

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD January 14, 2008
Lower Colorado River Authority
Hancock Building, Board Conference Room
3701 Lake Austin Blvd**

Agenda Item No. 1:

The meeting was called to order by Chairman Gray Salada at 1:32 p.m

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

Gray Salada, on behalf of Austin Independent School District
Martha Kruschke, on behalf of the City of Austin
Wayne Wedemeyer, on behalf of the University of Texas
Tom Lott, on behalf of the Lower Colorado River Authority

GAATN Personnel present at the start of the meeting:

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

Guests

Earbie Matheny, Co Com Cabling Systems
William Gammon, William Gammon Insurance Agency
Lynn Butler, Co Com Attorney
Bill Romney, Bridgepoint Consulting, LLC - Chief Restructuring Officer

Agenda Item No. 2:

Citizen Communication

Not present.

Agenda Item No. 3:

Approval of the December 3, 2007 Board Minutes

Wayne Wedemeyer made the motion to approve the December 3, 2007 Board minutes. The motion was seconded by Gray Salada and passed by unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

A. Representative of William Gammon Insurance Company, report on claim status.

Gray Salada recognized William Gammon and asked that he update the Board regarding his attempts to recover some portion of the last several years' damage claims that he has been negotiating with the insurance carrier, Fireman's Fund Insurance Company. Mr.

Gammon explained that he has written up all the qualifying claims for Fiscal Years 04-05 and 05-06 but not for FY 06-07 because that year did not qualify (allowable claims did not exceed the \$50,000 aggregate deductible). As stated, the insurance company has accepted the claims for those two FY's and has assigned an adjuster as well as a claim number and will be sending out a "Reservation of Rights" letter this week. The Reservation of Rights letter was an expected response due to GAATN's delay in bringing these damage incidents to their attention. The letter states that although the incidents being claimed appear to be covered under the policy, the insurance company reserves the ability to deny the claim(s) if further investigation warrants. Mr. Gammon feels that an adequate "paper trail" exists (including photographs of the damage) in documentation from Co Com to support these claims and that the Unit Costs of repairs were reasonable and customary. Furthermore, he stated that the adjuster has begun to understand the way GAATN must operate, executing repairs immediately to minimize the possibility of disruption of communications, rather than waiting for the arrival of the insurance adjuster before commencing repair or replacement..

Mr. Gammon expressed some confidence in the worthiness of our claims, although he stated that "it is too early to be optimistic". Since we are about 2-3 years late reporting these "teardown and dig-up" incidents, the insurance company is somewhat limited in what can be done to find the Third Party Perpetrator(s) of these damages. This inability to subrogate (or pass-on) some of the costs to the Third Party Perpetrator(s) may result in Fireman's Fund not making full settlement of our claims. He further stated that we should receive the answer within 60 – 90 days and the worst they can say is "No".

Agenda Item No. 5:

Executive Session:

Adjourn for closed session at 2:03 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076,

to seek legal advice about pending, anticipated or contemplated litigation concerning:

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

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

The regular session reconvened at 2:44 p.m. for discussion and actions, if any, on matters considered in the closed session. There were no items from executive session that required actions by the GAATN Board.

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

Gray Salada distributed the October Budget Report which was discussed. There was some brief discussion of the 2008-09 budget status. Martha pointed out that Austin currently has a high rate

of redevelopment and infill and the overall construction budget will need to maintain or grow in response over the next few years.

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

A. Wireless, WIMAX, 802.11 Expansion Possibility

Tom Lott stated that the committee had discussed the possibility of a combined wireless (WIMAX, 802.11, etc.) overlay project, but that it was not feasible at this time. The topic should be kept as a “tickler” subject for future discussion as technology progresses.

B. Recommendation for Setting 2009 Capital Projects Budget Level

Tom Lott reported that the committee had discussed prioritizing the long term Capital Projects and that additional information needed to be gathered to continue that discussion.

C. Recommend two New AISD Sites

Tom summarized that the committee had discussed and was recommending approval of two new AISD sites on the A1N ring. Tom then made the motion to approve those two A1N sites and Wayne Wedemeyer seconded the motion. The vote was unanimous for approval.

Additionally, Tom mentioned that the Special Subcommittee will meet at 11:30 am on January 23rd (prior to the Tech subcommittee meeting) at Co Com, to begin discussion of the rebid of the fiber maintenance RFP.

