was secured. Sarah said that management worked with BryComm and identified six projects with encumbrances totaling $247k that could be delayed. She explained that she had previously asked Syd if the Board needed to take any action and he said that they did not since they were not rescinding the awards, just delaying them. With the encumbrances for those six jobs added back to the fund balance, the fund balance bottom line is $1.389 million.
   C. **Austin ISD 2022 Bond Impact to GAATN Super node sites and request to appoint related subcommittee**
   Mike said there were no updates for this item at this time. Dain asked to delay appointing a subcommittee until the upcoming Tech meeting when more members are present.
   D. **GAATN Backup NOCC relocation and decommissioning**
   Rodney Gonzales, Assistant City Manager, stated that City leadership has discussed the issue of the required relocation of the GAATN Backup NOCC with the City Manager's Office. He said, as the team has indicated before, that they are prepared to assist in the relocation as much as possible. He said they recognize that it's early into the location of the NOCC and they also recognize that it was contemplated that the Convention Center would be demolished. He said they are at that juncture but they don't want to make it seem like they are not a partner; he said the City is certainly a partner in this as they have been with GAATN from the very beginning and the team is ready to be creative as to how they might be able to make this happen for the benefit of all parties. Dain said GAATN didn't predict that it would be in this situation so soon; he said GAATN has a five-year term but certainly thought it would go much longer than that. Dain noted the site that GAATN vacated, the old Austin ISD headquarters, had previously housed GAATN for 25 years. Dain said this will be impactful to GAATN if it can't get the second NOCC operational in time, as the network will be down to a single point of failure which is a risk. Dain said the other impact is the financial one and that GAATN will be short; GAATN spent years of project funds to pay for the Convention Center NOCC. Kerrica Laake noted that is a shared risk and the City wants to make sure that there is a primary and secondary NOCC at all times. She said the City needs to dig down and figure out what they can provide in kind and what creative things they can do in order to make sure there is a backup NOCC in place to provide continuity for many years to come. Rodney said the City is not looking at terminating the agreement, but they wanted to provide the one-year notice of the demolition of the Convention Center per the terms of the ILA. He reiterated that the City is a partner of GAATN and they fully intend to work with everyone at the table to make the relocation a success; he said they want to minimize the cost as much as possible, so it's not just a burden for the partner agencies. He said they are prepared and ready to do whatever they can to make the relocation happen before the demolition and to make sure the relocation is as low cost as possible. Dain thanked the City representatives for their input and partnership. Dain asked Frank if there were any subcommittee updates about this agenda item; Frank said that Carlos sent out power requirements polling to all members and asked members to please get that information back to management so it can be reviewed in the August Tech meeting. Jaime said the subcommittee echoes the intention to keep the cost down and has reviewed multiple possible locations that will provide longevity for the

secondary NOCC. The remainder of this agenda item was discussed in executive session under Texas Government Code 551.071, 551.089, and 418.181. Upon reconvening in open session, no additional discussion was held and no action was taken.

E. Underground damage at B1N Hwy 183 and Technology Blvd on 8/1/23

Frank reported that on 8/1, GAATN fiber was damaged at Highway 183 and Technology Blvd by a contractor working for TxDOT on the 183 Mobility Project. The fiber was located in a TxDOT duct bank when it was damaged. Frank said that GAATN fiber will have to be relocated and management is scheduled to have a meeting with the parties on Friday to review the plans and discuss options for relocation. Dain asked if the GAATN claim policy is being followed. Frank said management is still gathering information but would follow the claim policy once they have the information needed to proceed.

F. Property damage claim against Wright Tree Services for damage to C1S at 405 Eberhart Lane on 6/27/23

This agenda item was discussed in executive session under Texas Government Code 551.071, 551.089, and 418.181. Upon reconvening in open session, no additional discussion was held and no action was taken.

G. Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21

This agenda item was discussed in executive session under Texas Government Code 551.071, 551.089, and 418.181. Upon reconvening in open session, no additional discussion was held and no action was taken.

7. Network Manager's Update:

A. Update on GAATN Disaster Recovery Plan

Frank reported that the finalized GAATN DR plan was sent to the DR subcommittee on 7/13, the Technical Subcommittee on 7/17, and was reviewed by the Technical Subcommittee at the 7/25 meeting. On 7/26, management sent out the finalized DR plan to all Board and Tech members and also sent the Ring Restoration Priority Rankings by Entity to each member for their review and ranking with responses due on 8/16. Management will compile all of the rankings to complete that attachment. The final attachments and plan will be reviewed for recommendation to the Board at the 8/22 Tech meeting. The plan and attachments are also posted on the GAATN SharePoint.

B. Project status report

Frank reported on the following upcoming and recently completed projects:

- C2S TxDOT Oak Hill Pkwy phase 1 – scheduled to complete 8/10
- B2S emergency repair at 6010 E. Riverside – completed 7/12
- C1N emergency repair at Berkman Dr. & Hwy 290 – completed 7/26
- B1N emergency repair at Hwy 183 and Technology Blvd. – completed 8/3
- 183N Mobility Project – this is related to the damage repair. GAATN will have to be relocated from the TxDOT conduit and this will be a standing agenda item until the project is approved by the GAATN Board.

C. Job budget report

Sarah reported that management is tracking 32 jobs totaling $2.6 million including the six jobs marked for delay. There were $1.88 million in project encumbrances carried over from FYs 20-23. GAATN is expecting reimbursement for $912k in project encumbrances from TxDOT projects. The fund balance bottom line is $1.389 million.

D. RFP for GAATN Property Insurance (AISD 24RFP006) closing August 22, 2023

Sarah reported that the RFP for GAATN Property Insurance will close on August 22 and a recommendation for award is expected to be brought to the September 5 Board meeting.

8. **Executive Session:** At 1:46 p.m., Dain Herbat adjourned the GAATN Board meeting for closed session, under Texas Government Code sections 551.071, 551.089, and 418.181 ("H.B.9"), to seek legal advice or to preserve confidentiality as permitted by law (including but not limited to pending, anticipated or contemplated litigation concerning) regarding Agenda Items 6D, 6F, and 6G.

   At 2:59 p.m. Dain Herbat reconvened the GAATN Board in open session. Any additional discussion held or action taken on agenda items discussed in executive session will be noted in the summary for that agenda item.

9. **Update Roll Call (only if executive session called):** An updated roll call was held upon reconvening in open session. All Board members that announced as present at the start of the meeting announced as present at the updated roll call with the exception of Mace Royston, who left the meeting at 3:00 p.m. A quorum was re-established.

