GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
January 11, 2022 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: 945 772 178#

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)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   John Kohlmorgan, on behalf of Austin ISD (remote)
   Robert Saddler, on behalf of LCRA (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   Syd Falk, GAATN attorney (on site)
   A quorum was established at roll call.
   Arriving after roll call:
   Ruben Reyes, on behalf of City of Austin – joined at 1:37 p.m. (remote)
   Members of the public:
   Chris Gonzales, on behalf of BryComm (remote)
   Doug Wilson, on behalf of JC Communications (remote)
   Wayne Wedemeyer (remote)

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

3. **Review and Approve the minutes for the regular Board Meeting of December 7, 2021**
   Gary Weseman moved to approve the draft minutes as presented; Jaime Guerra seconded the motion and it passed unanimously.

4. **Consent Agenda Items recommended by the Technical Subcommittee at its December 14, 2021 meeting**
   Jaime Guerra moved to approve Consent Agenda Items 4A and 4B; Gary Weseman seconded the motion and it passed unanimously.
   A. **Seeking approval for COA new site at A1N COA Lions Golf Course entity-specific project at no cost to GAATN**
      APPROVED ON CONSENT.
   B. **Seeking apprroval for permanent repair on B1N at 11604 Stonehollow Drive at cost not to exceed $51k to be funded from the FY22 MAC Budget**
      APPROVED ON CONSENT.

5. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Seeking approval for FY23 GAATN Budget**
   Dain reminded members that this budget was reviewed and discussed at the December Board meeting and includes a $200k annual increase over last year's budget due to increased costs in operational expenses. Dain Herbat moved to approve the FY23 GAATN Annual Budget and Entity Contributions as presented; Steve Pyle seconded the motion and it passed unanimously.
   B. **Seeking approval for FY22 fund balance transfer, recoveries allocation and budget line item adjustments**
   Sarah explained that, as is typical each fiscal year, management has identified some budget categories for the current fiscal year that need to be supplemented due to unforeseen cost increases since the budget was approved the prior year. She said management met with the fiscal agent last week to discuss this request. To date for FY22, GAATN has received $197,644 in recoveries for damage claims and project reimbursements. Management is requesting approval to reallocate $191k of those recoveries to supplement operational budget line items. She noted that, for the MAC budget, the Board previously approved $727k in fund balance transfers to cover projects approved in FY20-21. Of that, GAATN has used $282,415, so there is $444,585 in fund balance transfer that was previously approved but not used. Management is requesting approval to transfer the remaining amount previously approved of $444,585 to supplement the FY22 MAC budget PO's. Jaime Guerra moved to approve the FY22 fund balance transfer and recoveries reallocation as presented; Steve Pyle seconded the motion and it passed unanimously.
   C. **Network Manager's spending authority**
   Sarah stated that in November, the Technical subcommittee requested this agenda item to review the network manager's spending authority as designated in the GAATN Maintenance policy. She said the maintenance policy states that the manager has the authority to spend up to $25k for routine maintenance items. The item was brought up during the discussion of purchasing stock reels of fiber. She noted that currently, one 10k foot reel costs $18,900 and a 20k foot reel costs $37,800. Carlos said that cost is expected to increase in March or April. Jaime asked when the last time the spending authority was increased; Sarah said it was $20k in 2000 and $25k in 2012. Jaime noted that it may be time to increase in the near future, since it's been 10 years. Members decided to keep the spending authority the same at this time but would like to review more information in the future regarding the cost of emergency repairs and the increase in fiber costs.
   D. **GAATN Disaster Recovery Plan**
   Carlos said this agenda item was requested by the Board Chair and the most recent DR plan is included in the handouts. There is a DR subcommittee that has been tasked with updating the DR plan and making recommendations to the Board. Also, Frank is looking to attend DR training in the near future. Dain asked if the DR plan itself should be reviewed in executive session; Syd said yes. This agenda item was discussed in executive session under Texas Government Code 418.181; upon reconvening in open session, no further discussion was held or action taken.
   E. **GAATN Winter Preparedness**
   Carlos said this agenda item was also requested by the Board Chair to discuss and review GAATN's readiness for winter weather in light of last year's winter storm. BryComm and JC Comm each spoke to their readiness with having crews on standby 24 x 7 and how they were able to respond to last year's winter storm event.
   F. **Agreement between City of Austin and GAATN for maintenance of the GAATN Backup NOCC**
   Carlos said there was a subcommittee formed at the December 14 Technical meeting with the charge of reviewing maintenance quotes and service levels and making a recommendation to

the Technical Subcommittee and Board. He noted that subcommittee is scheduled to meet on January 24 and a recommendation is expected at either the February Board or Tech meeting.

G. 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; upon reconvening in open session, no further discussion was held or action taken.

H. Property damage claim for damage to B1N 11604 Stonehollow Drive on 10/18/21

Sarah noted that since there was no identifiable responsible party, and the damage for the emergency and permanent repairs exceed $50k, in line with GAATN's damage policy, management submitted this claim to GAATN's property insurance company. The total damage is about $55k and management expects to recover approximately $5k after the $50k deductible is applied.

6. Network Manager's Update

A. GAATN Backup NOCC status update

Carlos reviewed the updated NOCC activation schedule; the NOCC is on track to be fully operational by February 3.

B. Project status report

Carlos reviewed the following upcoming and recently completed projects:

- SRS Activation Backup NOCC – scheduled to complete 1/19
- SRN Activation Backup NOCC – scheduled to complete 1/26
- A2N Activation Backup NOCC – scheduled to complete 2/2
- C1N Temporary repair Gun Shot Damage 1202 E. St. Johns Ave – completed 1/6
- D1N 3707 Goodwin Heritage Tree relocation – completed 12/11
- A1N Activation Backup NOCC – completed 12/9

Jaime asked Carlos to add the C1N UT Pickle Research Campus project to the list.

C. Job budget report

Sarah reported that management was tracking 35 jobs totaling $1.6 million. So far, 11 of those have been completed. For FY22, $736k in jobs have been approved. The remaining $837k in jobs were carried over from FY19-21.

7. Executive Session: At 2:26 p.m., Dain Herbat adjourned the GAATN Board 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 limitedto pending, anticipated or contemplated litigation concerning): regarding Agenda Items 5D and 5G.

At 2:50 p.m., Dain Herbat reconvened the GAATN Board in open session for discussion and actions, if any, on matters considered in closed session. Agenda items 5D and 5G were discussed in executive session. Any action taken or discussion held 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):

All members present at the first roll call were present at the updated roll call. Ruben Reyes joined after the first roll call and was present for 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

John reviewed the financial report for the month ending November 30, 2021. He asked members to review and send him any questions.

10. Meeting and Action Items Summary

Add C1N UT Pickle Research Campus new node project to the project status report.

11. Confirm date, time, and location for the next regular Board meeting on February 8, 2022 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 2:55 p.m.

Greater Austin Area Telecommunications Network (GAATN) FY2023 BUDGET APPROVED 01.11.2022

GAATN ENTITY NETWORK RIGHTS AND ANNUAL CONTRIBUTIONS APPROVED 01.11.2022

ENTITY	ACCOUNT	FY23 NETWORK RIGHTS	FY23 ANNUAL CONTRIBUTIONS	FY23 QUARTERLY CONTRIBUTIONS	FY22 ANNUAL APPROVED	FY23-22 ANNUAL VARIANCE
AUSTIN ISD	5749-000	28.06%	$533,140	$133,285	$476,680	$56,460
CITY OF AUSTIN	5749-893	20.91%	$397,290	$99,323	$357,170	$40,120
TRAVIS COUNTY	5749-895	14.07%	$267,330	$66,833	$237,150	$30,180
AUSTIN COMMUNITY COLLEGE	5749-894	12.57%	$238,830	$59,708	$214,710	$24,120
STATE OF TEXAS	5749-896	10.42%	$197,980	$49,495	$176,800	$21,180
UNIVERSITY OF TEXAS	5749-858	8.99%	$170,810	$42,703	$152,320	$18,490
LCRA	5749-897	4.98%	$94,620	$23,655	$85,170	$9,450
		100.00%	**$1,900,000**	**$475,000**	**$1,700,000**	**$200,000**

GAATN FY2023 BUDGET APPROVED 01.11.2022

CATEGORY	ACCOUNT	FY23 APPROVED	FY22 APPROVED	FY23-22 VARIANCE	FY21 ACTUAL
Dues - Pole Attachment/Easements	6269	$30,000	$9,000	$21,000	$13,289
Insurance	6429	$75,000	$60,000	$15,000	$57,849
Legal	6211	$60,000	$60,000	$0	$96,090
Maintenance - Bentley Mgmt	6249	$42,000	$35,000	$7,000	$34,907
Maintenance (Bry, Backup NOCC)	6249	$303,000	$250,000	$53,000	$197,339
Moves, Adds and Changes FIBER	6319	$100,000	$78,000	$22,000	$150,118
Moves, Adds and Changes LABOR	6249	$585,000	$575,000	$10,000	$822,197
Network Management SLA	6298	$450,000	$443,000	$7,000	$436,000
Notification & Locate Services	6499	$250,000	$186,500	$63,500	$204,331
RFP Advertisement	6399	$2,000	$500	$1,500	$0
Software Licenses (Bentley/O365)	6397	$3,000	$3,000	$0	$2,401
		$1,900,000	**$1,700,000**	**$200,000**	**$2,014,521**

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
February 8, 2022 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: 108 084 8#

MINUTES

1. **Call to Order and Roll Call**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:01 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)
   Mace Royston, on behalf of LCRA (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Frank Ammons, on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   A quorum was established at roll call.
   Members joining after the start of the meeting:
   Ruben Reyes, on behalf of City of Austin (remote) – joined at 1:04 p.m.
   Steve Pyle, on behalf of State of Texas DIR (remote) – joined at 1:28 p.m., left meeting at 2:05 p.m.
   John Kohlmorgan, on behalf of Austin ISD (remote) – joined at 1:29 p.m.
   Gunnar Seaquist, GAATN attorney (remote) – joined at 1:30 p.m.
   GAATN Contractors/Members of the public:
   Chris Gonzales, on behalf of BryComm (remote)
   Wayne Wedemeyer, on behalf of UT-Austin (remote)

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

3. **Review and Approve the minutes for the regular Board Meeting of January 11, 2022**
   Dain Herbat moved to approve the draft minutes as presented; Jaime Guerra seconded the motion and it passed unanimously.

4. **Mid-year Network Management SLA feedback session**
   The Board reviewed the Network Management SLA Deliverables and Accomplishments document and gave the following feedback for each section:
   - Section 1 (Network Management, Engineering, and Planning): Board desires improvement on how long it takes to install/upgrade the network.
   - Section 2 (Engineering Documentation): O365 SharePoint site is a success.
   - Section 3 (Damage Management and Disaster Recovery): More progress needed for DR documentation and planning. Good work on documenting network interruption incidents.
   - Section 4 (Financial Management): Keep up the good work!
   - Section 5 (Contract Administration): Consider moving deliverable b) to section III during next SLA renewal in 2024.