Wayne Wedemeyer then stated that UT had hired two student contractors to handle the simple updates of the GAATN website and is in the process of letting a contract to a website analysis professional. This person will evaluate the website and redesign and implement the interactive sorting of the database. Therefore, it will no longer be necessary for Bill Bennett to work on creation of an RFP for this purpose.

Wayne also mentioned that Dave Kelly had asked him to inquire why the State did not receive notification of the SRN outage on January 7th. Martha Krischke noted that the problem was with the Agency Mail List Serve and would have to be solved through Gary Weseman. This is an ongoing puzzle as to why non-deliveries happen intermittently.

Agenda Item No. 8:

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

A. 2008-2009 Budget - Martha Krischke handed out preliminary budget worksheets and led the generalized discussion of the proposed budget.

B. Convention Center Redundant Entrance -

Adjourn for closed Executive Session at 3:39 p.m., under one or more of Texas Government Code sections

551.071, 551.072, 551.074, and/or 551.076,

to seek legal advice about pending, anticipated or contemplated litigation concerning:

- G. Construction, equipment, and product warranty claims;
- H. Damage to GAATN fiber optic cables, equipment, hardware, and other property;
- I. Contractual or tort claims by or against GAATN; or
- J. the procedures and operations of the Board or the organization;

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

The regular session reconvened at 4:05 p.m. for discussion and actions, if any, on matters considered in the closed session.

Martha Krischke moved for GAATN to support the COA effort to re-route GAATN plant along the Hike-and-Bike Trail to West Cesar Chavez by making GAATN owned cable available for the re-route project. This agreement with COA is based on the commitment that the cable will be replaced (or reimbursed for in full), and there shall not be any other costs to GAATN. Wayne Wedemeyer seconded the motion and it passed unanimously.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting as February 4, 2008 at 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

The meeting of the Board of Directors adjourned at 4:15 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD February 4, 2008
Lower Colorado River Authority
Hancock Building, Board Conference Room
3701 Lake Austin Blvd**

Agenda Item No. 1:

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

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

Gray Salada, on behalf of Austin Independent School District
Martha Krischke, on behalf of the City of Austin
Paul Hopingardner, on behalf of the City of Austin
Wayne Wedemeyer, on behalf of the University of Texas
Tom Lott, on behalf of the Lower Colorado River Authority
John Kohlmorgan, on behalf of Austin Independent School District
Brian Kunz, on behalf of the Lower Colorado River Authority
Gary Weseman, on behalf of Austin Community College
John House, on behalf of the University of Texas
Dave Kelly, on behalf of the State of Texas

GAATN Personnel present at the start of the meeting:

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

Guests:

Darrel Rochte, City of Austin
Russ Rumney, City of Austin
Devon Desai, Attorney for the City of Austin
Russ Lambert, DYNEX – Trinity Investments
Jeff Phipps, Titus Electric Company
Carlos Reyes, Co Com Cabling Systems
Jeff Kirk, Co Com Cabling Systems
Buz Brymer, Co Com Cabling Systems
Cory Brymer, Co Com Cabling Systems

Agenda Item No. 2:

Citizen Communication

Not present.

Agenda Item No. 3:

Approval of the January 14, 2008 Minutes

Wayne Wedemeyer made the motion to approve the January 14, 2008 Board minutes. The motion was seconded by Tom Lott and passed by unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

A. Update on the Co Com situation

Gray Salada recognized Syd Falk who reviewed the recent developments in the Co Com bankruptcy situation. During the last 7-10 days the re-organization plan has changed into a Chapter 7 liquidation, leading to an auction of the accounts receivable and the existing contracts of Co Com. The auction could occur within the next few days (possibly February 6th), pending court approval. Two of the potential bidders might be Titus Electric and/or Dynex-Trinity Investments (who is the interim provider of financing) but others may also appear.

Syd stated that he, Martha and Devon Desai (COA attorney) had met with Bill Romney and Russ Lambert of Trinity Investments last week. At that meeting it was stated that the intended outcome of the pending events was that a new company would emerge owning the operational assets and existing contracts of Co Com. This new company would continue to service those existing contracts in a “business as usual” fashion.

In response to a question from Gray, Syd stated that there is GAATN owned property at Co Com, which is physically segregated from other owner’s property. Likewise, the COA and AISD property is physically separated from other property. The inventory of GAATN property does exist, and consists of fiber reels, miscellaneous accessories, and contents of the “GAATN secure room” (which contains the GAATN server/workstation and related software records). Further, Mr. Romney has executed a Confidentiality Agreement which should guarantee the security and integrity of the GAATN records. Syd added that the images of the server hard drives are in a safety deposit box under the jurisdiction of the Bankruptcy Court. Since this legal dispute is over money (not information), he feels that the risk to the information on those hard drives is minimal. He intends to be at the court on Wednesday to assure that all GAATN property is protected.