10. **Discussion and possible action regarding the financial report and current fiscal year budget issues. (AISD, 10 minutes):**
    A. Financial Report
    Sarah reviewed the final FY23 financial report for the month ending June 30, 2023. Overall, the GAATN fund balance increased by $50k. GAATN took in $2.087 million in revenue and expended $2.036 million. GAATN ended the fiscal year with a total fund balance of $3.845 million, which includes the $2.1 million in emergency set aside.

11. **Meeting and Action Items Summary:**
    Frank noted the following action items taken from this meeting:
    - Updated decommissioning/relocation costs
    - Approach City of Austin regarding Fire Station 4 (real estate, fire, EMS) for Backup NOCC
    - COA memo for use of Fire Station 4 for Backup NOCC
    - COA in-kind contributions for Backup NOCC relocation

12. **Confirm date, time, and location for the next regular Board meeting on September 5, 2023 at 1:30 p.m. at City of Austin Permitting and Development Center 6310 Wilhelmina Delco Dr, Room 1202, Austin, TX 78752 and via Video Conference on Microsoft Teams.**
    The date, time, and location for the next Board meeting were confirmed; the meeting adjourned at 3:09 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
September 5, 2023 1:30 p.m.
City of Austin Permitting and Development Center
6310 Wilhelmina Delco Dr, Rm 1202, Austin, TX 78752
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 972 200 656#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Vice-Chairman Gary Weseman called the meeting to order at 1:31 p.m.
   The following announced as present at the start of the meeting:
   Leslye Conoley, on behalf of City of Austin (on site)
   Gary Weseman, on behalf of Austin Community College (on site)
   Syd Falk, GAATN attorney (on site)
   Bo Kinsey, on behalf of Travis County (remote)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Robert Saddler, on behalf of LCRA (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Mike Lohrstorfer, on behalf of Austin ISD (remote)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Frank Ammons, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   A quorum was established at roll call.
   GAATN Contractors/Members of the public:
   Chris Gonzales, on behalf of BryComm (remote)
   Doug Wilson, on behalf of JC Communications (remote)
   Marco Espericueta, on behalf of Austin Energy (remote)

2. **Citizen Communications:** There were no citizen communications.

3. **Review and Approve the minutes for the regular Board Meeting of August 8, 2023:**
   Leslye Conoley moved to approve the draft minutes as presented; Jaime Guerra seconded the motion and it passed unanimously.

4. **Consent Agenda Items Reviewed and Recommended for Approval at the August 22, 2023 Technical Subcommittee Meeting**
   A. **Seeking approval for GAATN Disaster Recovery Plan as discussed and recommended by the Technical Subcommittee**
      Jaime Guerra moved to approve the GAATN Disaster Recovery Plan as discussed and recommended by the Technical Subcommittee; Leslye Conoley seconded the motion and it passed unanimously.

5. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Seeking approval to award AISD 24RFP006 GAATN Property Insurance to Brown & Brown Insurance Agency with an initial term of November 1, 2023 to October 31, 2024 with four possible one-year renewals and to choose one of four Hartford Inland Marine Property policy options**
      Sarah reported that the RFP for GAATN Property Insurance was issued on 7/25 and closed on 8/22

and GAATN received one response from the current insurance agent. She reviewed the coverage options and premium costs. She said the evaluation subcommittee recommended keeping the same level of coverage with $6 million stop loss and $50k deductible at a cost of $99,778. She noted that the next agenda item will include a request for a fund balance transfer to supplement the FY24 insurance line item to cover this policy and the other liability policies that GAATN has. Jaime Guerra moved to award AISD 24RFP006 GAATN Property Insurance to Brown & Brown Insurance Agency with an initial term of November 1, 2023 to October 31, 2024 with four possible one-year renewals and to bind the $6 million stop loss $50k deductible policy with a premium of $99,778; Steve Pyle seconded the motion and it passed unanimously.

B. Seeking approval to transfer up to $25k from GAATN Fund Balance to GAATN FY24 budget to increase GAATN Insurance budget line item by $25k

Sarah reported that, with the property insurance coverage that GAATN approved, a $10k fund balance transfer would be necessary to supplement the FY24 GAATN Insurance budget line item. Leslye Conoley moved to approve the transfer of $10k from the GAATN fund balance to the GAATN FY24 Insurance budget line item to increase it to $110k; Steve Pyle seconded the motion and it passed unanimously.

C. Austin ISD 2022 Bond Impact to GAATN Super node sites and request to appoint related subcommittee

Mike said there was no update on this item today.

D. Seeking approval to adopt Backup NOCC Subcommittee and Technical Subcommittee recommendation to pursue Fire Station 4 as the new Backup NOCC location

Frank reported that, at the August Technical meeting, the Technical Subcommittee voted to recommend the Backup NOCC Subcommittee's recommendation to proceed with pursuing Fire Station 4 as the new backup NOCC location. He said the rough estimate for the relocation, not including the decommissioning (approximately $650k), is $600k. He noted this does not include any potential project management fees from COA Public Works, if they need to be involved, and should be considered a rough estimate. Frank said this is just an approval to formally pursue Fire Station 4 as the new Backup NOCC location, but is not committing GAATN to any funding at this time. Frank said he met with the Fire Station Chief and the Chief wants to make sure that GAATN has given the green light to move forward. Once the project has been fully estimated, those firm costs will be brought back to the Board for project approval. Jaime Guerra moved to pursue Fire Station 4 as the new GAATN Backup NOCC location; Bo Kinsey seconded the motion and it passed unanimously.

E. New GAATN Backup NOCC Location Agreement

Syd said that he recommends that GAATN get a tentative approval from COA for Fire Station 4 before proceeding with the ILA. Once GAATN gets that approval, he will begin engaging with COA legal to draft a new ILA for the new Backup NOCC using the original Backup NOCC ILA as a template. Syd doesn't think there will need to be much re-drafting of the ILA, so he anticipates it should go smoothly unless the COA requires special terms/conditions not in the original ILA.

F. Seeking approval for C1S Permanent Repair at 405 Eberhart Lane in an amount not to exceed $129k to be funded from GAATN FY24 MAC budget

This agenda item was discussed in executive session under Texas Government Code 551.071 and 418.181. Upon reconvening in open session, Jaime Guerra moved to approve the C1S permanent repair at 405 Eberhart Lane in an amount not to exceed $129k to be funded from the GAATN FY24 MAC budget; Steve Pyle seconded the motion and it passed unanimously.

G. Property damage claim for underground damage at B1N Hwy 183 and Technology Blvd on 8/1/23

This agenda item was discussed in executive session under Texas Government Code 551.071 and 418.181. Upon reconvening in open session, no additional discussion was held and no action was taken.

H. Property damage claim against Wright Tree Services for damage to C1S at 405 Eberhart Lane on

6/27/23
This agenda item was discussed in executive session under Texas Government Code 551.071 and 418.181. Upon reconvening in open session, no additional discussion was held and no action was taken.

I. Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21
This agenda item was discussed in executive session under Texas Government Code 551.071 and 418.181. Upon reconvening in open session, no additional discussion was held and no action was taken.

6. Network Manager's Update:

A. Project status report
Frank reported on the following upcoming and recently completed projects:
- A1N upgrade project segment 10 – scheduled to complete 9/7
- A1N upgrade project segment 2 – scheduled to complete 9/21
- A1N upgrade project segment 8 – scheduled to completed 9/28
- C1N Emergency repair at Braker Lane (gunshot) – completed 8/28
- A1N Emergency repair at 4301 Speedway (bus) – completed 8/24

B. Job budget report
Sarah reported that management is tracking 35 jobs totaling $2.75 million. So far for FY24, 2 jobs have been completed and $85k has been invoiced. With the six delayed jobs removed from the encumbrances, the fund balance bottom line is $1.24 million.

C. Notification of RFP for GAATN Underground Locate Service to be issued in October 2023
Sarah reported that the RFP for GAATN Underground Locate Service will be issued in October. She requested two Board volunteers to serve on the evaluation subcommittee along with Frank. Steve Pyle and Gary Weseman volunteered to be on the subcommittee.

7. Executive Session: At 2:05 p.m., Gary Weseman adjourned the GAATN Board of Directors for closed session, under Tex. Gov't Code sections 551.071 and 418.181 ("H.B. 9"), to seek legal advice or to preserve confidentiality as permitted by law (including but not limited to pending, anticipated or contemplated litigation concerning) regarding Agenda Items 5F, 5G, 5H, and 5I. At 2:18 p.m., Gary Weseman reconvened the GAATN Board in open session for discussion and actions, if any, on matters considered in closed session. Any additional discussion held or action taken on items discussed in executive session will be noted in the summary for that agenda item.

8. Update Roll Call (only if executive session called): An updated roll call was taken and all members that announced as present at the opening roll call reconfirmed their presence in the updated roll call. A quorum was re-established.

9. Discussion and possible action regarding the financial report and current fiscal year budget issues. (AISD, 10 minutes):

A. Financial Report
Sarah noted that there would not be a financial report this month as AISD is navigating the new system. She said next month would be the first report of the new fiscal year.

10. Meeting and Action Items Summary: Frank noted the following action items from this meeting:
- Prepare formal request for Fire Station 4 as the new backup NOCC location.

11. Confirm date, time, and location for the next regular Board meeting on October 3, 2023 at 1:30

p.m. at City of Austin Permitting and Development Center 6310 Wilhelmina Delco Dr, Room 1202, Austin, TX 78752 and via Video Conference on Microsoft Teams.

The date and time for the next regular Board meeting were confirmed. The location was corrected to LCRA Service Center at 3505 Montopolis Austin, TX 78744, Room A502 and via Microsoft Teams. The meeting adjourned at 2:23 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
October 3, 2023 1:30 p.m.
LCRA Dalchau Service Center
3505 Montopolis Drive, Building A, Room A502, Austin, TX 78744
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 972 200 656#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:30 p.m.
   The following announced as present at the start of the meeting:
   Dain Herbat, on behalf of Travis County (on site)
   Leslye Conoley, on behalf of City of Austin (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Mike Lohrstorfer, on behalf of Austin ISD (remote)
   Robert Saddler, on behalf of LCRA (remote)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Syd Falk, GAATN attorney (remote)
   Frank Ammons, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   A quorum was established at roll call.
   GAATN Contractors/Members of the public:
   Mark Stavis, on behalf of City of Austin (remote)
   Chris Gonzales, on behalf of BryComm (remote)
   Doug Wilson, on behalf of JC Communications (remote)

2. **Citizen Communications:**
   Leslye introduced Mark Stavis as the new IT Corporate Manager for City of Austin CTM Network Infrastructure and Operations Group. She noted that there would soon be new Board members appointed for the City of Austin.

3. **Review and Approve the minutes for the regular Board Meeting of September 5, 2023**
   Gary Weseman moved to approve the draft minutes as presented; Leslye Conoley seconded the motion and it passed unanimously.

4. **Board Chairperson Update (Approximately 45 minutes) – Discussion and possible action regarding:**
   A. **Notification of Election Blackout Dates requested by Travis County from October 18 to November 18, 2023**
      Frank notified the Board that Travis County requested elective project and maintenance blackout dates from October 18 to November 18 for the election. He said that only emergency repairs should be performed during this window. Frank noted that any projects previously scheduled for these dates will be moved out.

B. Seeking approval for GAATN 2024 Board and Technical Subcommittee Meeting Dates

Sarah reviewed the handout with the proposed 2024 meeting dates. All dates are on Tuesdays and all meetings will begin at 1:30 p.m. with the exception of the February and August Board meetings, which will begin at 1 p.m. for the SLA evaluations. Gary Weseman moved to approve the proposed 2024 GAATN meeting dates as presented; Steve Pyle seconded the motion and it passed unanimously.

C. Notification of GAATN Network Management SLA final renewal year ending August 31, 2024

Frank reported that the final renewal year for the network management SLA began on September 1 and ends on August 31. He said the COA Board Member will meet with COA/CTM Finance to determine the costs for the 2024 – 2029 SLA. This cost will be brought to either the November or December Board meeting and included in the FY2025 Proposed GAATN Budget. He noted that the SLA does require both GAATN and Austin City Council approval.

D. Austin ISD 2022 Bond Impact to GAATN Super node sites and request to appoint related subcommittee

Frank said the management team has not yet received an invitation from the AISD architect. He asked if AISD had any updates. Mike said AISD wants to do a walkthrough of the Backup NOCC to get ideas for the new Travis High School site. Frank asked Mike to reach out to him and Carlos to schedule the walkthrough.