- Section 6 (Business Administration): Keep up the good work!

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

A. Review of February 3, 2022 winter storm and any resulting effects to the network

Frank said management and the GAATN maintenance contractor monitored the network throughout the winter storm and there was no damage or outages reported.

B. Agreement between City of Austin and GAATN for maintenance of the GAATN Backup NOCC

Frank reported that the Backup NOCC maintenance agreement subcommittee met with the City of Austin Data Center Operations (DCO) subject matter expert on January 24 and February 8 and are almost ready to make a recommendation at the upcoming Technical Subcommittee meeting regarding the desired levels of service for maintenance.

C. Cap Metro license agreement for entity-specific project C1N UT Pickle Research Center

Frank noted that GAATN has a license agreement with Cap Metro for a Travis County crossing, and since Travis County is the only entity utilizing the cable for that crossing, they reimbursed GAATN for the license fee from Cap Metro. He said it will be the same situation for this new license agreement management and Syd are working on for a UT entity-specific project crossing; Jaime agreed that UT will reimburse GAATN for the Cap Metro license fee since they will be the only one using the cable involved in the crossing. Sarah said that GAATN will pay the license fees and then invoice UT and Travis County for their respective crossing fees. She noted that the first year crossing fee is approximately $2,500 with a slight annual increase each year thereafter. Frank stated that there is a DIR cable that utilizes the same crossing that UT will be using, but that cable was installed before Cap Metro started charging crossing fees and therefore it was grandfathered and GAATN/DIR won't be charged for it. Jaime said UT is anxious to get this project completed and would like to get this license agreement executed, however they don't currently have a final license agreement in hand for the Board to consider. Sarah noted that Dain, as Board Chair, executed the previous license agreement, so the Board will have to approve this new one as well and Dain will have to execute. Dain asked Jaime/management to bring the final version of the license agreement for Board consideration to the March meeting.

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. Upon reconvening in open session, the Board directed management to reach out TxDOT representatives for assistance in resolving this claim since the damage occurred by a TxDOT contractor in the course of completing a TxDOT project.

E. Property damage claim for damage to B1N 11604 Stonehollow Drive on 10/18/21

Sarah reported that this claim was reported to GAATN's property insurance company in December and that management has been in touch with the adjuster and provided all additional requested information. Management is waiting to hear back from the adjuster once a determination is made on the claim.

6. Network Manager's Update

A. GAATN Backup NOCC status update

Frank reported that, as of February 3, 2022, the Backup NOCC is now fully operational. He said this was a huge undertaking which took years and many man hours to accomplish. He congratulated the members and management and the contractors and thanked them for their efforts to make this historical project come to fruition. He noted that the last piece is completing the agreement for the maintenance of the NOCC and that the subcommittee will bring a recommendation for the Technical Subcommittee and Board to consider. He asked

Sarah to speak to the financial tally and expected refund from the City of Austin during the job budget report. Dain congratulated management for a job well done.

B. Project status report

Frank reported on the following upcoming and recently completed projects:

- A2N Activation in Backup NOCC – completed 2/2
- SRN Activation in Backup NOCC – completed 1/26
- SRS Activation in Backup NOCC – completed 1/19
- C1N temp repair gun shot 1202 E. St. Johns – completed 1/6
- Travis County A1N/A2N TC County Civil/Family Courthouse new node – completed 1/24

C. Job budget report

Sarah reported that management is tracking 38 jobs totaling $1.6 million. Of the 38 jobs, 14 are complete and paid. She noted that GAATN is anticipating $352k in recoveries and so far has recovered $208k of that. For the Backup NOCC, she reported that the final tally, after the refund from the City of Austin, will be approximately $2.056 million.

7. Executive Session: At 2:05 p.m., Dain Herbat adjourned the GAATN Board meeting 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 2:19 p.m., Dain Herbat reconvened the GAATN Board meeting in open session for discussion and actions, if any, on matters considered in closed session. Agenda Item 5D was the only item discussed in closed session. Any further discussion or action taken on items discussed in closed session will be noted the summary for those agenda items.

8. Update Roll Call (only if executive session called):

The following announced as present in the updated roll call: Ruben Reyes, Dain Herbat, Jaime Guerra, Gary Weseman, Mace Royston, John Kohlmorgan, Harold Nall, Anthony Breckenridge, Gunnar Seaquist, Frank Ammons, Sarah Eichelberger, Carlos Dematos and Chris Gonzales. A quorum was re-established at 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

John reviewed the financial summary report for the month ending December 31, 2021. He asked members to review and send him or Sarah any questions they may have.

10. Meeting and Action Items Summary:

Frank reviewed the following action items from this meeting:

- Look into moving Section 5 deliverable B of network management SLA to Section 3.
- Reach out to TxDOT regarding damage claim for damage sustained during a TxDOT project by a TxDOT contractor at IH35 and Rutherford Lane on September 20.
- Bring final Cap Metro license agreement for UT project to next Board meeting for approval.

11. Confirm date, time, and location for the next regular Board meeting on March 8, 2022 at 1:30 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on MicrosoftTeams.

The date, time and location for the next regular Board meeting were confirmed; the meeting adjourned at 2:25 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
March 8, 2022 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: 169 247 064#

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:
   Gary Weseman, on behalf of Austin Community College (remote)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Dain Herbat, on behalf of Travis County (on site)
   Anthony Breckenridge, 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 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 start of the meeting:
   Ruben Reyes, on behalf of City of Austin (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Robert Saddler, on behalf of LCRA (remote)
   GAATN Contractors/Members of the public:
   Chris Gonzales, on behalf of BryComm (remote)
   Doug Wilson, on behalf of JC Communications (remote)
   Wayne Wedemeyer, on behalf of UT-Austin (remote)

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

3. **Review and Approve the minutes for the regular Board Meeting of February 8, 2022**
   Dain Herbat moved to approve the draft minutes as presented; Gary Weseman seconded the motion and it passed unanimously.

4. **Consent Agenda Items recommended by the Technical Subcommittee at its February 22, 2022 meeting**
   Jaime Guerra moved to approve Consent Agenda Items 4A and 4B; Gary Weseman seconded the motion and it passed unanimously.
   A. **Seeking approval for C1N permanent repair at 1202 East St. Johns Avenue not to exceed $57k to be funded from the FY23 MAC budget**
      APPROVED ON CONSENT.
   B. **Seeking approval to re-connectorize GAATN supernode site NE Early College High School project not to exceed $43k to funded from the FY22 MAC budget**
      APPROVED ON CONSENT.

5. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Agreement between City of Austin and GAATN for maintenance of the GAATN Backup NOCC**
   Frank said that he expects to be able to present the Tech committee with the pricing for the levels of service recommended by the Backup NOCC maintenance subcommittee. Then, if the Tech committee recommends it for Board approval, an agreement can be drafted and executed. Frank said he thinks it should be a simple one to two page agreement.
   B. **Discussion of recent emergency power incident at GAATN Backup NOCC**
   Frank discussed a recent power outage at the facility of the GAATN Backup NOCC and noted that it is only the fourth such power outage in the facility's history. Members discussed an issue related to the generator and Frank noted that management is working with the City of Austin Data Center Operations team and the electrical designer, IMEG, to determine if this was an equipment malfunction or a design error. Jaime said that if it was an equipment malfunction then it should be covered under the one-year warranty. Frank said management will continue to investigate this matter and report back to the Tech committee at the next meeting.
   C. **Insurance acquisition review and claims assertion**
   Sarah discussed the GAATN damage claims policy and how it may be negatively impacting GAATN's ability to get insurance renewals in the future. She noted that management is working with GAATN's insurance agents to review past claims and see how GAATN's policy might need to be revised to ensure GAATN remains insurable. She said the last time this policy was updated was 2012 and it is due to be reviewed and updated. Management will work with GAATN's insurance agents and GAATN legal and then bring this item back to the next Board meeting to review potential appropriate claim policy changes.
   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; upon reconvening in open session, no additional discussion was held and no action was taken.
   E. **Property damage claim for damage to B1N 11604 Stonehollow Drive on 10/18/21**
   Sarah noted that the total costs of the emergency and permanent repairs is approximately $56k and that management has gone back and forth with the insurance adjuster and answered all of their questions. Currently, management is waiting to hear back from the adjuster on the outcome of this claim and will continue to keep the Board informed until the claim is closed.
   F. **Property damage claim for damage to C1N 1202 E. St. John's on 1/1/22**
   This 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**
   Frank reviewed the following upcoming/recently completed projects:
   - TC C2S/B1N Balcones WL Preserve new node –completed 2/24
   - UT A1N Colorado Apartments new node – completed 3/1

   B. **Job budget report**
   Sarah said that management is tracking 38 jobs totaling $1.6 million. So far, $597k has been invoiced and $1 million is encumbered.

7. **Executive Session**: At 1:59 p.m., Dain Herbat adjourned the GAATN Board of Directors meeting 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 5D and 5F.

At 2:26 p.m., Dain Herbat reconvened the GAATN Board of Directors meeting in open 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 held upon reconvening in open session. All members who announced as present at the initial roll call were present except Anthony Breckenridge. Additionally, Ruben Reyes, Jaime Guerra and Robert Saddler joined after the initial roll call and announced as present at 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 AISD financial report for the month ending January 31, 2022. She asked members to review and send her any questions. Dain asked Sarah if she thought that across the board inflation would have a negative impact to GAATN next year. She said one of the main concerns was the increase in locate ticket rates, but that it had actually decreased in the last few months to 2019 levels due to some major road construction projects completing. However, she noted there are more road construction projects that will start soon and this expense will continue to fluctuate. That being said, she expects GAATN's budget to be in good shape in FY23 due to the $200k increase and the healthy fund balance and set aside GAATN currently has.

10. **Meeting and Action Items Summary:**
   Frank noted the following action items for network management and legal from this meeting:
   - Follow up on the Backup NOCC power incident at the GAATN Technical meeting
   - Follow up on the GAATN damage claims policy at the GAATN Board meeting

11. **Confirm date, time, and location for the next regular Board meeting on April 5, 2022 at 1:30 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on MicrosoftTeams.**
   The date, time and location for the next regular Board meeting were confirmed; the meeting adjourned at 2:32 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
April 12, 2022 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: 284 516 019#

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:
   Gary Weseman, on behalf of Austin Community College (remote)
   Dain Herbat, on behalf of Travis County (on site)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Robert Saddler, on behalf of (remote, audio only, not on video) – left meeting at 2:53 p.m.
   Jaime Guerra, on behalf of UT-Austin (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Jon Hurley, on behalf of Austin ISD (non-voting representative, remote)
   Gunnar Seaquist, GAATN attorney
   Frank Ammons, on behalf of GAATN – left meeting at 2:45 p.m.
   Sarah Eichelberger, on behalf of GAATN
   Carlos DeMatos, on behalf of GAATN
   A quorum was established at roll call.
   Members arriving/joining after roll call:
   Ruben Reyes, on behalf of City of Austin (remote) – joined at 1:32 p.m.
   GAATN Contractors:
   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 March 8, 2022**
   Jaime Guerra moved to approve the draft minutes as presented; Gary Weseman seconded the motion and it passed unanimously with LCRA abstaining off camera.

