

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

MEETING OF THE BOARD OF DIRECTORS

May 7, 2019 at 1:30 PM
Lower Colorado River Authority
LCRA Service Center, Room A502/503
3505 Montopolis Blvd.
Austin, Texas

MINUTES

1. Call to Order and Roll Call (Chairperson, 1 minute)

GAATN Board Chairman Dain Herbat called the meeting to order at 1:30 PM.

The following announced as present:

Dain Herbat, on behalf of Travis County
Jaime Guerra, on behalf of the University of Texas
John Kohlmorgan, on behalf of Austin ISD
Gary Weseman, on behalf of Austin Community College
Bruce Hermes, on behalf of City of Austin
Laura Gonzalez, on behalf GAATN
Syd Falk, GAATN attorney
Harold Nall, on behalf of the University of Texas
Carlos DeMatos, on behalf of GAATN
Robert Saddler, on behalf of LCRA arrived at 1:50 PM
A quorum was established at roll call.

Members of the public:

Chris Gonzales, on behalf of BryComm LLC
Wayne Wedemeyer, on behalf of the University of Texas

2. Citizen Communications

There were no citizen communications.

3. Review and Approve the minutes for the regular Board Meeting of April 2, 2019

Gary Weseman moved to accept the minutes as presented. Bruce Hermes seconded the motion and it passed unanimously.

4. Consent Agenda Items from Technical Subcommittee Meeting of April 16, 2019

- A. Seeking approval for new UT D1N site at 1191 Navasota Street
- B. Seeking approval for UT EUFAP request to purchase 6 strands on C2S
- C. Seeking approval for the use of 6 unallocated strands on SRS by UT
- D. Seeking approval for first of four possible renewals of the GAATN Legal Services Agreement (AISD 18RFP097) with Bickerstaff, Heath, Delgado, Acosta LP at an hourly rate of \$290 for a period of July 1, 2019 to June 30, 2020
- E. Seeking approval for second of three possible renewals of the GAATN Maintenance Contract (AISD RFP P16-029) with BryComm LLC for a base annual amount of \$197,339 for a period of July 1, 2019 to June 30, 2020
- F. Seeking approval for first of four possible renewals of the GAATN Bentley Management Agreement (AISD 18RFP104) with Advanced.1 LP for a base annual hosting amount of

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\$30,000, not to exceed total annual amount of \$36,000, for a period of July 1, 2019 to June 30, 2020

- G. Seeking approval for GAATN Maintenance contractor FY19 retainage payment in the amount of \$19,734.

Dain Herbat moved to accept items 4A, D, E, F, and G, as presented. Gary Weseman seconded the motion and it passed unanimously.

Gary Weseman moved to accept item 4B, UT EUFAP request to purchase 6 strands in blue-black buffer 2 on C2S in the amount of \$40,751.82. It was seconded by Dain Herbat and passed unanimously.

Regarding agenda item 4C, Jaime Guerra explained that there are currently unused, unassigned strands in some portions of SRS. UT seeks approval to utilize six of those unallocated strands on the blue-black buffer in anticipation of UT's 6-strand allocation when SRS is expanded to 192-strand fiber in the future. In the meantime, if approved, UT will have its Network Rights adjusted to reflect the addition of the 6 blue-black buffer strands and associated maintenance costs.

John Kohlmorgan asked which six strands UT is going to be assigned. Carlos Dematos reported that it will be in blue-black. John asked if UT's presence on the ring would be included in cost calculations. Jaime said yes, but added that UT doesn't have plans to add sites to SRS. Bruce Hermes asked if blue-black is allocated anywhere on SRS. Carlos answered that it is not. Carlos also answered the Board's questions about future allocations by explaining that UT will be in brown-black when the 192-strand is ultimately in place but since that color currently doesn't exist in the present 114-strand fiber, UT will have to use blue-black in the meantime. In the future allocation plan, blue-black will go to AISD.

Gary asked how UT's proposed fibers would end at City Hall. Carlos responded that the blue-black buffer is currently terminated at City Hall, and if the motion is approved, the connections will then be patched into UT's panels. Upon the SRS build-out to 192 strands, blue-black will be returned to their allocated owner.

Gary Weseman moved to approve the temporary use of the 6-strand blue-black buffer tube on SRS by the University of Texas in advance of the 192-strand buildout of SRS, based on the proposed allocation of dark fiber currently proposed for the 192-strand buildout of SRS. Dain Herbat seconded the motion and it passed unanimously.

Network management will send out the new GAATN strand allocation sheet by the end of the week.

5. Board Chairperson Update

No items were discussed.