E. Seeking approval for engineering, design, trenching, and fiber costs for the A1N, A2N, SRS, and SRN decommissioning projects at the GAATN Backup NOCC at a cost of $242k to be funded by the FY24 GAATN MAC budget

Frank stated that In April of 2023, GAATN received a memo from the City of Austin Convention Center Department which provided notification of the pending closure of the Austin Convention Center and that they anticipate closure of the facility in the spring of 2025 with demolition of the facility taking place soon thereafter. He said since then, GAATN Network Management has worked closely with the GAATN Chairs and City of Austin Management including the Austin Convention Center while making recommendations and presenting associated costs to the GAATN Board and Technical Subcommittee with continued recommendations that the decommissioning of the Backup NOCC within the Austin Convention Center take place as soon as possible, since the Management Team anticipates the entire decommissioning to take approximately 12 to 18 months to complete. He noted that, at the 9/19/23 Tech meeting, the Tech Committee recommended for approval the engineering and design for the decommissioning of the transport rings around the Convention Center. He said that management is also including the A2N permitting and excavation as well as the fiber costs for all four rings due to time constraints. All of these priority costs total $242k and will be funded from the FY24 MAC budget. The current fund balance bottom line is $1.34 million. If these costs are approved, the fund balance bottom line will be $1.1 million. Frank then reviewed the estimated cost that have been proposed for the total decommissioning of the Convention Center as well as a rough estimate of costs to relocate the NOCC to Fire Station 4 (FS4). Sarah then reviewed a financial forecast for FY24 – FY29 and the projected impact that the NOCC will have on GAATN's finances. Steve asked about the cost of running electrical to FS4. Frank said that cost would be determined by AE if GAATN receives approval to build the NOCC there. Gary and Steve expressed concern that the overall cost of the relocation will be higher than estimated. Frank noted that the decommissioning and the relocation are two separate projects that must be viewed and considered separately. He noted that management brought an estimated total cost due to Steve's request at the September tech meeting, but the agenda item for consideration today is funding of part of the decommissioning. Frank said that the decommissioning will have to occur regardless of what happens with the relocation and that management highly recommends that the Board approve what is requested today so that management can begin the decommissioning process. Jaime Guerra moved to approve the engineering, design, excavation, and fiber costs for the A1N, A2N, SRS, and

SRN decommissioning projects at the GAATN Backup NOCC at a cost of $242k to be funded by the FY24 GAATN MAC budget; Dain Herbat seconded the motion and it passed unanimously.

F. GAATN Backup NOCC relocation and associated agreement

Frank reported that, as of the September 5 Board meeting, the Board approved for GAATN to officially pursue Fire Station 4 as the new location for the Backup NOCC. He said a formal request letter, signed by Dain, was sent to the Fire Department on September 20. If GAATN receives approval from COA to place a building on the Fire Station 4 property, then GAATN legal will begin working with the COA attorney to draft an ILA using the current ILA as a template. Dain asked Leslye if there was any update since the request for Fire Station 4 was sent to the City of Austin Fire Department. Leslye said the appropriate people are aware and engaged, but she doesn't have any further update.

G. Property damage claim against Wright Tree Services for damage to C1S at 405 Eberhart Lane on 6/27/23

Sarah reported that the total cost of damages for the emergency and permanent repairs is $133,600.60. Management met with Wright Tree on 8/29 to review the permanent repair proposal. She said Wright paid the claim in full on 9/1, and sent GAATN a copy of the check. AISD has not yet received the check, but once they do, this claim will be fully resolved. This will be the final update on this item.

H. Property damage claim for underground damage at B1N Hwy 183 and Technology Blvd on 8/1/23

Sarah reported that the total cost for the temporary repair was $19,978.66. Management requested proof of the locates from USIC. USIC's investigation found that USIC was at fault and they opened up a claim for GAATN. USIC has stated that, per the agreement, they will pay for the restoration only, and they had some questions about the repair, which management answered. She said management is awaiting the final claim determination from USIC and will report back to the Board at the next meeting.

I. Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21

Syd said this suit is likely to start depositions in the near future and he will reach out to the appropriate people when the time comes.

5. Network Manager's Update:

A. Project status report

Frank reviewed the following upcoming and recently completed projects:

- A1N upgrade project Segment 1 – scheduled to complete 10/17
- A1N upgrade project Segment 11 – will be rescheduled from 11/2 due to election blackout
- SRS upgrade project Segment 1 – will be rescheduled from 11/16 due to election blackout
- C2S emergency repair at Escarpment, damage from unknown vehicle – completed 10/2
- A1N upgrade project Segment 8 – completed 9/28
- A1N upgrade project Segment 2 phase 1 – completed 9/21
- B1N temporary relocation Hwy 183 and Technology – completed 9/14
- A1N Damage at 4301 Speedway Drive #2, contractor error – completed 9/11
- A1N upgrade project Segment 10 – completed 9/7
- Travis County A2N Star Flight @ Dell node decommissioning – scheduled to complete 10/11
- COA A2N Town Lake Center node replacement – completed 9/28

B. Job budget report

Sarah reported that management is tracking 35 jobs totaling $2.79 million. For FY24, 3 jobs have been completed and $163k has been invoiced. The fund balance bottom line is $1.34 million.

C. Notification of Preliminary FY2025 GAATN Site List

Sarah noted that the Preliminary FY2025 GAATN Site List is now available on the GAATN SharePoint.

The changes for next year's site list are listed below the document. She will send an email to all members with instructions for making any changes to the site list. She noted that this will be brought to the November Tech and December Board meetings for approval.

D. AISD 24RFP005 for GAATN Underground Locate Service issued October 3
Sarah reported that the RFP for GAATN Underground Locate Services was issued by AISD on October 3 and will close on October 31. She said that notifications were sent to five vendors and also asked members to send any suggested vendors to her as well. She said a recommendation will be brought to the November Tech and December Board meetings for consideration of award.

6. **Executive Session:** There was no executive session.

7. **Update Roll Call (only if executive session called):** Since there was no executive session, an updated roll call was not taken.

8. **Discussion and possible action regarding the financial report and current fiscal year budget issues. (AISD, 10 minutes):**
   A. Financial Report
   Sarah reviewed the financial report for the month ending August 31, 2023. GAATN's ending fund balance, including the $2.1 million emergency set aside, was $3.8 million. She asked members to review the report and send her any questions they may have.

9. **Meeting and Action Items Summary:**
   - April eclipse work scheduling

10. **Confirm date, time, and location for the next regular Board meeting on November 7, 2023 at 1:30 p.m. at LCRA Dalchau Service Center 3505 Montopolis Drive, Building A, Room A502, Austin, TX 78744 and via Video Conference on Microsoft Teams.**
    The date, time, and location for the next regular Board meeting were confirmed; the meeting adjourned at 2:42 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
November 7, 2023 1:30 p.m.
LCRA Dalchau Service Center
3505 Montopolis Drive, Building A, Room A502, Austin, TX 78744
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 972 200 656#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:30 p.m.
   The following announced as present at the start of the meeting:
   Dain Herbat, on behalf of Travis County (on site)
   Gary Weseman, on behalf of Austin Community College (remote)
   Steve Martin, on behalf of City of Austin (remote)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Mike Lohrstorfer, on behalf of Austin ISD (remote)
   Paul Hodge, on behalf of Austin ISD (remote)
   Bo Kinsey, on behalf of Travis County (remote)
   Mark Stavis, on behalf of City of Austin (remote)
   Robert Saddler, on behalf of LCRA (remote)
   Syd Falk, GAATN attorney (on site)
   Frank Ammons, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   A quorum was established at roll call.
   Members of the public/GAATN Contractors:
   Leslye Conoley, on behalf of City of Austin (remote)
   Chris Gonzales, on behalf of BryComm (remote)
   Doug Wilson, on behalf of JC Communications (remote)
   Marco Espericueta, on behalf of Austin Energy (remote)

2. **Citizen Communications:** Leslye Conoley announced that she will retire in January and that the City has appointed Steve Martin, Deputy CIO, as the primary and Mark Stavis, IT Corporate Manager, as the alternate Board members for COA. She noted that Anthony Breckenridge will continue to be an alternate for the Technical Subcommittee for COA. Steve and Mark introduced themselves to the Board.