4. **Consent Agenda Items recommended by the Technical Subcommittee at its March 22, 2022 meeting:**
   Jaime Guerra moved to approve Consent Agenda Item 4A; Gary Weseman seconded the motion and it passed unanimously with LCRA abstaining off camera.
   A. **Seeking approval for GAATN A1N Relocation at 715 S. Exposition Blvd (H-E-B) developer-funded project at no cost to GAATN**
      APPROVED ON CONSENT

5. **Board Chairperson Update (Approximately 30 minutes) – Discussion and possible action regarding:**
   A. **Seeking approval for updated Board Meeting Date for August 2022 Board Meeting**

Sarah explained that LCRA no longer has meeting room space available for GAATN's original Board meeting date of August 9, but they can accommodate moving the meeting to August 2. Dain Herbat moved to approve moving the August Board meeting date from the 9th to the 2nd; Gary Weseman seconded the motion and it passed unanimously with LCRA abstaining off camera.

B. Seeking approval to accept NOCC Maintenance Subcommittee service level recommendation at an estimated cost of approximately $20k per year and authorize negotiation of agreement between City of Austin and GAATN for maintenance of the GAATN Backup NOCC

Frank reviewed the recommended service level and estimated cost of approximately $20k per year for the maintenance of the GAATN backup NOCC. He explained that he will draft a short agreement between GAATN and the City of Austin to be reviewed by GAATN and City legal. Sarah pointed out that this estimate is well below the approved budgeted amount of $55k for FY23 for backup NOCC maintenance. Dain Herbat moved to accept the service level recommendation from the NOCC Maintenance Subcommittee at an estimated cost of $20k per year and authorize negotiation of an agreement between City of Austin and GAATN for maintenance of the GAATN Backup NOCC; Jaime Guerra seconded the motion and it passed unanimously with LCRA abstaining off camera.

C. Seeking approval for Board Chair to execute license agreement with Cap Metro for UT project

Frank noted that this agreement is still in progress but that it will look exactly the same as the agreement GAATN already has with Cap Metro for the Travis County crossing. The first-year cost is $2,500 with a 3% increase each year thereafter. Jaime noted that UT will reimburse GAATN for this expense. Frank said management is looking for approval to execute this agreement with the caveat that it must be approved by GAATN legal. Jaime Guerra moved to approve for the Board Chair to execute the license agreement between GAATN and Cap Metro with the caveat that it must be approved by GAATN legal before execution and UT will reimburse GAATN for the annual license fee; Steve Pyle seconded the motion and it passed unanimously with LCRA abstaining off camera.

D. Seeking approval for SRS 192-count upgrade segments to be funded from the FY23 MAC budget

Frank reviewed the handouts for this agenda item which included a bid cost comparison between the two GAATN vendors and financial forecasts for completing the upgrade in three or five years. Frank noted that both vendors were solicited for bids for all 12 segments and that one vendor's bids came in much higher than the other. After noting discrepancies found in the higher priced vendor's bids, management requested they review and revise their bids and provide a best and final offer (BAFO). After receiving the BAFO, the other vendor's bids were still $475k higher than the other vendor's bids for all 12 segments combined. Therefore, management recommended that any approved segments for FY23 be awarded to the lowest priced vendor, BryComm. Management presented a total estimated cost of $1.23 million to upgrade all 12 SRS segments and re-terminate the Crockett and Travis High School supernode sites. Sarah reviewed the financial forecasts for completing the SRS upgrade in three and five years. She noted that completing SRS in a five-year time frame would allow the budget to remain $1.9 million for FY23 and FY24 before increasing to $2 million in FY25. This scenario would be approving SRS Segments 1-4 for FY23 to be funded out of the FY23 MAC budget. If GAATN uses all of the set asides for repairs, CIP, and splice case audits, the approval of these segments could potentially require the need for a fund balance transfer of $203k or more in FY23. She explained the second scenario is completing SRS in three years. This scenario would be approving SRS Segments 1-6 for FY23 to be funded out of the FY23 MAC budget. If GAATN uses all of the set asides for repairs, CIP, and splice case audits, the approval of these segments could potentially require the need for a fund balance transfer of $383k or more in FY23. Ruben,

Dain and Jaime all noted that they preferred the quicker timeline and they understood that would mean members having to pay more into the budget for FY24 and beyond. Jon Hurley with Austin ISD said he believes that AISD's preference would be completing the upgrade in the shorter timeline as well. Gary asked how long the vendors' proposals would be valid; Frank said that the vendor should honor the proposals for any segments approved today for FY23 but that proposals would need to be refreshed for any future segments awarded. Frank also noted that the Moves, Adds and Changes RFP will be issued in January and new MAC contracts will be awarded for the FY24 fiscal year. Gary asked management to ensure the cost of each project is tracked so the Board can compare the actual cost to the estimated cost. Dain Herbat moved to approve SRS 192-count upgrade segments 1 – 6 to be funded by the FY23 MAC budget at a cost not to exceed $410k; Steve Pyle seconded the motion and it passed unanimously with LCRA abstaining off camera.

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 for attorney consultation; upon reconvening in open session Jaime Guerra moved to approve for GAATN legal to file suit against all associated responsible parties; Steve Pyle seconded the motion and it passed unanimously.

F. Property damage claim for damage to B1N 11604 Stonehollow Drive on 10/18/21

Sarah reported that this claim was filed with GAATN's property insurance and that management is awaiting an answer from the adjuster on whether this claim will be paid.

G. Property damage claim for damage to C1N 1202 E. St. John's on 1/1/22

This agenda item was discussed in executive session under Texas Government Code 551.071 for attorney consultation; upon reconvening in open session no action was taken or discussion held.

6. Network Manager's Update

A. Project status report

Frank reported on the following upcoming and recently complete projects:

- C2S Emergency permanent repair at FM620 and Mansfield Dam – completed 3/17
- Frank reviewed each of the A1N projects that remain in detail while discussing submittal dates and timelines where applicable.

B. Job budget report

Sarah reported that management is tracking 40 jobs totaling $1.68 million. So far, $602k has been invoiced and $1 million is encumbered. To date for FY22, GAATN has recovered $240k. She also reported that management is actively working with the City of Austin on the refund for the GAATN Backup NOCC construction and Public Works management fee which totals $376k. Management expects that refund to be received well before the end of the fiscal year.

7. Executive Session: At 2:20 p.m., Dain Herbat adjourned the GAATN Board meeting 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 5E and 5G.

At 2:53 p.m., Dain Herbat reconvened the GAATN Board meeting in open session for discussion and actions, if any, on matters considered in closed session. Agenda items 5E and 5G were the only items discussed in closed 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 and all members and staff present at the initial roll call except Robert Saddler and Frank Ammons were noted as present. Additionally, Ruben Reyes with City of Austin joined the meeting at 1:32 p.m. after the initial roll call, and announced as present at the updated roll call. A quorum was re-established at 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 February 28, 2022.

10. **Meeting and Action Items Summary (5 minutes)**
    The following action items from this meeting were noted for network management and/or legal:
    Ensure project cost tracking of SRS upgrade segments – Sarah noted this is already taken care of in the revamped Job Budget tracking report and she will continue to ensure all project costs are carefully tracked from proposal to completion.

11. **Confirm date, time, and location for the next regular Board meeting on May 3, 2022 at 1:30 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on MicrosoftTeams.**
    A. Items to be added to the next Board Agenda
    The date, time and location for the next regular Board meeting were confirmed; the meeting adjourned at 2:58 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
May 3, 2022 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: 775 774 170#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chairman Dain Herbat called the meeting to order at 1:45 p.m.
   The following announced as present at the start of the meeting:
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Robert Saddler, on behalf of LCRA (remote)
   Dain Herbat , on behalf of Travis County (on site)
   Jon Hurley, on behalf of Austin ISD (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Syd Falk, GAATN attorney (remote)
   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:
   Wayne Wedemeyer, on behalf of UT-Austin (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 April 12, 2022**
   Gary Weseman moved to approve the draft minutes as presented; Jaime Guerra seconded the motion and it passed unanimously.

4. **Consent Agenda Items recommended by the Technical Subcommittee at its March 22, 2022 meeting and GAATN Operational Contract Renewals**
   Gary Weseman moved to approve Consent Agenda Items 4A – 4I as presented; Jon Hurley seconded the motion and it passed unanimously.
   A. **Seeking approval for UT to purchase six strands on B1N at a cost of $29,516.52 through the GAATN Existing Unallocated Fiber Acquisition Policy (EUFAP)**
      APPROVED ON CONSENT.
   B. **Seeking approval for two new UT sites on C2S and B1N at Mansfield Dam entity-specific project at no cost to GAATN**
      APPROVED ON CONSENT.
   C. **Seeking approval to pay FY22 annual retainage payment to Maintenance Contractor BryComm LLC**
      APPROVED ON CONSENT.
   D. **Seeking approval for second and final of two possible one-year renewals for GAATN Moves, Adds, and Changes agreement (AISD 18RFP112) with BryComm LLC for a term of July 1, 2022 to June 30, 2023**
      APPROVED ON CONSENT.

E. **Seeking approval for second and final of two possible one-year renewals for GAATN Moves, Adds, and Changes agreement (AISD 18RFP112) with JC Communications for a term of July 1, 2022 to June 30, 2023**
APPROVED ON CONSENT.

F. **Seeking approval for fourth and final of four possible one-year renewals for GAATN Legal Services agreement (AISD 18RFQ097) with Bickerstaff, Heath, Delgado, Acosta LLP for a term of July 1, 2022 to June 30, 2023 with a $5 hourly rate increase**
APPROVED ON CONSENT.

G. **Seeking approval for fourth and final of four possible one-year renewals for GAATN Bentley Management Services agreement (AISD 18RFP104) with Advanced 1 for a term of July 1, 2022 to June 30, 2023 with an annual base hosting amount not to exceed $30k**
APPROVED ON CONSENT.

H. **Seeking approval for second of three possible one-year renewals for GAATN Fiber Purchase agreement (AISD 18RFP003) with Graybar for a term of July 1, 2022 to June 30, 2023**
APPROVED ON CONSENT.

I. **Seeking approval for second of three possible one-year renewals for GAATN Fiber Purchase agreement (AISD 18RFP003) with Anixter for a term of July 1, 2022 to June 30, 2023**
APPROVED ON CONSENT.