Syd indicated that the contract is valid in a legal sense and that it has been paid, in full, for the coming calendar year.

Agenda Item No. 5:

Executive Session:

Adjourn for closed session at 1:54 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076,

to seek legal advice about pending, anticipated or contemplated litigation concerning:

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

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

The regular session reconvened at 3:12 p.m. for discussion and actions, if any, on matters considered in the closed session. It was moved by Gray Salada and seconded by Wayne Wedemeyer to direct Syd Falk to (as soon as feasible) file a notice of appearance for

Bankruptcy Case # 07-11549-FRM titled In Re: Complete Communications Services, Inc., in the Western District of Texas, Austin Division, Bankruptcy Court,

to monitor the ongoing proceedings, and to participate to protect GAATN interests. The motion passed unanimously.

There were no other items from executive session that required actions by the GAATN Board. The entire board thanked the group of guests for their participation today as they were now leaving..

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

Gray Salada distributed the December Budget Report which was considered, but without major questions

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

Tom Lott stated that the committee had begun to discuss the Backup Maintenance contract issue. Good progress has been made and that Special subcommittee will meet again at 11:30 am before the regular Technical subcommittee meeting on February 20th.

In addition, the technical subcommittee discussed the Value Study of GAATN and James Gomez initiated a spreadsheet which has been distributed to all participants for each to make their input. The specific input that is needed is for each participant to inform the subcommittee their individual entity's Bandwidth/mile costs for various types of circuits.

Tom mentioned that the subcommittee had also discussed the Bentley software situation.

Agenda Item No. 8:

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

A. Network Projects

Martha Krischke led the discussion of the Projects list reviewing the progress of the A!N group of self-support replacement items and how they might integrate with the B1S, C2S & Super Rings . Also, the pending Convention Center parking garage cable entrance project has been put on hold in light of the possible Cesar Chavez re-route. In response to a question from Wayne Wedemeyer, Martha said that she would try to facilitate the

splicing of the UT fibers at the parking garage to accommodate the Super Computing convention. Gray asked Martha if (in her estimation) GAATN's operational work has been proceeding in a timely fashion and with the same quality that we expect. She responded in the affirmative, saying that service efforts have actually focused more on GAATN resulting in faster service.

Dave Kelly requested a "heads up" regarding the timing of the A1N project on North Loop so that he can give his customers a 10 day notice of the work. Martha responded that she should have the schedule by the time of the Tech meeting.

B. **2008-2009 Budget** - Martha Krischke handed out the budget worksheets and led the discussion of the proposed budget. She stated that the tech committee is still discussing the details and priorities but that the \$ 492,000 shown on the worksheet had been agreed upon as a "placeholder" for the overall budget. After additional discussion, it was decided to set the annual budget at \$ 2,100,000. The details are:

2008-2009 Forecasted Income	
ITEM	AMOUNT
Interest Income	(\$ 54,000.00)
2008-2009 Forecasted Expenses	
ITEM	AMOUNT
Network Mgmt. SLA	\$ 183,000.00
Travel	0
FICA	0
Health	0
Workers Comp	0
Legal	\$ 50,000.00
Consultants	\$ 32,000.00
Maintenance	\$300,000.00
Continuing Fiber Contract	\$300,000.00
Teardown / Repair	\$250,000.00
Capital Improvements	\$342,000.00
Material / Cable Reorder	\$450,000.00
One Call Fees, Billings	\$ 90,000.00
Reproduction	0
Common Equipment	\$ 24,000.00
Supplies	0
Out of Town Travel	0
Insurance	\$125,000.00
Capital Outlay	0
Fees, Dues (SV, Pedernales)	\$ 8,000.00
BUDGETED AMOUNT	\$ 2,100,000.00

It was moved by Gray Salada and seconded by Wayne Wedemeyer to approve the 2008-2009 budge as amended and it passed unanimously.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting as March 3, 2008 at 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

The meeting of the Board of Directors adjourned at 4:13 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD March 3, 2008
Lower Colorado River Authority
Hancock Building, Board Conference Room
3701 Lake Austin Blvd**

Agenda Item No. 1:

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

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

Gray Salada, on behalf of Austin Independent School District
Paul Hopingardner, on behalf of the City of Austin
Wayne Wedemeyer, on behalf of the University of Texas
Tom Lott, on behalf of the Lower Colorado River Authority
John Kohlmorgan, on behalf of Austin Independent School District
Brian Kunz, on behalf of the Lower Colorado River Authority
John House, on behalf of the University of Texas

GAATN Personnel present at the start of the meeting:

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

Guests:

Russ Rumney, City of Austin
Deven Desai, Attorney for the City of Austin
Jeff Phipps, Co Com Cabling Systems
Ty Runyon, Titus Systems, LP
Cory Brymer, Co Com Cabling Systems

Agenda Item No. 2:

Citizen Communication

Gray Salada recognized the three visitors, Jeff Phipps, General Manager of Co Com, Ty Runyon, owner of Titus Systems, LP, and Cory Brymer of Co Com. Mr. Runyon gave a short description of the history of Titus Systems including his future plans to bring Co Com back to its original vitality. It was explained that Jeff Phipps had been General Manager at Titus for about 2.5 years until he was installed into the General Manager position at the new Co Com. Also, Mr. Runyon mentioned that his firm operates a motorcycle distributorship in Austin. Furthermore, he mentioned that he has employed an experienced controller for the new Co Com, and moved a chief accountant from Titus over to Co Com. He stated that most of the project managers and

technicians had been retained, due to the fact that Titus had been able to step in so quickly to purchase Co Com.

Mr. Runyon also noted that Titus Electric brings high voltage expertise and good management to the partnership as well as being a fully Certified Contractor with the COA and an MBE contractor(also called a historically underutilized businesses).

Agenda Item No. 3:

Approval of the February 4, 2008 Minutes

Wayne Wedemeyer noticed a typo on item 8-A, and then made the motion to approve the amended Board minutes. The motion was seconded by Gray Salada and passed by unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

A. Update on the Co Com situation

Gray Salada reviewed the recent upheaval due to the bankruptcy filing in August, 2007, of Co Com, the auction of assets under Chapter 7 bankruptcy court supervision, and the recent assumption of ownership of Co Com by Titus Systems, LP. Gray stated that it now appears that the new Co Com seems to be stabilized, as was described by Mr. Ty Runyon, earlier in the meeting. He also stated that the transition seems

B. Discussion and possible action regarding matters related to the CoCom bankruptcy case, including but not limited to possible actions: (i) to be taken in the bankruptcy case; (ii) regarding First Citizen's Bank (North Carolina) claims that GAATN is liable for any misdirected CoCom invoice payments; (iii) regarding First State Bank's (Texas) secured lender claims regarding certain inventory located at the CoCom facilities but claimed by GAATN; or (iv) regarding Titus Electric/"new" CoCom as new GAATN Maintenance Contractor.

Gray Salada recognized Syd Falk who reviewed the recent developments in the Co Com bankruptcy situation. Syd explained that there are several undecided items in the pending bankruptcy case (although a motion to dismiss has been filed by the trustee). Even though unsecured creditors are essentially left out (as a result of the auction of assets), Syd has recently filed with the court a "Proof of Claim" document, which could possibly protect GAATN from priority claims against GAATN's inventory at Co Com. AISD and COA took similar actions. This step was taken in collaboration with a UT System lawyer, Tracy Cotton.

First Citizens Bank of North Carolina (FCBNC) has asserted (informally and legally) that they are still unsatisfied with the amount of money that they have received through the current pending settlement. FCBNC asserts that GAATN, AISD and/or COA may now be liable under Texas law to make additional payments to FCBNC. These claimed additional payments by (GAATN, AISD and/or COA) are for certain alleged payments made for factored invoices, which were allegedly incorrectly directed to Co Com, rather than FCBNC, prior to the bankruptcy filing. This issue is further clouded by the fact that there still is disagreement between Co Com's records and FCBNC's records as to exactly what was paid and to whom.

The second bank involved is a local one, First State Bank (FSB), which was loaning the old Co Com money for furniture, equipment, fixtures and inventory. GAATN is also in a cross-claim position with this bank regarding GAATN inventory. Syd said that at this time there no known issues with the new Co Com (Titus Electric) which was purchased at auction. He mentioned also that Heidi Cottingham has raised issues as to whether the existing contracts were transferred correctly.

C. Discussion and possible action item regarding the GAATN Network Manager - Chairperson, City - 20 minutes.

The COA Board Member, Paul Hopingardner, addressed the meeting stating that James Gomez was taking over the duties of GAATN Network Manager effective immediately. Also, Russ Rumney, the manager of the Network Services area will be taking a more active role the general oversight such as approving invoices, payments, etc. Paul mentioned that the COA will be actively reviewing the status of the transition including back-up procedures, on-call notifications, cross-training and all other pertinent areas of possible concern.