3. **Review and Approve the minutes for the regular Board Meeting of October 3, 2023:**
   Gary Weseman moved to approve the draft minutes as presented; Steve Pyle seconded the motion and it passed unanimously.

4. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Discussion of GAATN Network Management SLA for September 1, 2024 – August 31, 2029**
      Frank noted that, at the October Board Meeting, he notified the Board that the network management SLA between GAATN and the City of Austin was in its final renewal year. The SLA is a five-year agreement and the final year of the current SLA ends on August 31, 2024. Frank said that COA CTM Finance has determined the cost based on actual salaries and benefits of the three FTEs.

The handouts include the draft of the new SLA; the costs for the three FTEs are listed on Attachment B. Frank sent the draft version to Syd and Dain on October 26. The 1st year cost for the 3 FTEs on Attachment B will be included in the FY25 proposed GAATN budget. Dain said that now would be the time to begin discussing any additional duties that management has assumed or that members would like for them to assume. Steve Pyle said he didn't have any; Gary said he couldn't think of any but would review his notes prior to the next Board meeting. Jaime asked about the possibility of adding an additional resource if needed, since there was a note in the draft to insert language for that option in the future. Dain asked Syd about the term of the SLA and whether GAATN can choose to negotiate with the City if an additional resource is needed later; Syd said yes that GAATN and the City can negotiate that if needed at a later time. Dain asked Frank how much lead time the City needs. Frank said this will need to be approved by Austin City Council and that could take anywhere from two months or longer. Leslye recommended that it be finalized by February so it could be put on the Council agenda in time. Dain asked members to review the draft SLA prior to the next Board meeting since the first year amount will be included in the FY25 Budget that will be brought to the December Board meeting.

B. Austin ISD 2022 Bond Impact to GAATN Super node sites and request to appoint related subcommittee

Frank noted that this agenda item has been discussed at both the Board and Tech levels since April. He said that network management did a walkthrough of the Backup NOCC with AISD as requested by AISD at the last Board meeting. Paul said he has preliminary architectural drawings for Travis High School that he would like to show the Technical Subcommittee. He said they have identified two potential sites for the data room that he would like GAATN's input on and they will include space for other GAATN members. He said that AISD would like to discuss the possibility of reusing some of the GAATN equipment from the GAATN Backup NOCC in the new AISD room at Travis High School. Paul said they are looking at constructing the room around Summer 2025. Dain asked Paul if Travis High School will be the only super-node site that will be impacted; Paul said they have not received the drawings for Northeast and Crockett so it is unknown at this time if there will be any impact to GAATN at those two schools. He noted that Travis will be the only full reconstruct, whereas the other two will be phased renovations.

C. GAATN Backup NOCC relocation and associated agreement

Frank reported that, at the September 5 Board meeting, the Board approved for GAATN to officially pursue Fire Station 4 as the new location for the Backup NOCC. A formal request letter, signed by Dain, was sent to the Fire Department on September 20. At the October 3 Board meeting, Leslye said that all the appropriate parties at the City of Austin are aware and engaged with the request, but there was no new information to report at this time. Steve Martin said he doesn't have any updated information at this time, but he will follow up and get back to Dain as soon as possible. Dain said that he is available to Steve for any calls or meetings if needed. Dain asked management if there is a firm list of equipment that will be reused; Frank said they don't have a firm list yet due to the ongoing discussions of how GAATN will vacate the Convention Center and what will be reused for the new NOCC. Paul said AISD is looking to reuse the UPS and in-row coolers.

D. Property damage claim against USIC for underground damage at B1N Hwy 183 and Technology Blvd on 8/1/23

This agenda item was discussed in executive session under Texas Government Code 551.071. Upon reconvening in open session, Dain Herbat moved to accept the settlement from USIC for the damage claim at B1N Hwy 183 and Technology Blvd on 8/1/23 in the amount of $9,750; Gary Weseman seconded the motion and it passed unanimously.

E. Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21

This agenda item was discussed in executive session under Texas Government Code 551.071. Upon

reconvening in open session, there was no additional discussion held or action taken.

5. **Network Manager's Update:**
   A. **Project status report**
   Frank reported on the following upcoming and recently completed projects:
   - A1N Upgrade Project Segment 4 – scheduled to complete 11/22
   - SRS Upgrade Project Segment 2 – scheduled to complete 11/30
   - COA B2S Riverside CTM HQ node decommissioning – scheduled to complete 11/20
   - TC A2N Star Flight Dell Seton node decommissioning – completed 10/11

   Carlos spoke to the following three incidents that happened since the previous Friday:
   - SRN Emergency repair at Gullet completed 11/5 – hit by chainsaw (no responsible party identified, but believed to be tree trimmers). Carlos has contacted Austin Energy vegetation management to see if they can identify if tree trimmers were working for them at that date/location. A permanent repair will be assessed.
   - D1N Emergency repair at Harold Court in process of completion 11/7 – vandalism (no responsible party identified). A permanent repair will be assessed.
   - C2S at Oak Hill Emergency repair in process of assessment/will be completed 11/7 – teardown (no responsible party identified). It is unknown at this time if a permanent repair will be needed.

   Jaime asked Chris about the splicing date for the JJ Pickle Campus UT project; Chris said it should be completed in the next 30 days.

   B. **Job budget report**
   Frank reported that Management is tracking 37 jobs totaling $2.8 million. So far for FY24, $239k has been invoiced. Also, to date for this fiscal year, $139,479 in damage claims has been recovered. The fund balance bottom line is $1.33 million.

   C. **Reminder of FY2025 GAATN Site List**
   Frank said this is just a reminder to all members who have not yet responded regarding the FY25 site list. He noted that, for those that have responded, any requested changes have been made and will be included on the Proposed Site List that will be brought to next week's Tech meeting. He said Sarah sent individual reminder emails out to those who did not respond by the deadline.