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

A. **Update on NOCC Maintenance service level agreement between City of Austin and GAATN for maintenance of the GAATN Backup NOCC**
Sarah reported that Frank has drafted an agreement that is currently being reviewed by COA's Data Center Operations team. This agreement is expected to be brought to the June Board meeting for approval.

B. **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 Gunnar sent over the proposal for the permanent repair at 114-count and is waiting to hear back.

C. **Property damage claim for damage to B1N 11604 Stonehollow Drive on 10/18/21**
Sarah reported that this claim was submitted to GAATN's property insurance, the total damage was $55k. GAATN's property deductible is $50k. The claim was closed on 3/14/22 and there was no payout to GAATN. There will be no further updates on this claim.

D. **Property damage claim for damage to C2S FM620 and Low Water Crossing on 3/14/22**
Sarah reported that this damage totals $15k and was caused by an individual in a truck that ran off the road and broke a GAATN pole and tore down the fiber over FM620. Management has submitted all claim documentation to the responsible party's insurance company and expects to hear something back in the next week. Management expects this claim to be paid in full.

6. **Network Manager's Update**

A. **Project status report**
Carlos reported on the following upcoming/recently completed projects:
- A2N Travis County Civil & Family Courthouse relocation – scheduled to complete 5/5
- DIR B2S TxDOT secondary new node install – completed 4/25

B. **Job budget report**
Sarah reported that management is tracking 43 jobs totaling $1.7 million. So far for FY22, $656k has been invoiced and $1 million is encumbered. She also noted that GAATN received the $376k refund from COA for the buildout of the backup NOCC. The grand total of the cost of the buildout was $2,019,423.

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
   Sarah reviewed the financial report for the month ending March 31, 2022. GAATN's current fund balance is $3.692 million inclusive of a $2.1 million emergency set aside.

10. **Meeting and Action Items Summary**
    There were no action items to report from this meeting.

11. **Confirm date, time, and location for the next regular Board meeting on June 7, 2022 at 1:30 p.m. at LCRA Service Center 3505 Montopolis Austin, TX and via Video Conference on MicrosoftTeams.**
    Dain noted that John Kohlmorgan, longtime Board member of Austin ISD, announced his retirement earlier that day. Austin ISD has named his replacements as John Greiner as the primary and Jon Hurley as the alternate Board members.

    The date, time and location for the next regular Board meeting were confirmed; the meeting adjourned at 2:02 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
June 7, 2022 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: 909 209 82#

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)
   Frank Ammons, on behalf of GAATN (remote)
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Jaime Guerra, on behalf of UT-Austin (remote) – left meeting at 2:46 p.m.
   Anthony Breckenridge, on behalf of City of Austin (remote)
   John Greiner, on behalf of Austin ISD (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Robert Saddler, on behalf of LCRA (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   Syd Falk, GAATN attorney (remote)
   Bo Kinsey, on behalf of Travis County (remote) – left meeting at 2:28 p.m.
   A quorum was established at roll call.
   Harold Nall, on behalf of UT-Austin – joined at 1:32 p.m. (remote)
   Ruben Reyes, on behalf of City of Austin – joined at 1:32 p.m. (remote)
   GAATN Contractors/Members of the public:
   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 3, 2022**
   Jaime Guerra moved to approve the draft minutes as presented; Steve Pyle seconded the motion and it passed unanimously.

4. **Consent Agenda Items recommended by the Technical Subcommittee at its May 17, 2022 meeting**
   Jaime Guerra moved to approve Consent Agenda Items 4A and 4B; Gary Weseman seconded the motion and it passed unanimously.
   A. **Seeking approval for Austin Community College new node on A1N at UT Walter Webb Hall entity specific project at no cost to GAATN**
      APPROVED ON CONSENT.
   B. **Seeking approval for draft revisions to GAATN Teardown, Damage, and Repair policy**
      APPROVED ON CONSENT.

5. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Oncor annual pole attachment agreement costs**
      Frank noted that the purpose of this agenda item is to discuss GAATN paying for the Oncor annual pole agreement and then requesting reimbursement from City of Austin and Travis County for their respective amounts. He explained that City of Austin/CTM originally executed the agreement with

Oncor in 2006, however, it was executed under the name City of Austin/CTM/GAATN. Since 2006, the City of Austin has paid this annual pole attachment cost for 90 poles, because it was specifically for a COA cable going to a COA site. He noted that last year, Travis County had a project that required attaching to Oncor poles and applied as GAATN under the COA/CTM/GAATN agreement. Therefore, this year, the City was invoiced for both their 90 pole attachments and Travis County's. Frank said that one solution would be for GAATN to pay this cost to Oncor in FY23 and request reimbursement from COA and Travis County. Another option is that GAATN may prefer to assume this cost going forward without requesting reimbursement, as it does with Bluebonnet. The total cost of the FY22 attachments for COA and TC is $4,400. A copy of the invoice and the original agreement are available for review by members. Syd asked if the cables on the poles are GAATN cables or individual entity cables; Frank said they are entity cables. Bo said that Travis County is installing 114- and 144-count fiber on the Oncor poles so that if any other entities need to utilize it in the future, there will be enough capacity to accommodate. Syd asked if this would be considered a GAATN expansion; Bo said it is strictly a Travis County project, not a GAATN project. Syd recommended this be further discussed in executive session for attorney consultation. The remainder of this discussion was held in executive session under Texas Government Code 551.071 for attorney consultation. Upon reconvening in open session, the Board directed management to put together a report showing GAATN's pole attachment agreements where there are individual entities participating and the billing mechanism used for each of those.

B. Update on NOCC Maintenance service level agreement between City of Austin and GAATN for maintenance of the GAATN Backup NOCC

Frank reported that he drafted a maintenance agreement between GAATN and the City of Austin for the maintenance of the Backup NOCC and sent that to the City of Austin Data Center Operations Manager. He said the DCO Manager came back and said that the COA doesn't need an agreement and that DCO will handle and pay for the Backup NOCC maintenance as it does with City Hall and Fire Station 6. However, in the event that any of the GAATN-owned equipment should breakdown, then GAATN will be responsible for payment to fix that equipment. Frank said that management is awaiting confirmation from AISD on what kind of documentation would be needed to pay the City of Austin in that instance. Frank asked Ruben Reyes, as the City of Austin representative, to confirm that the City of Austin will not charge GAATN for ongoing preventative maintenance of the GAATN Backup NOCC at the Austin Convention Center; Ruben confirmed that is correct. Frank said that he will drop this agenda item until management can finalize with AISD what is needed to create a PO if needed.

C. Austin Energy GAATN memorandum discussion

Frank noted that this was discussed at the last Tech meeting. Previously, a meeting was held between Ruben, Dain and CTM executive management and the recommendation that came out of that meeting was for GAATN to draft a memorandum to Austin Energy (AE) with all GAATN entities signing off on it. On May 27, Frank sent out a draft version of the memo to all members and Syd. Syd said he sent Frank and the Chairs a redlined version of the memo. Robert asked if the memo can be discussed in executive session; Syd said that would be appropriate since GAATN is discussing its treatment under the ILA and seeking attorney consultation. The remainder of this discussion was held in executive session under Texas Government Code 551.071 for attorney consultation. Upon reconvening in open session, the Board directed management to distribute the latest version with Syd's changes accepted to entities so they may bring that to their leadership for sign off.

D. Property damage claim for damage to C2S FM620 and Low Water Crossing on 3/14/22

Management has heard back from the adjuster for Progressive and responded to their question about the emergency permanent repair. Management expects this claim to be paid and will continue to update the Board. The total cost of the damage is less than $15k.

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 for attorney consultation. Upon reconvening in open session, there was no further discussion held or action taken.

6. Network Manager's Update

A. Project status report

Frank reported on the following upcoming and recently completed projects:

- SRN Travis County Civil & Family Courthouse – rescheduled to complete 6/16
- C1S Emergency Repair at S. 1st and Eberhart – completed 6/2
- SRN Emergency Repair at Atkinson Rd – completed 6/4 – Carlos noted that there will be an emergency permanent repair to follow and he will send out a GAATN Alert later today with those dates.
- Jaime asked Syd about the status of the Cap Metro agreement for Rutland, Syd said that he is reviewing the agreement to ensure it is the form GAATN and Cap Metro previously agreed to, and once he does that, he will report back to Frank.

B. Job budget report

Frank reported that management is currently tracking 43 jobs totaling $1.7 million. For FY23, so far, $657k has been invoiced and $1 million is encumbered. 19 jobs have been completed and 24 are still pending completion. Management will have a fiscal year end summary at the next Board meeting. Dain asked John G. if AISD has everything they need to issue the FY23 purchase orders for GAATN; John G. said he has handled the PO process for GAATN under John K. and will work with Sarah to ensure they are issued currently. John G. said he can also reach out to John K. if needed with questions.

7. Executive Session: At 2:08 p.m., Dain Herbat adjourned the GAATN Board for closed session, Texas Government Code sections 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 5A, 5C, and 5E.

At 3:11 p.m., Dain Herbat reconvened the GAATN Board in open session. Agenda Items 5A, 5C, and 5E were the only items discussed. 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 held and the following announced as present:
Dain Herbat, on behalf of Travis County (on site)
Frank Ammons, on behalf of GAATN (remote)
Steve Pyle, on behalf of State of Texas DIR (remote)
Anthony Breckenridge, on behalf of City of Austin (remote)
John Greiner, on behalf of Austin ISD (remote)
Gary Weseman, on behalf of Austin Community College (remote)
Robert Saddler, on behalf of LCRA (remote)
Carlos DeMatos, on behalf of GAATN (remote)
Syd Falk, GAATN attorney (remote)
Harold Nall, on behalf of UT-Austin (remote)
Ruben Reyes, on behalf of City of Austin (remote)
A quorum was re-established at 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

Frank said that this report is for the month ending April 30, 2022. As of that date for FY22, GAATN has received $1.9 million in revenue and paid out $1.65 million in expenses, leaving a project reserve balance of $1.44 million. Plus, the $2.1 million emergency reserve balance, brings the total fund balance to $3.5 million.

10. Meeting and Action Items Summary

Frank noted the following action items taken from this meeting:

- Distribute draft with Syd's changes accepted of the AE memo to members for review.
- Put together a report showing GAATN's pole attachment agreements where there are entities participating and the billing mechanism used for each of those.