Agenda Item No. 5:

Executive Session:

Adjourn for closed session at 1:49 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076,

to seek legal advice about pending, anticipated or contemplated litigation concerning:

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

and/or to consider matters concerning

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

The regular session reconvened at 3:40 p.m. for discussion and actions, if any, on matters considered in the closed session. It was moved by Gray Salada and seconded by Wayne Wedemeyer to direct Syd Falk to hire a bankruptcy attorney to answer certain legal questions related to the Co Com bankruptcy lawsuit and related issues and to represent GAATN in bankruptcy court and/or related court actions involving issues regarding the Co Com invoice payments, GAATN inventory, the GAATN maintenance contract and other questions regarding to the Co Com bankruptcy, or to related issues and claims by or against GAATN regarding those issues, with a not-to-exceed cost of \$ 5000.00, with the understanding that the attorney may also represent related entities. The motion passed unanimously.

Mr. Ty Runyon was then recognized by Gray Salada. Mr. Runyon described his firm's plans to purchase all assets of the old Co Com from FSB. In exchange for money paid by Titus Electric to First State Bank, FSB will release their claim on all physical assets and inventory of fiber related

materials (including GAATN's inventory) within the premises. Mr. Runyon said that his intention is to bring GAATN's inventory back into balance as a gesture of Goodwill toward the GAATN and its participants. This action, which is to be completed within a few days, will allow all GAATN participants to restore their former business relationship with the new Co Com – Titus.

There were no other items from executive session that required actions by the GAATN Board. The entire board thanked the group of guests for their participation today as they were now leaving..

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

Gray Salada distributed the January Budget Report which was considered, but without major questions

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

Tom Lott stated that the committee had good discussions on inventory procedures. Also, the Technical Subcommittee has approved a recommendation from the Special Subcommittee on the Maintenance Contract RFP. That recommendation is that GAATN employ the services of a Combs Consulting Services to assist in the preparation and evaluation of the RFP, at a cost not to exceed \$ 10,000.00. Tom Lott made the motion to employ the services of Combs Consulting Services to assist in the preparation and evaluation of the RFP, at a cost not to exceed \$ 10,000.00. The motion was seconded by Wayne Wedemeyer and passed by unanimous vote.

Agenda Item No. 8:

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

James Gomez led off the discussion (looking at the **Operations** portion (of the CURRENT BUSINESS spreadsheet), explaining that several projects have been temporarily slowed down due to two factors. First, COA's hold on Co Com expenditures (due to legal concerns) has affected the progress of joint GAATN-COA projects. Secondly, the (mid-March) South By Southwest (SxSW) festival has made it prudent to delay certain jobs for about two weeks. These two factors are slowing down the AIN self-support replacement project but that the project is still in motion. The last cut-in will be done after SxSW.

Paul Hopingardner added that James is only talking about the COA hold on projects with Co Com (does not apply to GAATN) and that COA's hold is expected to be settled within a few days. This should result in COA resuming normal operations with the new Co Com and that the intent is to resume COA projects as soon as possible.

Also, James mentioned that the Fire Station #6 project (item 3 of current business) is stopped temporarily (due to the problems mentioned above), but that items 3 through 11 are being re-scheduled / evaluated.

Under the **Completed** category (of the CURRENT BUSINESS spreadsheet), James pointed out that the Convention Center project on A2N has been completed.

Further discussion regarding the 2009 planned projects spreadsheet ensued. Wayne Wedemeyer explained that the amount shown in the column 2008-2009 only includes labor and miscellaneous material. Wayne noted that the Board has always shown it this way, with the estimated cost of the cable shown in the column "Cable Cost", but that amount is not added in with the column designated "2008-2009". Tom Lott explained that this is due to the fact that cable is budgeted as a separate item and that we should always be aware that there is additional cost for whatever cable is used (for a project).

Finally, James added that if the Board members would like any changes to the exhibits he uses, please send him your changes.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting as March 3, 2008 at 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

None were requested.