   D. **AISD 24RFP005 for GAATN Underground Locate Service closed October 31**
   Frank noted that the RFP closed on 10/31 and there were three respondents. The evaluation team of Gary, Steve, and himself will review and score the submissions; their scores will be averaged together to come up with the vendor rankings. He said the scoring and recommendation will be brought to next week's Tech meeting and then to the December Board meeting.

6. **Executive Session:** At 2:15 p.m. Chairman Dain Herbat adjourned the GAATN Board for closed session under Tex. Gov't Code section 551.071 to seek legal advice or to preserve confidentiality as permitted by law (including but not limited to pending, anticipated or contemplated litigation concerning) regarding Agenda Items 4D and 4E.

   At 2:58 p.m., Dain Herbat reconvened the GAATN Board in open session. Any additional action taken or discussion held on items discussed in executive session will be noted in the summary for that agenda item.

7. **Update Roll Call (only if executive session called):** An updated roll call was taken and all members who announced as present at the opening roll call reconfirmed their presence at the updated roll call. A quorum was re-established.

8. **Discussion and possible action regarding the financial report and current fiscal year budget issues.**
   Frank reviewed the report provided by AISD is for the month ending September 30. As of September 30,

GAATN has received $288k in revenue and paid out $277k in expenses, leaving a month ending fund balance of $1.75 million. Dain asked members to review the report and send any questions you may have to Sarah. Jaime asked if there was a budget for a holiday luncheon; Frank said he would check and get back to him.

9. **Meeting and Action Items Summary:**
   Frank reviewed the following action items from this meeting:
   - Set up meeting with GAATN legal and AISD to discuss use of GAATN Backup NOCC equipment at AISD Travis High School new data room
   - Follow up with BryComm regarding Pickle Campus UT project splicing
   - Add agenda item for reviewing Travis High School drawings at Technical Subcommittee
   - Review rate of locates for the past several years

10. **Confirm date, time, and location for the next regular Board meeting on December 5, 2023 at 1:30 p.m. at LCRA Dalchau Service Center 3505 Montopolis Drive, Building A, Room A502, Austin, TX 78744 and via Video Conference on Microsoft Teams.**
    The date, time, and location for the next regular Board meeting were confirmed; the meeting adjourned at 3:05 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
December 5, 2023 1:30 p.m.
LCRA Dalchau Service Center
3505 Montopolis Drive, Building A, Room A502, Austin, TX 78744
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 972 200 656#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:30 p.m.
   The following announced as present at the start of the meeting:
   Paul Hodge, on behalf of Austin ISD (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Steve Martin, on behalf of City of Austin (remote)
   Dain Herbat, on behalf of Travis County (on site)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Mace Royston, on behalf of LCRA (on site)
   Mike Lohrstorfer, on behalf of Austin ISD (remote)
   Mark Stavis, on behalf of City of Austin (remote)
   Bo Kinsey, on behalf of Travis County (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Syd Falk, GAATN's attorney (on site)
   Sarah Eichelberger, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   A quorum was established at roll call.
   Members of the public/GAATN contractors:
   Marco Espericueta, on behalf of Austin Energy (remote)
   Doug Wilson, on behalf of JC Communications (remote)
   Chris Gonzales, on behalf of BryComm (remote)

2. **Citizen Communications:** There were no citizen communications.

3. **Review and Approve the minutes for the regular Board Meeting of November 7, 2023**
   Gary Weseman moved to approve the draft minutes as presented; Jaime Guerra seconded the motion and it passed unanimously.

4. **Consent Agenda Items: Operational Contract Renewals/Approval and/or Recommendations from the November 14, 2023 Technical Subcommittee Meeting**
   A. **Seeking approval for Proposed FY2025 GAATN Site List and Network Rights Percentages**
      Dain noted that the proposed site list was recommended for approval by the Technical Subcommittee and that it determines the calculation of the network rights percentages. He requested an agenda item for the next Board meeting to review the formula and spreadsheet for network rights percentages for the newer members. Jaime Guerra moved to approve the Proposed FY2025 GAATN Site List and Network Rights Percentages as presented; Gary Weseman seconded the motion and it passed unanimously.

5. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Recommendation from proposal evaluation committee for award of contract for GAATN Underground Locate Agreement (AISD 24RFP005) and seeking approval to make an award of a service contract for an initial term of January 27, 2024 to January 31, 2025 with four possible one-year renewals, subject to agreement by awardee to execute a contract satisfactory to GAATN legal**
   Sarah stated that the Locate Services RFP was issued by Austin ISD on October 3 and closed on October 31 with three vendors submitting a proposal. She noted that the evaluation team consisted of Frank, Gary and Steve Pyle; the evaluators independently reviewed and scored the responses. As reported at the November Tech meeting, the highest ranked vendor was USIC. At the November Tech meeting, the Technical Subcommittee voted to recommend for Board approval the RPF award to USIC pending successful negotiations between GAATN and USIC of the exceptions to the RFP language that USIC requested in their proposal. The remainder of this agenda item was discussed in executive session under Texas Government Code 551.071. Upon reconvening in open session, Dain Herbat moved to award AISD 24RFP005 GAATN Underground Locate Agreement to USIC, LLC for an initial term of January 27, 2024 to January 31, 2025 at a per-locate rate of $25 with four (4) possible one-year renewals, with the per-locate rate increasing $0.75 per renewal year, subject to agreement by USIC to execute a contract satisfactory to GAATN legal; Steve Pyle seconded the motion and it passed unanimously.
   B. **Discussion and possible approval for A2N 4th/Sabine Underground Joint Bore with Grande Communications at a cost not to exceed $50k and GAATN fund balance transfer of $50k**
   Carlos reported that Network Management was recently approached by Astound (Grande) Broadband with an offer to relocate GAATN facilities underground at 4th and Sabine Street under the Capital Metro rails in a joint bore with Google, Astound, and Spectrum. Under the agreement, GAATN will get one (1) four (4)-inch conduit that would attach to its current underground infrastructure to the North and to the developer underground conduit being constructed to the South. Management has a design print for the Board to review in executive session. Carlos said this offer has a short window and the Board must make a quick decision. Dain said these types of offers to share in a joint bore are usually of benefit to GAATN. Sarah said the quickest option for payment would be to have BryComm pay Astound directly and then GAATN would reimburse BryComm. The other option would be for GAATN to pay Astound directly, but that would require a fund balance transfer as well as establishing them as a new vendor in AISD's system. Paul with AISD said their new vendor system takes some time to onboard a new vendor, which could hinder GAATN's timeline. Sarah said if GAATN goes with the option of BryComm paying and then being reimbursed by GAATN, then a fund balance transfer would not be necessary. Syd said that the contract will look a little different if BryComm pays directly, because BryComm would need to be mentioned in the contract, but GAATN will be the ultimate owner of the conduit. The remainder of this agenda item was discussed in executive session under Texas Government Codes 418.181, 551.071, and 551.089. Upon reconvening in open session, Dain Herbat moved to approve the A2N 4th and Sabine Underground Joint Bore with Astound/Grande Communications at a cost not to exceed $50k allowing management to make either a direct payment to Astound or to be invoiced by BryComm with BryComm making a direct payment to Astound; Gary Weseman seconded the motion and it passed unanimously.
   C. **GAATN Network Management SLA for September 1, 2024 – August 31, 2029**
   Sarah reported that this agenda item was discussed at the October and November Board meetings. In the November Board meeting, the COA provided the draft SLA for 2024 – 2029, including the proposed annual costs for three (3) full time equivalents. She said that, in the November meeting, Dain had asked for members to determine whether there were any additional duties that needed to be added to the SLA. The proposed first year cost is included in the GAATN FY2025 Proposed Budget (Agenda Item 5F). Also, at the November meeting, Leslye recommended that this be finalized and