11. Confirm date, time, and location for the next regular Board meeting on July 12, 2022 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 3:15 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
July 12, 2022 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: 301 259 052#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN Board Chairmain Dain Herbat called the meeting to order at 1:32 p.m.
   The following announced as present at the start of the meeting:
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Dain Herbat, on behalf of Travis County (on site)
   Ruben Reyes, on behalf of City of Austin (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Jon Hurley, on behalf of Austin ISD (remote)
   Bo Kinsey, on behalf of Travis County (remote)
   Anthony Breckenridge, on behalf of City of 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 public/GAATN Contractors:
   Chris Gonzales, on behalf of BryComm (remote)
   Wayne Wedemeyer, on behalf of UT-Austin (remote)

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

3. **Review and Approve the minutes for the regular Board Meeting of June 7, 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. **GAATN FY23 Board and Technical Subcommittee Chair and Vice-Chair elections**
      Jaime Guerra moved to re-nominate Dain Herbat as Board Chair, Gary Weseman as Board Vice-Chair, Jaime Guerra as Technical Subcommittee Chair, and Steve Pyle as Technical Subcommittee Vice-Chair; Ruben Reyes seconded the nomination. Gary Weseman moved to close nominations for Board Chair, Board Vice-Chair, Technical Subcommittee Chair, and Technical Subcommittee Vice-Chair; Dain Herbat seconded the motion and it passed unanimously. Jaime Guerra moved to re-elect Dain Herbat as Board Chair, Gary Weseman as Board Vice-Chair, Jaime Guerra as Technical Subcommittee Chair, and Steve Pyle as Technical Subcommittee Vice-Chair; Steve Pyle seconded the motion and it passed unanimously.
   B. **FY22 and FY23 budget overview**
      Sarah reported that in FY22, GAATN took in $2.3 million in revenue and spent $1.8 million, the ending project reserve is $1.695 million plus the $2.1 million emergency fund makes the total ending FY22 fund balance $3.795 million. She said that $376k of that revenue was the refund from the City of Austin for the backup NOCC construction. She noted that for the moves, adds and changes (MAC)

budget, GAATN expended $683k in FY22 and would be carrying over 23 projects totaling $1.053 million. She noted that the FY23 MAC budget is $685k, however with the jobs already approved for FY23, and the $1.053 million is carryover projects, there is currently $1.745 million encumbered. She said that encumbrance includes the two splice case audits for approval in an upcoming agenda item and the six approved SRS segments. She noted that, if GAATN spent all funds encumbered at that time, then that would leave a current project reserve of $635k. Sarah reviewed the forecast for FY23-28 and noted that the forecast included completing the upgrade of SRS in three years and then SRN in the following three years. She explained that, due to rising operational and project costs, that the annual budget would most likely need to be raised to $2.3 million beginning in FY24. Dain asked if the projected project reserve of $635k could be used to fund additional SRS segments in FY22. Sarah said that the forecast includes earmarks for repairs and developer projects that GAATN has to fund, and that if those earmarks were spent in FY22, that would leave a remaining project reserve of $185k at the end of FY22. She said that GAATN needs to retain a small cushion in the project reserve for unplanned projects.

C. Seeking approval to fund FY19-FY22 carryover projects in FY23 in the amount of $1,053,709 by GAATN fund balance transfer

Sarah explained that 23 projects with $1,053,709 in encumbered funds will be carried over from FY19-22 to be paid out in FY23. She stated that, even though the Board has previously approved the funding of these projects when each project was approved, since they are carrying over to a new fiscal year, the Board needs to re-approve expending those funds in FY23. She noted that these would be funded by a transfer from GAATN's fund balance if necessary. Gary Weseman moved to approve funding the 23 FY19-FY22 carryover projects in FY23 in the amount of $1,053,709 by GAATN fund balance transfer; Jaime Guerra seconded the motion and it passed unanimously.

D. Seeking approval for A2N and SRN splice case audits in the amount of $153k to be funded by FY23 MAC budget

Frank noted that these splice case audits were reviewed and recommended for approval by the Technical Subcommittee at the June meeting. He also noted that, in 2020, the GAATN Maintenance policy was updated to reflect that GAATN would engage the maintenance contractor to do splice case audits for two to three rings per year so that all rings were audited on a five-year cycle. This year, management has slated A2N and SRN as the next rings to be audited; these rings are costly due to all of the permitting and traffic control that must take place for these audits to be performed. He stated the A2N audit is proposed at $71k and the SRN audit at $82k. Jaime asked if these audits could be performed by GAATN's other contractor; Frank noted that part of the 2020 update of the maintenance policy included designating that only the current GAATN maintenance contractor can perform these audits. He said that GAATN has previously allowed a MAC contractor to do these audits and that caused issues with consistency and quality of the audits. Jaime Guerra moved to approve the A2N and SRN splice case audits in the amount of $153k to be funded by the FY23 GAATN MAC budget; Jon Hurley seconded the motion and it passed unanimously.

E. Request for GAATN network management additional resource

Frank notified the Board that this request would be forthcoming at the September Board meeting. He noted that this topic has been brought up before, most recently in 2019, and that the increase in the workload necessitates another resource. Additionally, the three person management team is responsible for managing an approximately 500 mile network and currently has no backup. Dain said he would be supportive of the additional resource but was concerned about whether it would require an amendment to the current service level agreement. Frank said that would be something that Syd would have to determine, but that the language in the SLA seems to provide some flexibility in that regard. Frank said management and the City of Austin would bring a proposal in September.

F. GAATN Pole Attachment/Crossing Agreements

Frank said that, as requested at the June Board meeting, a report showing all of GAATN's and GAATN entities' relevant pole attachment, easement, and crossing agreements is included in the handouts.

He explained that GAATN has agreements with Bluebonnet, Cap Metro, PEC ,and Sunset Valley. On some of these agreements, such as Bluebonnet and PEC, entities have node cables attached to these poles, but are not required to reimburse GAATN for their attachments. However, with Cap Metro, GAATN entities are required to reimburse GAATN. He said that additionally, COA has its own agreement with PEC and Oncor. As discussed in the last Board meeting, the Oncor agreement was executed in 2006 by COA/CTM under the name COA/CTM/GAATN. This became complicated when, last year, Travis County applied for pole attachments under this agreement (as GAATN) and now this year the City is being invoiced by Oncor for both their attachments and Travis County's. Frank said that management is requesting guidance from the Board on whether management should engage PEC and Oncor to bring the COA and Travis County attachments under the GAATN umbrella and whether GAATN should seek reimbursement from entities who are individually benefitting from these agreements. Dain and Jaime said they think that GAATN should seek reimbursement from entities that are individually benefitting from these agreements. The Board directed management to engage PEC and Oncor about these agreements and seek to bring all entities under the GAATN umbrella by contract. Sarah said this would be a process and that all agreements would need final sign off by Syd and approval by the GAATN board before they are executed.

G. Austin Energy memorandum discussion

Jaime noted that he sent management a revised draft that had been reviewed by a department at UT; Frank said that version was received the previous day and was not included in the handouts. The Board directed Frank to send out that version to members and bring this agenda item to the August Board meeting.

H. Property damage claim settlement for damage to C2S FM620 and Low Water Crossing on 3/14/22

Sarah reported that this damage occurred on 3/14/22 when a truck veered off the road and struck a GAATN pole, causing the fiber to break and fall on the roadway. The total cost of the damage, including the use of GAATN stock fiber for the emergency permanent repair was $14,980.81. Management submitted this claim to the responsible party's insurance company, Progressive, and they have offered a settlement of $13,911.25. Gary Weseman moved to accept the settlement offer by Progressive; Steve Pyle seconded the motion and it passed unanimously.

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

Syd provided a brief update on this claim. The Board will review this again at the August Board meeting.

5. Network Manager's Update

A. Project status report

Frank reported on the following upcoming and recently completed projects:

- A1N upgrade segment 9 – scheduled to complete 7/27
- SRN Travis County Civil and Family Courthouse – completed 6/16

B. Job budget report

Sarah said this report was already covered in Agenda Item 4B.

6. Executive Session: There was no executive session.

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

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 May 31, 2022.

9. **Meeting and Action Items Summary:**
   Frank noted the following action items from this meeting:
   - Send out revised draft of AE memo from UT.
   - Work with Syd to determine potential impact to SLA for proposed additional GAATN resource.
   - Engage PEC and Oncor to bring individual entities attachments under GAATN contracts.

10. **Confirm date, time, and location for the next regular Board meeting on August 2, 2022 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 3:09 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
August 2, 2022 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: 753 287 607#

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)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Ruben Reyes, on behalf of City of Austin (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)
   Sarah Eichelberger, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   A quorum was established at roll call.
   Members joining after roll call:
   John Greiner, on behalf of Austin ISD (remote) – joined at 12:36 p.m., left meeting at 1:02 p.m., rejoined meeting at 1:29 p.m.
   Mace Royston, on behalf of LCRA (remote) – joined at 1:05 p.m.
   Syd Falk, GAATN attorney (remote) – joined at 12:58 p.m.
   Members of the public/GAATN contractors:
   Chris Gonzales, on behalf of BryComm (remote) – joined at 1:24 p.m.
   Doug Wilson, on behalf of JC Communications (remote) – joined at 1:24 p.m.

2. **Annual Network Management SLA Evaluation**
   The Board held the annual evaluation of the SLA between GAATN and the City of Austin for network management. Overall, network management scored a 4.9 out of 5.

3. **Short Break**
   A short break was taken at 1:02 p.m. and the meeting resumed at 1:10 p.m.

4. **Updated roll call**
   An updated roll call was taken at 1:10 p.m. The following announced as present at the updated roll call:
   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)
   Ruben Reyes, on behalf of City of Austin (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)
   Sarah Eichelberger, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   Mace Royston, on behalf of LCRA (remote) – joined at 1:05 p.m.

Syd Falk, GAATN attorney (remote) – joined at 12:58 p.m.
A quorum was re-established at the updated roll call.

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

6. **Review and Approve the minutes for the regular Board Meeting of July 12, 2022**
   Gary Weseman moved to approve the draft minutes as presented; Dain Herbat seconded the motion and it passed unanimously.

7. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **November 1, 2022 Board meeting start time change to 9:30 a.m.**
   Sarah explained the LCRA requested GAATN move the start time of the November 1 meeting to accommodate meeting space needs. Jaime Guerra moved to approve the new start time of 9:30 a.m. for the November 1, 2022 Board meeting; Gary Weseman seconded the motion and it passed unanimously.
   B. **Austin Energy memorandum discussion**
   Dain said that previously, the GAATN entity representatives were supposed to bring this to their entity leadership to review the correspondence to determine whether they would be willing to sign it as a participant of GAATN. Dain asked Carlos about the City's progress on this matter. Carlos said he is not aware of any progress. Dain said that last month, Frank had noted that CTM executives were touching base with AE to see if this issue could be resolved without the memo being issued. Carlos said he did not have any updates on the City side. Dain asked Carlos if he has seen any improvements in response time; Carlos said the improvement was minimal but not sufficient. Jaime said UT may sign the memo, but he is wondering what level should of leadership should sign; Gary said ACC feels the same and his CIO has approved signing it. Dain said the county would most likely sign at the CIO level. Mace said that LCRA will abstain from signing. Dain proposed bringing this item back to the next Board meeting and requested an update from Frank on internal conversations at the City.
   C. **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 GAATN management put together an explanation for the need of the permanent repair as requested by the responsible party's insurance attorney. Syd said they will give them a couple of weeks to respond, but if there is not a satisfactory response, then they will file the lawsuit that was previously authorized by the Board.