6. Network Manager's Update (COA, 10 minutes) – Discussion and possible action regarding:

- A. Any existing network operations, repairs, or maintenance issues, including any that occurred since the last Board Meeting

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1. Treaty Oak Decommission project status update

Carlos reported that A2N and SRS are the next rings to be spliced out, concurrently. Pending a Network Management meeting with JC Comm on May 9, the final decommission dates will be established. Dates may be pushed back as much as four weeks. John reported that AISD is okay with new dates. Carlos will send out network activity notices as normal.

Robert Saddler asked what the impact on the network will be. Carlos confirmed the possibility for network interruption because of the splicing. Robert reported concern over potential brown outs in the summer months due to high energy loads and would prefer no network impacts during high capacity times. Carlos asked for LCRA to keep him in-the-loop about those times as they occur.

2. Community Technology & Telecommunications Commission Report

Carlos shared that this item was brought up during the April technical subcommittee meeting. There is a city commission that is seeking to streamline the right of way permitting process and city code regarding the use/ownership/construction of utility infrastructure. Primarily, the committee seeks to alleviate complaints. Per Rondella Hawkins, the city is seeking to streamline the permitting process and have utilities share conduits and duct banks. There is potential impact to GAATN in the future.

Carlos has a conference call with Malcolm Yates, the chairman of the committee, regarding information about the committee later today.

Jaime added that "one-touch make ready" is another concept that the commission is exploring. Carlos said that one-touch make ready is not expected to pass due to the liability involved.

John Kohlmorgan asked for Google Fiber update at next meeting.

Carlos reported seeing permits come across for Google in the D1N area for micro-and nano-trenching. Carlos will have an update on Google at the next tech meeting and will provide the Board with commission updates as they arise.

3. Convention Center NOCC status and possible action

Carlos briefed the Board that the contracted engineering firm, IMEG, has decided to make changes to the design resulting in a 30-day delay at no cost to GAATN. Changes include moving the generator to the roof and other minor modifications. Bruce shared concern that the changes could have significant cost impact. Also, John asked if the bid process can begin. Carlos informed the board that Public Works has a short-list of pre-approved contractors that will submit their proposals for the NOCC to GAATN once the design is finalized and then a firm cost can be established.

4. Project Status Report

Carlos reported that A1N UT System Building at Heartland Plaza was removed, and the cable is ripped out.

Carlos reported that there was tree trimming damage on C1N at 6815 Willamette. Only AISD strands in blue-black buffer were affected and a permanent repair is in motion. AISD strands were rolled to dark fiber as a temporary repair. A demand letter in the amount of \$22,124 was sent to the responsible party but has already been denied and the issue is now escalated to Bickerstaff for resolution. Bruce asked if Austin Energy is notified in circumstances like this where its contractors cause damage. This particular incident was not reported to AE. Bruce and Dain advocated

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for routine notification to AE when contractors cause damage.

5. Job Budget Tracking Report

Laura reported that 17 projects are being tracked for \$602,961 for the year.

Dain asked if there are outstanding invoices. Carlos reported that there are not. The surplus for the year will be rolled over.

John reported that the \$175k invoice for the NOCC for Public Works had been cut and Carlos reported that it was received.

7. Executive Session: Adjourn for closed session, under one or more of Texas Government Code sections 551.071, 551.072, 551.073, 551.074, 551.076 and/or one or more sections 418.175 – 418.181 (“H.B.9”), to seek legal advice or to preserve confidentiality as permitted by law (including but not limited to pending, anticipated or contemplated litigation concerning):

- A. Construction, equipment, and product warranty claims;
 - B. Damage to GAATN fiber optic cables, equipment, hardware, and other property;
 - C. Contractual, tort or other legal or equitable claims by or against GAATN; or
 - D. The procedures and operations of the Board or the organization;
 - E. GAATN Management and Operation
- And/or to consider matters concerning:
- F. Real property purchase, exchange, lease, easements or value;
 - G. Gifts or donations;
 - H. Personnel;
 - I. Security devices, security personnel or security procedures or protocols; or
 - J. Issues involving GAATN physical plant detail made confidential by law
 - K. Or other matters as permitted by the Texas Open Meetings Act

There was no executive session.

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

There was no financial report.

9. Meeting & Action Items Summary

Network management will:

- Send an updated GAATN strand allocation sheet.
- Send a reminder for the design meeting and required deliverables.
- Send an updated network activity schedule for the Treaty Oak A2N/SRS decommissioning.

10. Confirm date, time, and location for the next regular Board meeting on June 4, 2019 at 1:30 PM at the LCRA Service Center, 3505 Montopolis Blvd., Room A502/503, Austin, Texas.

The date, time, and location for the next regular Board meeting were confirmed and the meeting adjourned at 2:15 PM.