approved by GAATN by February/March so there is enough time to get it on the City Council agenda for approval. Dain asked members if they were satisfied with the SLA as is or had anything to add; Jaime said it looks correct as is. Jaime Guerra moved to approve the GAATN Network Management SLA between GAATN and the City of Austin for an initial term of September 1, 2024 – August 31, 2025 at a cost of $516,196 with four (4) automatic one (1)-year renewals at the yearly prices specified in SLA Attachment B; Steve Pyle seconded the motion and it passed unanimously.

D. GAATN Backup NOCC relocation, associated agreement, and subcommittee appointment

Steve Martin reported that he and GAATN management met with Austin Fire the previous week and spoke with Chief Richard Davis who has overall responsibility for Fire Station 4. He said that Chief Davis stated in the meeting, and put in writing, that they do not foresee any difficulty from the Fire Department's perspective. However, this request will have to go through a couple of other hurdles including the Austin Historical Society and the neighborhood homeowner's association, the approvals for which the Fire Department is pursuing. Chief Davis said in the meeting that he expects to have a letter of agreement from the Austin Fire Department Chief sometime in December and that he would be getting back to CTM Executive Management and other GAATN representatives soon regarding the necessary approvals. Dain mentioned that there were a lot of questions by the Fire Department regarding the construction of the Backup NOCC and there is not yet a subcommittee established for that purpose. Dain asked for volunteers for the Backup NOCC Construction Subcommittee; Jaime, Paul and Mark were appointed to the subcommittee. Carlos said that he will serve as a technical liaison to the subcommittee as well. Dain said that a subcommittee update will be a standing agenda item for both the Board and Technical meetings. Dain asked about the ILA between the City and GAATN; Syd he will contact Clark Cornwell, COA attorney, to get the ball rolling once the needed approvals have been obtained. Syd said the current ILA will be the template and it shouldn't take too long to get the new one completed. Jaime asked Carlos to try to set up a subcommittee meeting before the end of the year if possible.

E. GAATN Budget History and Forecast

Sarah presented the overall financial history from FY10 to FY23. She noted that from FY07 – FY11, GAATN had an annual budget at $2 million or higher, and in today's economy, that would equate to a $2.94 million budget. She said that GAATN operated on a bare bones budget from FY15 – FY22 because of the healthy project reserve that had accumulated over the years of GAATN having annual budget surpluses. She noted that operational costs have increased across the Board. In just the past five years, GAATN has experienced significant cost increases in locates, insurance, MAC labor and fiber. Additionally, project costs have increased substantially due to the emergency make ready requirements from Austin Energy. She reviewed the FY23 financial overview, which showed that 44% of expenditures were spent on MAC jobs, with 31% of that being for developer projects which were mostly at GAATN's cost (not reimbursable). She then reviewed the financial forecast from FY24 – FY29, illustrating a $2.5 million budget for FY25 & FY26 and then increasing to $2.6 million for FY27 – FY29. This forecast showed that the project reserve would decrease from $1.745 million in FY24 to $202k in FY29. She also mentioned that the estimates put together by network management for the construction of the Backup NOCC at Fire Station 4 are rough estimates and are subject to increase especially if the COA requires COA Public Works to manage the project.

F. GAATN FY2025 Proposed Budget

Sarah reviewed the GAATN FY2025 Proposed Budget of $2.5M, which is a $100k (4%) increase over the current fiscal year (FY24). She noted that the increase is small, but necessary due to the decommissioning and relocation of the Backup NOCC, which is roughly estimated to cost at least $1.7M. She said the FY2025 fiscal year will be from July 1, 2024 – June 30, 2025. Dain Herbat moved to approve the GAATN FY2025 Proposed Budget of $2.5M as presented; Steve Martin seconded the motion and it passed unanimously. The approved budget is included as an attachment at the end of these minutes.

G. Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21

This agenda item was discussed in executive session under Texas Government Code 551.071. Upon reconvening in open session, no additional discussion was held and no action was taken.

6. Network Manager's Update:

A. Project status report

Carlos reviewed the following upcoming and recently completed projects:

- A1N upgrade Segment 4 – scheduled to complete 12/7
- A2N 4th and Sabine joint bore – notice will be sent out once this approved work is scheduled
- SRN emergency repair (brittle fiber) at SRN15 – completed 11/8
- D1N emergency repair at Harold Court – completed 11/7
- C2S emergency node cables (COA/AISD) repairs – completed 11/7
- COA B1S Fire Station 53 Goodnight Ranch new node install – scheduled to complete 12/13
- UT B1N/C1N JJ Pickle redundant node install – completed 12/4
- AISD B1S Phoenix Academy node decommissioning – completed 11/28
- COA B2S Riverside CTM HQ node decommissioning – completed 11/20

B. Job budget report

Sarah reported that management is tracking 43 jobs totaling $3.06 million. So far for FY24, nine (9) jobs have been completed and $378k has been invoiced. Currently, $2.67 million is encumbered for the remaining 34 jobs. Also, for FY24, GAATN has recovered $150k in damages and reimbursements. The current estimated project reserve balance after all awarded projects are paid out and contracted project reimbursements are received is $1.08 million.

7. Executive Session: At 2:27 p.m., GAATN Board Chairman Dain Herbat adjourned the GAATN Board of Directors Meeting for Executive Session, under Tex. Gov't Code sections 551.071, 551.089 and 418.181 ("H.B. 9"), to seek legal advice and to preserve confidentiality as permitted by law (including but not limited to pending, anticipated or contemplated litigation concerning) regarding Agenda Items 5A, 5B, and 5G. At 3:44 p.m., Dain Herbat reconvened the GAATN Board of Directors Meeting in Open Session. Any additional discussion held or action taken on agenda items discussed in Executive Session will be noted in the summary for that agenda item.