8. **Network Manager's Update**
   A. **Project status report**
   Carlos reported on the following upcoming and recently completed projects:
   - A1N upgrade project segment 9 – completed 7/27
   - AISD B1N Brentwood Elem School node replacements – completed 7/28
   B. **Job budget report**
   Sarah reported that management is tracking 33 jobs totaling $1.745 million. So far for FY23, $44k has been invoiced and the remaining is encumbered.

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

10. **Update Roll Call (only if executive session called):** There was no updated roll call.

11. **Discussion and possible action regarding the financial report and current fiscal year budget issues.**
    A. **Financial Report**

Sarah reviewed the EOY FY22 GAATN budget report provided by AISD. For FY22, GAATN received $2.333 million in revenue and expended $1.83 million. The ending fund balance for FY22 is $3.795 million. Sarah said that AISD is working to issue the FY23 purchase orders and she expects that vendors will receive their PO's in the next week or two.

12. Meeting and Action Items Summary

Carlos noted that the only action item was to bring further updates on the AE memo to the next meeting.

13. Confirm date, time, and location for the next regular Board meeting on September 6, 2022 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 1:31 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
September 13, 2022 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: 650 685 478#

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)
   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)
   John Greiner, on behalf of Austin ISD (remote)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Bo Kinsey, on behalf of Travis County (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Mike Lohrstorfer, on behalf of Austin ISD (remote)
   Gunnar Seaquist, GAATN attorney (on site)
   Carlos DeMatos, on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   A quorum was established at roll call.
   Members joining after roll call:
   Robert Saddler, on behalf of LCRA (remote)
   Members of the public/GAATN Contractors:
   Chris Gonzales, on behalf of BryComm (remote)
   Greg Flay, on behalf of Austin Energy (remote)
   Oliver Higgs, on behalf of Austin Energy (remote)

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

3. **Austin Energy processes, communication and collaboration:**
   Oliver Higgs from Austin Energy (AE) presented an overview of the AE pole attachment application process and timelines associated with each step of the process. The presentation included an example of a pole that GAATN applied to attach to and the reasons the application was denied. Oliver noted that GAATN is the only comm that uses AE to do their make ready, which means that any GAATN make ready goes into the overall AE queue and that part of the process can take up to a year to complete. He suggested that GAATN may be able to shorten the timeline by contracting directly with one of the qualified AE electrical make ready contractors. Dain asked Oliver to send management the presentation and list of qualified contractors to distribute to the Board. Dain also asked Oliver if AE had ever requested that GAATN correct an application and then GAATN submitted the exact same application with no corrections; Oliver said yes and that he would compile that data to distribute to the Board as well. Dain thanked Oliver and Greg for the informative presentation and invited them to remain for the rest of the meeting.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

4. **Review and Approve the minutes for the regular Board Meeting of August 2, 2022**
   Dain Herbat moved to approve the draft minutes from the August 2, 2022 Board meeting as presented; Jaime Guerra seconded the motion and it passed unanimously.

5. **Consent Agenda Items from the August 23, 2022 Technical Subcommittee meeting**
   Jaime Guerra moved to approve Consent Agenda Items 5A and 5B; Steve Pyle seconded the motion and it passed unanimously.
   A. **Seeking approval for COA D1N new node at Austin Energy headquarters in Mueller**
      APPROVED ON CONSENT.
   B. **Seeking approval for C2S & B1N new nodes at Travis County Tax Office 8110 Ranch Road 620**
      APPROVED ON CONSENT.

6. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **2023 GAATN Board and Technical Subcommittee meeting dates**
      Sarah reviewed the proposed 2023 GAATN meeting dates. She noted that meetings will continue to be held in a hybrid format. She also noted that the new physical location for the Technical Meetings will be at the City of Austin's Permitting and Development Center, which is open to the public. Dain noted that these dates may be subject to change. Jaime Guerra moved to approve the proposed 2023 GAATN meeting dates; John Greiner seconded the motion and it passed unanimously.
   B. **City of Austin Network Management resource request**
      This agenda item was deferred until the October Board meeting.
   C. **Property damage claim against JD Abrams/Lone Star Paving for damage to C1N at IH-35 and Rutherford on 9/20/21**
      Gunnar gave an update on this pending claim. He noted that the claimant's insurance had requested some information, which he submitted to them and has yet to hear anything back.

7. **Network Manager's Update**
   A. **Project status report**
      Carlos noted that there were no updates to this report since the last meeting. Jaime asked if Carlos could revise the project status report to show where each project is on the AE application process. Carlos said that he could try, but it might prove difficult. Oliver showed members the AE application status sheet and said that they could have access to it if they wanted. Dain asked Sarah to poll members to find out who would like access and to request that from AE. He also asked Sarah to put a link to the smartsheet on the GAATN SharePoint.
   B. **Job budget report**
      Sarah noted that management is tracking 34 jobs totaling $1.76 million. So far, for FY23, 3 jobs have been completed and $111k has been invoiced.

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

9. **Update Roll Call (only if executive session called):** There was no updated roll call.

10. **Discussion and possible action regarding the financial report and current fiscal year budget issues:**
    Sarah reviewed the beginning of FY23 overall financial report for the month ending July 31, 2022. She reported that the BOFY project fund was $1.695 million plus the $2.1 million emergency fund totaled $3.8 million. So far for FY23, GAATN has received $19k in revenue. She noted that the purchase orders were not issued by AISD until August, so there were no expenditures noted for July.

11. Meeting and Action Items Summary:

- Management - Add AE process status to project status report
- Management – Distribute AE presentation and list of qualified contractors to Board upon receipt.
- Management – Compile list of members who would like access to AE smartsheet and submit to AE for access; put link to smartsheet on GAATN SharePoint.
- AE – Send management information on GAATN applications that needed corrections but were resubmitted without the corrections.

12. Confirm date, time, and location for the next regular Board meeting on October 4, 2022 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 2:24 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
October 4, 2022 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: 843 444 17#

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)
   John Greiner, on behalf of Austin ISD (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Leslye Conoley, on behalf of City of Austin (remote)
   Dain Herbat, on behalf of Travis County (on site)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Harold Nall, on behalf of UT-Austin (remote)
   Frank Ammons, on behalf of GAATN (remote)
   Sarah Eichelberger, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN(remote)
   Syd Falk, GAATN attorney (on site)
   A quorum was established at roll call.
   Members joining after roll call:
   Robert Saddler, on behalf of LCRA (remote) – joined at 1:32 p.m.
   Mike Lohrstorfer, on behalf of Austin ISD (remote) joined at 1:41 p.m.
   Members of public/GAATN Contractors
   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. **Review and Approve the minutes for the regular Board Meeting of September 13, 2022**
   Dain Herbat moved to approve the draft minutes as presented; Jaime Guerra seconded the motion and it passed unanimously.

4. **Consent Agenda items – Items recommended for approval at the September 20, 2022 Technical Subcommittee Meeting and Operational Contract Renewals**
   Gary Weseman moved to approve Consent Agenda Items 4A and 4B; Jaime Guerra seconded the motion and it passed unanimously.
   A. **Seeking approval for third of three possible one-year renewals of GAATN Property Insurance (AISD 20RFP025) with Alamo Insurance Group DBA Brown & Brown San Antonio for the term of November 1, 2022 through October 31, 2023 with an annual premium not to exceed $66k**
      APPROVED ON CONSENT.
   B. **Seeking approval for fourth of four possible one-year renewals of GAATN Underground Locate**

Services (AISD 19RFP031) with USIC, LLC for the term of January 27, 2023 through January 26, 2024 with a per locate rate of $25
APPROVED ON CONSENT.

5. **Board Chairperson Update – Discussion and possible action regarding:**
   A. **Status and history of Austin Energy poles for A1N Ronald Earl Building 192 upgrade projects**
   Tina Little with Austin Energy (AE) discussed the eight AE topped poles (no electric on top) related to the Ronald Earl Building projects. She said that AE is underground in that area and what frequently happens is that the developer chooses to only relocate electrical underground, but not the communications lines. She said AE has slated those eight poles for removal which is why they denied reattachment to those poles the first several times GAATN applied years ago. However, she said they are now allowing GAATN to reapply for those poles to replace like for like fiber with the caveat that if something happens to the pole, such as a knock down or deterioration, they cannot guarantee that they will replace the pole. John Greiner asked what the process is when AE goes underground; Tina said those projects will go through the utility coordination process but she does not deal with underground and isn't familiar with the process. She said she doesn't know the history of why the communications lines were not placed underground by the developer. Dain asked Tina if there is any pathway with space for GAATN to go underground at this location. Tina said she doesn't know; Dain asked if there is someone she can point him to that can answer that question. Tina said GAATN can apply to replace those eight poles and then GAATN would own the new poles; she said GAATN could apply with City of Austin Right of Way (ROW) for these poles to be set in the same spot. She said it is kind of difficult but could be done. She said AE cannot sell the poles or give GAATN the poles. Frank said ROW previously denied for GAATN to replace those poles and said that if there are acceptable poles there, they will not approve excavation permits to replace poles. Frank said that sometimes the developers only relocate AE and there are hundreds of topped poles with AE, PEC and Bluebonnet. Frank said the only difference is that these eight AE poles are scheduled to be removed. Harold asked Tina if she knew when the poles are scheduled to be removed; Tina said she didn't know at this time. Frank said the challenge is that there are several lines attached to the poles with multiple service drops and AE has to coordinate with each of those communications companies. Frank said that AE does not allow communications lines in their conduit; but he will approach ROW to see if there is any available conduit in that area with space. Frank said he would like to get the AE underground contact from Tina to see if he and Dain could work with them to see if GAATN could have space in their conduit, but he doesn't anticipate that being a possibility. Syd asked Frank why ROW denied for GAATN to replace the poles; Frank said they would not approve the excavation permits for the pole replacement and said that GAATN needed to work it out with AE. Tina said she would be willing to meet with Frank and ROW department to see if they would reconsider; Frank said he would get something set up. Jaime said pole replacement would be much less excavation than trenching for underground conduit. Frank said another option is that management could approach some of the other communications companies on those poles to see if they would share in the cost of going joint underground. Tina said it's possible that AE has been underground at that location since the 80s or 90s; Frank said it was definitely before his time. Frank said that, if members don't have any objection, then management would proceed with applying to attach to those eight poles; Frank asked Tina if she could notify him as soon as she knows when those poles will be removed. Dain requested that an agenda item be added to the next Technical meeting regarding GAATN procedures for topped poles.
   B. **Seeking approval for A1N – 192 Upgrade at Travis County Ronald Earl Building Input GAATN-funded project at a cost not to exceed $65k to be funded by FY23 MAC budget**
   Dain asked if agenda items 5B, 5C, and 5D were affected by the topped poles. Carlos said 5B and 5D are but not 5C. Frank said that the Tech committee could discuss the topped poles at the Tech and

then management could bring these projects back to the Board for approval. Dain said that there may be a redesign required depending on the discussion during the Tech meeting. Jaime said that if AE does not approve for GAATN to attach to those poles or if right of way does not approve to replace the poles then GAATN may have to go underground here. Frank said that management would still need approval to apply to attach to those poles and the cost of the engineering/pole load analysis that the contractor would incur; he said they are part of the A1N upgrades. Gary asked if Frank could first have the meeting with Tina and ROW to see if GAATN can replace the poles. Dain said he wants to ensure that GAATN's fiber is on supported infrastructure. There was no action taken on this agenda item.

C. **Seeking approval for A1N – 192 Upgrade at Travis County Ronald Earl Building Output GAATN-funded project at a cost not to exceed $58k to be funded by FY23 MAC budget**
This agenda item was deferred to a future meeting.

D. **Seeking approval for A2N – 192 Upgrade at Travis County Ronald Earl Building GAATN-funded project at a cost not to exceed $47k to be funded by FY23 MAC budget**
This agenda item was deferred to a future meeting.

E. **City of Austin Network Management resource request**
Frank reviewed a presentation proposing the addition of a fourth full time equivalent for the GAATN/COA network management team. Jaime asked if management had any data to show about the increase of workload. Frank said that management will provide that to members prior to the next Board meeting. Steve said he thinks this is an important request. Dain asked if members can think of any other desired modifications for the SLA; he asked members to email him those items if they have any.

F. **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 attorney for the subcontractor requested more information which was provided to him. Gunnar has not heard back from him since sending the requested information so he is drafting a complaint to file the previously authorized lawsuit. Syd said once the suit is served, they have until the Monday after 20 days have passed to file their answer. He will bring another update to the next Board meeting.

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

A. **Project status report**
Frank said there are no changes to this report with the exception of the inclusion of the AE application status and corresponding application number for each project if applicable.

B. **Job budget report**
Sarah reported that management is tracking 34 jobs totaling $1.76 million. So far for FY23, there are three jobs completed and $110k invoiced.

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

8. **Update Roll Call (only if executive session called):** 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**
Sarah reviewed the financial report for the month ending 8/31/22. She noted that GAATN has taken in $274k in revenue to date for FY23 and expended $33k.

10. Meeting and Action Items Summary:

Frank reviewed the following action items from this meeting:

- Contact COA ROW regarding replacement of the eight stub poles for the REB projects.
- Add agenda item for GAATN procedures for topped poles.
- Send workload increase data for network management to members prior to next Board meeting.
- Members should send Dain any modifications have previously noted they would like to see for the network management SLA.
- Follow up with LCRA regarding conference phone issues during meetings.

11. Confirm date, time, and location for the next regular Board meeting on November 1, 2022 at 9:30 a.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 2:45 p.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
November 1, 2022 9:30 a.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: 858 511 018#

MINUTES

1. **Call to Order and Roll Call:**
   GAATN 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:
   Steve Pyle, on behalf of State of Texas DIR (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Dain Herbat, on behalf of Travis County (on site)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Leslye Conoley, on behalf of City of Austin (remote)
   Mace Royston, on behalf of Lower Colorado River Authority (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/COA (remote)
   Carlos DeMatos, on behalf of GAATN/COA (remote)
   Sarah Eichelberger, on behalf of GAATN/COA (remote)
   A quorum was established at roll call.
   Members of the public/GAATN Contractors:
   Greg Flay, on behalf of Austin Energy – joined at 9:38 a.m. (remote)
   Doug Wilson, on behalf of JC Communications (remote)
   Chris Gonzales, on behalf of BryComm (remote)

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

3. **Review and Approve the minutes for the regular Board Meeting of October 4, 2022**
   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. **Seeking approval for A2N/SRS – Maintenance Hole Relocation Lamar Blvd and Toomey Rd GAATN-funded capital improvement project at a cost not to exceed $64k to be funded from the FY23 GAATN MAC budget**
   Sarah stated that the designs for Agenda Items 4A and 4B were reviewed and recommended by the Technical Subcommittee, but the proposals for the two projects had not been received and so she was not able to give a budget impact at the Tech meeting. Sarah reviewed the budgetary impact of the projects for approval in Agenda Items 4A and 4B with an updated financial forecast. She noted that both of these projects are to be funded by GAATN and there will not be any reimbursement. She stated that GAATN has an unplanned projects fund within the emergency reserve of $250k, but she does not anticipate that GAATN will need to dip into that at this time, as the costs of some of

the projects will span across multiple fiscal years. Jaime Guerra moved to approve A2N/SRS Maintenance Hole Relocation Lamar Blvd and Toomey Rd GAATN-funded capital improvement project at a cost not to exceed $64k to be funded from the FY23 GAATN MAC budget; Steve Pyle seconded the motion and it passed unanimously.

B. Seeking approval for C2S – Oak Hill Parkway GAATN-funded TxDOT project at a cost not to exceed $383k to be funded from the FY23 & FY24 GAATN MAC budget

Dain asked what determines whether a project is reimbursable. Syd said in general GAATN typically gets reimbursed by a developer when its asked to move infrastructure. Regarding TxDOT projects, Syd said is depends on whether they having funding for reimbursements but it can also depend on whether they deem the move as a betterment. Frank said in most situations, if it's a forced betterment, then GAATN would be reimbursed, but if it's not a forced betterment, then GAATN may not be reimbursed. Frank said the Oak Hill project is unique in that it's a forced betterment that GAATN is not being reimbursed for. He said management worked closely with Syd and TxDOT on this project and the agreement because management deemed it as a forced betterment. The reason GAATN is not eligible for reimbursement is because Austin Energy is re-routing poles that GAATN is unable to attach to because of the height restriction, so management explored the possibility of GAATN placing its own poles to save money but they realized that was not an option because of the elevation of the roadway and the need for AE to be able to access the supply space; thus, GAATN was forced to go underground at this location. Harold asked what the other comms were doing for this relocation; Carlos said the location where they went underground was nowhere near where GAATN needed to go underground and some comms actually deleted their crossing. Syd said because each of these projects can be complicated and a one-off, it ends up looking like a case by case basis. Jaime Guerra moved to approve C2S – Oak Hill Parkway GAATN-funded TxDOT project at a cost not to exceed $383k to be funded from the FY23 & FY24 GAATN MAC budget; Gary Weseman seconded the motion and it passed unanimously.

C. Oncor pole attachment agreement

This agenda item was discussed in executive session for attorney consultation. Upon reconvening in open session, the Board directed GAATN legal and network management to draft a MOU regarding the administration of the Oncor pole attachment agreement and to seek its own agreement with Oncor in five years once the City of Austin spending authority expires.

D. 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 the insurance adjuster requested additional information and that they gave them the information requested. Syd said that if they are not satisfied with the additional information, he thinks it will be time to file suit which was previously authorized by the Board. Dain asked why a lawsuit had not already been filed. Syd said they were hopeful that providing the additional information would produce some favorable results, but since it hasn't he anticipates that the lawsuit will be filed prior to the next Board meeting.

5. Network Manager's Update

A. Project status report

Frank reported on the following upcoming and recently completed projects:

- COA Lions Golf Course – completed 10/27
- ATD Longhorn Dam pedestrian bridge relocate – design/proposal will be brought to upcoming Technical meeting
- Cap-Ex-South IH35 – design/proposal will be brought to upcoming Technical meeting
- Dain asked Carlos when he anticipates the A1N projects will be completed; Carlos said segments 2, 4, 10 and 11 are pending ROW pending and so those should be scheduled pretty soon. Carlos said segments 1, 7 & 8 are still pending EMR. Frank said management would circle

back with AE on segment 1.

- Dain asked about lead times for fiber with regards to the SRS segments. Carlos said the 40k feet of fiber that GAATN ordered last year took exactly one year. Carlos said Corning is still a one year lead time, but Prysmian has about a six-month lead time. Dain asked if any other materials had such long lead times; Carlos said no just the fiber. Dain reminded the Board that there is a network manager's spending authority in case GAATN needs to restock its emergency stock.
- Greg Flay asked if the communication lines between GAATN and AE were working well. Frank said everything is going great and management is really excited to be working more closely with AE staff and hold monthly meetings with them. Frank said management is extremely grateful for the opportunity to work more closely with AE. Greg said that he was under the impression that there would be a discussion of stub poles in this meeting. Frank said that discussion was going to happen in an upcoming meeting and that AE is in the process of creating a GIS file for GAATN that shows those stub poles so GAATN can get a sense of the scope of the issue. Frank said he would notify Greg and Tina when that discussion will be included as an agenda item. Jaime said the issue is stub poles where this is no new pole on which to transfer. Dain said its an honor to have Greg in the meetings and the relationship between GAATN and AE is at an all time high; Dain's concern with the stub poles is to ensure that GAATN is on supported infrastructure and once GAATN can identify those poles of concern so that the Board decide how to move forward on those types of poles in the future.

B. Job budget report

Sarah said management is tracking 41 jobs totaling $2.8 million; $110k has been invoiced in FY23. She said the project reserve bottom line is in the red by about $25k, but she does not project that GAATN will need to dip into the unplanned project fund.

6. **Executive Session:** At 10:03 a.m., Dain Herbat adjourned the GAATN Board for closed session under Texas Government Code sections 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) Agenda item 4C.

   At 10:21 a.m., Dain Herbat reconvened the GAATN Board in open session. Agenda Item 4C was the only item discussed. Any discussion held or action taken on agenda items discussed in executive session will be noted on the summary for that agenda item.

7. **Update Roll Call (only if executive session called):** All members present at the first roll call announced as present for the updated roll call. A quorum was re-established after reconvening in open session.

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 September 30, 2022. To date for FY23, GAATN took in $282k and expended $174k. The month ending fund balance with the $2.1 million emergency reserve was $3.9 million. Jaime asked about a budget for a holiday luncheon. Sarah said there is no food money in the FY23 budget, but that if members wanted to pay for their own lunch and there was enough interest, that would be arranged. Jaime asked Sarah to send a pole to members to see if they would be interested in a luncheon either prior to the December Board or Tech meeting.

9. **Meeting and Action Items Summary**

   - Let Greg and Tina know when the stub pole discussion is on the agenda again.

- Work with Syd to draft MOU for Oncor agreement.
- Send out poll for holiday luncheon.