8. Update Roll Call (only if Executive Session called): An updated roll call was taken upon reconvening in Open Session. All members that announced as present at the initial roll call reconfirmed their presence at the updated roll call except Jaime Guerra with UT-Austin who left the meeting at 2:45 p.m. Harold Nall, UT-Austin Board Alternate, was assigned UT voting rights for the remainder of the meeting. A quorum was re-established.

9. Discussion and possible action regarding the financial report and current fiscal year budget issues:

Sarah reviewed the GAATN Financial report for the month ending October 31, 2023. She asked members to send her any questions they may have after reviewing.

10. Meeting and Action Items Summary:

- Add agenda item to January Board meeting to review the network rights calculation formula and spreadsheet.
- Send approved FY2025 GAATN Budget to Board members.

11. **Confirm date, time, and location for the next regular Board meeting on January 9, 2024 at 1:30 p.m. at City of Austin Permitting and Development Center 6310 Wilhelmina Delco Dr, Austin, TX 78752, Room 1202, and via Video Conference on Microsoft Teams.**
    The date, time, and location for the next regular Board meeting were confirmed; the meeting adjourned at 3:52 p.m.

Greater Austin Area Telecommunications Network (GAATN) FY2025 BUDGET

GAATN ENTITY NETWORK RIGHTS AND ANNUAL CONTRIBUTIONS APPROVED 12.05.2023

ENTITY	ACCOUNT	FY25 NETWORK RIGHTS	FY25 ANNUAL CONTRIBUTIONS	FY25 QUARTERLY CONTRIBUTIONS	FY24 ANNUAL APPROVED	FY25-24 ANNUAL VARIANCE
AUSTIN ISD	5749-000	27.97%	$699,250	$174,813	$669,840	$29,410
CITY OF AUSTIN	5749-893	20.79%	$519,750	$129,938	$499,440	$20,310
TRAVIS COUNTY	5749-895	14.22%	$355,500	$88,875	$340,320	$15,180
AUSTIN COMMUNITY COLLEGE	5749-894	12.41%	$310,250	$77,563	$300,480	$9,770
STATE OF TEXAS	5749-896	10.37%	$259,250	$64,813	$248,400	$10,850
UNIVERSITY OF TEXAS	5749-858	9.27%	$231,750	$57,938	$222,480	$9,270
LCRA	5749-897	4.97%	$124,250	$31,063	$119,040	$5,210
		100.00%	**$2,500,000**	**$625,000**	**$2,400,000**	**$100,000**

GAATN FY2025 BUDGET APPROVED 12.05.2023

CATEGORY	ACCOUNT	FY25 APPROVED	FY24 APPROVED	FY25-24 VARIANCE	FY23 ACTUAL
Dues - Pole Attachment/Easements	6269	$30,000	$30,000	$0	$15,447
Insurance	6429	$120,000	$100,000	$20,000	$71,441
Legal	6211	$72,000	$72,000	$0	$59,203
Maintenance - Bentley Mgmt	6249	$55,000	$50,000	$5,000	$33,652
Maintenance (Bry, Backup NOCC)	6249	$260,000	$260,000	$0	$254,821
Moves, Adds and Changes FIBER	6319	$168,000	$150,000	$18,000	$89,405
Moves, Adds and Changes LABOR	6249	$950,000	$950,000	$0	$801,478
Network Management SLA	6298	$516,200	$457,000	$59,200	$450,000
Notification & Locate Services	6499	$325,000	$324,000	$1,000	$258,731
RFP Advertisement	6399	$0	$2,000	($2,000)	$0
Software Licenses (Bentley/O365)	6397	$3,300	$4,000	($700)	$2,759
Food/Refreshments	6497	$500	$1,000	($500)	$0
		$2,500,000	**$2,400,000**	**$100,000**	**$2,036,936**

GAATN FY2025 Fiscal Year July 1, 2024 to June 30, 2025

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

SPECIAL CALLED MEETING OF THE BOARD OF DIRECTORS
December 18, 2023 9:30 a.m.
City of Austin Permitting and Development Center
6310 Wilhelmina Delco Dr, Rm 1202, Austin, TX 78752
Teams Videoconference link provided 72 hours prior to meeting on homepage of www.gaatn.org
Remote audio-only option for public access: (512) 831-7858, Access Code: 110 180 371#

MINUTES

1. **Call to Order and Roll Call:**
   Board Chairman Dain Herbat called the meeting to order at 9:30 a.m.
   The following announced as present at the start of the meeting:
   Paul Hodge, on behalf of Austin ISD (remote)
   Steve Martin, on behalf of City of Austin (remote)
   Mark Stavis, on behalf of City of Austin (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Dain Herbat, on behalf of Travis County (on site)
   Bo Kinsey, , on behalf of Travis County (remote)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Robert Saddler, on behalf of LCRA (remote)
   Syd Falk, GAATN's attorney (remote)
   Frank Ammons, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   A quorum was established at roll call.

2. **Citizen Communications:** There were no citizen communications.

3. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Seeking approval to execute a pole attachment agreement with Fiberlight, LLC**
   Frank explained this agreement is for 20 years for 13 pole attachments for a Travis County entity-specific project at a one-time cost of $3,500, which will be paid directly or reimbursed by Travis County. He said that Travis County has been working on this project for a long time and has been waiting on this Fiberlight agreement to be able to complete the project. He noted that the Fiberlight agreement came in last week, and the urgency to approve the agreement before the January Board meeting is due to the fact that the site will lose connectivity on January 15. Bo said that Travis County has been working on this project for four years, and has been waiting on Fiberlight to send this agreement for months, and this is the final hurdle for the project. Frank stated that this pole attachment agreement has been reviewed by Syd. Syd confirmed that he did review it, but if he had more time there are a few wording changes that he would like to see. However, he said that the agreement as written is acceptable and there are no substantive provisions that caused him concern. Steve Pyle asked if GAATN would have the option to attach to other Fiberlight poles in the future under this agreement; Syd said there are provisions for requesting additional attachments and the fees would be determined at the time of the request. Gary Weseman moved to approve the pole attachment agreement with Fiberlight, LLC; Steve Pyle seconded the motion and it passed unanimously.

4. **Executive Session:** There was no Executive Session.

5. **Update Roll Call (only if Executive Session called):** There was no updated roll call.

6. **Confirm date, time, and location for the next regular Board meeting on January 9, 2024 at 1:30 p.m. at City of Austin Permitting and Development Center 6310 Wilhelmina Delco Dr, Austin, TX 78752, Room 1202, and via Video Conference on Microsoft Teams.**
   The date, time, and location for the next regular Board meeting were confirmed; the meeting adjourned at 9:39 a.m.