Frank noted that Greg with AE was expecting an agenda item and if the expectation of the board is that AE is going to attend every meeting whether or not there is an agenda item for them to speak to in regards. Frank said of course they are more than welcome to come to each meeting, but he wants to clarify whether they want to come to every meeting or only meetings where there is a related agenda item. Dain said that if there is an agenda item concerning AE, he thinks it would be courteous to inform them of that item in advance, but he would also like to encourage their attendance at all meetings so they get a good understanding of GAATN business. Syd asked Dain how he proposed to handle them in terms of making comments because they are technically a member of the public and citizen commentary is generally limited to citizen communications. Dain asked Syd if there is a provision in the open meetings act that allows for special treatment of a citizen; Syd said no but there is nothing preventing a governing body from calling on a citizen in attendance regarding a matter on the agenda. Dain said, that unless there is an agenda item for them to speak to specifically, that they should be treated like any citizen but that he would not shut down anything they want to add to the discussion. Leslye asked if GAATN would want a standing agenda item for AE electrical make ready to add value for both AE and GAATN. Gary asked if it would be more valuable to have them attend the Technical meetings instead. Jaime said his concern is they are putting a high level executive from AE attending the meeting and he thinks that is more appropriate for the Board meeting; he doesn't know if a standing agenda item would add value but he doesn't want them to feel obligated to attend all GAATN meetings unless there is a relevant agenda item for them to speak to. Syd also mentioned that the open meetings act standard is that only essential people to the discussion (members and network management) may attend the executive session. Dain said he could not foresee a situation where they would need to be in the executive session. Dain said he wants to be respectful of AE's time, and he definitely wants Frank to notify them of any relevant agenda items, but he doesn't want to require their attendance. Frank said he would make sure they feel welcome to attend any GAATN meetings, and make sure that he notifies them of any agenda items in upcoming meetings that they may want to speak to.

10. **Confirm date, time, and location for the next regular Board meeting on December 6, 2022 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 10:44 a.m.

GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK (GAATN) INTERLOCAL AGENCY

MEETING OF THE BOARD OF DIRECTORS
December 6, 2022 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: 292 614 483#

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)
   Robert Saddler, on behalf of LCRA (remote)
   Leslye Conoley, on behalf of City of Austin (remote)
   Jaime Guerra, on behalf of UT-Austin (remote)
   Gary Weseman, on behalf of Austin Community College (remote)
   Bo Kinsey, on behalf of Travis County (remote)
   Anthony Breckenridge, on behalf of City of Austin (remote)
   Gunnar Seaquist, GAATN attorney (on site)
   Sarah Eichelberger, on behalf of GAATN (remote)
   Carlos DeMatos, on behalf of GAATN (remote)
   A quorum was established at roll call.
   John Greiner, on behalf of Austin ISD (remote) – joined at 2:03 p.m.
   Members of the public/GAATN contractors:
   Marco Espericueta, on behalf of Austin Energy (remote)
   Chris Gonzales, on behalf of BryComm (remote)
   Doug Wilson, on behalf of JC Communications (remote)
   Wayne Wedemeyer (remote)

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

3. **Introduction of new Austin Energy Chief Information Officer**
   Dain introduced Marco Espericuerta, the new AE CIO. Marco said he would be attending the GAATN Board meetings on behalf of AE going forward.

4. **Review and Approve the minutes for the regular Board Meeting of November 1, 2022**
   Gary Weseman moved to approve the draft minutes from the regular Board meeting of November 1, 2022; Steve Pyle seconded the motion and it passed unanimously.

5. **Consent Agenda items – Items recommended for approval at the November 15, 2022 Technical Subcommittee Meeting**
   Jaime Guerra moved to approve Consent Agenda Items 4A, 4B, and 4C; Gary Weseman seconded the motion and it passed unanimously.
   A. **Seeking approval for UT tie cable at 1303 San Antonio entity-specific project at no cost to GAATN**
      APPROVED ON CONSENT.
   B. **Seeking approval for B1S/SRS TxDOT Capitol Extension South IH35 from SH71 to SSH45 GAATN-**

funded TxDOT 100% reimbursable project at a cost not to exceed $364k to be funded from the FY23 and FY24 GAATN MAC budgets
APPROVED ON CONSENT.

C. **Seeking approval for Longhorn Dam conduit relocation developer initiated GAATN-funded project at a cost not to exceed $89k to be funded from the FY23 GAATN MAC budget**
APPROVED ON CONSENT.

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

A. **Seeking approval for FY24 GAATN Proposed Site List**
Sarah noted that she received responses from all entities by the deadline and had incorporated all of the requested changes into the FY24 Proposed Site List for approval. She said that the summary page includes the FY24 Network Rights percentages and there was minimal change. Cumulatively, five sites were added (for a total of 563 entity sites) and six strands were purchased by an entity. Dain Herbat moved to approve the FY24 GAATN Proposed Site List and Network Rights Percentages; Jaime Guerra seconded the motion and it passed unanimously.

B. **GAATN Budget Overview – History and Forecast**
Sarah reviewed the FY22 budget vs. actual handout. The FY22 approved budget was $1.7 million, and the Board approved an increase of 635k in January, but then ultimately GAATN expended $1.83 million. Of the $1.83M expended, 63% was spent on operational categories and 37% on MAC jobs. In FY22, $683k was spent on MAC jobs and of that, 57% was spent on GAATN-driven projects, 21% was spent on developer projects and 21% was spent on repairs. Also, of the $145k spent on developer projects, $96k was recovered in reimbursements. Sarah reviewed the GAATN budget history handout. In FY2010, GAATN's budget was $2.1M which steadily decreased until GAATN was operating at its lowest budget of $1.7M from FY18-22. In almost every year since 2010, the revenue exceeded the expenditures therefore the project reserve increased until FY21 when GAATN spent most of that reserve money on the Backup NOCC. Sarah reviewed the financial forecasts handouts for each proposed budget option. The two forecasts options illustrate funding the remaining segments of SRS upgrades over the next three FYs or two FYs. The three FY option shows placeholders for funding segments 7-9 in FY24, 10-12 in FY25, and the terminations in FY26. This option puts the FY24 budget at $2.4M. The two FY option shows placeholders for funding segments 7-12 in FY24 and the terminations in FY25. This option puts the FY24 budget at $2.6M. Sarah noted that those budget options may seem high compared to the current budget of $1.9M, but in FY10, GAATN had a $2.1M budget and considering that prices overall have increased by 37% since FY10, that would translate to a $2.9M budget in today's economy. Gary asked about tracking the encumbrances from the fund balance; Sarah noted that the total encumbrances from the fund balances are tracked on page 2 of the job budget which currently shows that if all projects were paid out in the current FY, then GAATN would have to dip into the unplanned project fund by $24k. She said that if a project is not completed in the fiscal year it is approved, then the expenditure of funds for carryover projects must be re-approved by the Board each fiscal year per AISD's requirements.

C. **Seeking approval for FY24 GAATN Proposed Budget Option 1 or 2**
Sarah presented the two proposed budget options of $2.4 million (funding remaining SRS segments over another three FYs) and $2.6 million (funding remaining SRS segments over another two FYs). Jaime asked if the proposed budget options included funds for an additional FTE for the GAATN management team; Sarah said that they did not but that Frank recommended revisiting that proposal again in a few months. Robert asked about the main reasons for the 25% budget increase; Sarah said that she had previously forecasted a higher budget for FY24 due to the SRS upgrade projects. She also said that the locates expenditures had tripled in the past five years, going from $100k per year to $300k per year. Dain asked if there was a contingency if an entity could not afford the higher budget; Sarah said that if GAATN wanted to consider a base maintenance and operations

budget with no upgrade projects, that would be $2.1 million, which would only be a 10% increase over the current FY budget. Dain said he did not want to see that, but asked members to review the options with their budget staff and let Sarah know if they had any feedback on the proposed budget options. Jaime said he would like to see funds for a holiday luncheon in the proposed budget; Leslye agreed. Leslye said that City of Austin would be more amenable to the $2.4 million option; Dain agreed that Travis County would most likely prefer that option too. Robert asked Sarah to send out some bullet points outlining the reasons for the increase. Sarah said that she will bring the two budget options back to the January Board meeting pending feedback from members. She noted that the GAATN ILA states that the budget must be approved by March 1.

D. Notification of forthcoming 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 notified the Board that management is currently working with Austin ISD procurement on the RFPs for GAATN Moves, Adds, and Changes (GAATN MAC) and GAATN Bentley Management. Management is also working on the RFQ for GAATN Legal Services. All three solicitations are expected to be issued by Austin ISD in late January or early February and will be open for approximately six weeks. Sarah asked members to send her any potential submitters that they would like for Austin ISD to notify once the solicitations are issued. She also noted that she would be seeking volunteers to serve on the evaluation subcommittees at the January meeting.

E. Seeking approval for GAATN - ROW - Union Pacific Railroad ROW license - UPRR form A1N -- 3rd and Pressler Relocation

This agenda item was discussed in executive session under Texas Government Code 551.071 for attorney consultation. Upon reconvening in open session, Jaime Guerra moved to approve for GAATN to execute the GAATN – ROW – Union Pacific Railroad ROW License UPRR form as presented for the A1N developer-funded project at 3rd and Pressler relocation; John Greiner seconded the motion and it passed unanimously.

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

Gunnar said that there has not been a satisfactory resolution to this claim despite providing all requested information and that he was drafting the lawsuit that was previously authorized by the Board. He expects the lawsuit will be filed prior to the January Board meeting.

7. Network Manager's Update:

A. Project status report

Carlos reported on the following upcoming and recently completed projects:

- A2N Maintenance hole relocation at Lamar and Toomey – scheduled to complete 12/14
- SRS Maintenance hole relocation at Lamar and Toomey – scheduled to complete 12/15
- B2S Met3 replacement of 114ct to 288ct – postponed by entity request
- C1S Travis County repair at C1S06 squirrel damage – completed 11/29
- UT C2S/B1N UT Applied Research Labs new node – completed 11/29

B. Job budget report

Sarah reported that management is tracking 41 jobs totaling $2.8 million. She noted that if all jobs were paid out in FY23, then GAATN would have to dip into the unplanned projects fund by $24k. She said that management does not expect for all jobs to be completed this fiscal year and does not anticipate the need to use funds from the unplanned projects fund.

8. Executive Session: At 2:28 p.m., Dain Herbat adjourned the GAATN Board for executive session under Texas Government Code 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 6E.

At 2:40 p.m., Dain Herbat reconvened the GAATN Board in open session. Agenda Item 6E was the only item discussed in executive session. Any additional discussion held or action taken is noted on the summary for that agenda item.

9. **Update Roll Call (only if executive session called):** An updated roll call was held and all members that announced as present at the first roll call announced as present at the updated roll call. Additionally, John Greiner with Austin ISD announced as present at the updated roll call. A quorum was re-established after executive session.

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 October 31, 2022, GAATN had taken in $392k in revenue and expended $769k, leaving an ending project reserve fund balance of $1.317 million.

11. **Meeting and Action Items Summary:** Carlos noted the following action items from this meeting:
    - Send bullet points to Board members regarding the reason for the increase of the annual budget.

12. **Confirm date, time, and location for the next regular Board meeting on January 10, 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 2:52 p.m.