The meeting of the Board of Directors adjourned at 4:19 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD April 7, 2008
Lower Colorado River Authority
Hancock Building, Board Conference Room
3701 Lake Austin Blvd**

Agenda Item No. 1:

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

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

Gray Salada, on behalf of Austin Independent School District
Paul Hopingardner, on behalf of the City of Austin
Wayne Wedemeyer, on behalf of the University of Texas
Tom Lott, on behalf of the Lower Colorado River Authority
John Kohlmorgan, on behalf of Austin Independent School District
Brian Kunz, on behalf of the Lower Colorado River Authority
John House, on behalf of the University of Texas

GAATN Personnel present at the start of the meeting:

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

Guests:

Darrell Rochte, City of Austin
Deven Desai, Attorney for the City of Austin
Jeff Phipps, Titus Systems, LP d/b/a Co Com Cabling Systems
Cory Brymer, Titus Systems, LP d/b/a Co Com Cabling Systems

Agenda Item No. 2:

Citizen Communication

Gray Salada recognized the three visitors, Jeff Phipps, General Manager of Titus Systems, LP d/b/a CoCom, and Cory Brymer of Titus Systems, LP d/b/a CoCom. There was no citizen communications.

Agenda Item No. 3:

Approval of the February 4, 2008 Minutes

Wayne Wedemeyer made the motion to approve the Board minutes for the February 4, 2008 Board meeting. The motion was seconded by Gray Salada and passed by a unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

A. Update on the Co Com situation, including but not limited to possible action (i) to ratify an agreement with Titus Electric Construction Services, Inc. acknowledging GAATN ownership of certain inventory on site at CoCom; (ii) to authorize the GAATN attorney to obtain the release to Titus/CoCom of any GAATN funds held by SureTec that are appropriate for such release to Titus/CoCom as owner of accounts receivable of the former CoCom company which Titus/CoCom acquired in the former CoCom bankruptcy auction sale of assets; and (iii) to authorize or take possible actions regarding other matters related to the CoCom bankruptcy case

Syd Falk reviewed the remaining issues, starting with those concerning achieving payment of outstanding invoices to Titus – Co Com. He said that in the last several weeks, quite a bit of time had been spent sorting out which Co Com invoices (post bankruptcy) have been paid, and which have not. All but a few GAATN invoices have been identified and proper payment sorted out. The remaining unexplained invoices includes one that is possibly for the account of the COA, as well some others that may have been paid to SureTec (the bond surety) for reasons that are uncertain at this point. Further work will be necessary to assure that SureTec releases the remaining appropriate payments to Titus, which comprise a significant portion of what was purchased by Titus at the bankruptcy auction.

A second issue is the current status of the GAATN maintenance contract bonding. The RFP that was sent out in 2002-03 required the winning bidder maintain a performance and a payment bond. It appears that initially that bond was purchased by Co Com but now (looking back) it appears that the bond may not have been renewed.

Third, during the last few weeks, two important events occurred regarding the ongoing dispute with First State Bank over ownership of the inventory at CoCom's Round Rock facility. First, Titus purchased all of FSB's interests in that inventory. Second, an agreement was reached between COA, Titus, GAATN and AISD, that in return for GAATN, COA and AISD not formally objecting to the assumption of the maintenance contract by Titus (under the bankruptcy case auction sale), Titus agreed to recognize the three entities' (including GAATN's) respective ownership of their (including GAATN's) respective inventories that were located at Co Com's Round Rock facility. This means that the entire GAATN inventory that is at the Co Com facility is acknowledged to belong to GAATN, and would be available for use in GAATN projects, without legal dispute from any third parties. Syd Falk stated that he had signed the agreement on behalf of GAATN, expressly subject to being ratified by the Board, and he now wants the Board to signify its consent, by passing a motion to ratify the agreement.

There still remains getting the task of all the financial affairs with SureTec (and a few problem invoices) solved. After passing out copies of the agreement mentioned above (with the GAATN inventory date of 2-8-2009) and some discussions, it was decided to move to Executive Session to discuss the legal issues in the CoCom matters.

**Agenda Item No. 5:
Executive Session:**

Gray Salada announced that he wished to adjourn for closed session at 1:53 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, to discuss the legal aspects of the CoCom matters and to seek legal advice about them and about any other 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 claims by or against GAATN; or
- D. the procedures and operations of the Board or the organization;

and/or to consider matters concerning

- E. real property purchase, exchange, lease, easements or value;
- F. personnel matters;
- G. security devices, security personnel or security procedures or protocols ; or
- H. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 3:06 p.m. for discussion and actions on matters considered in the closed session. It was moved by Gray Salada and seconded by Wayne Wedemeyer that the Board ratify and adopt a

RESOLUTION ratifying the No Objection agreement with Titus:

Moved that: The Board ratify and adopt the “Agreement To Not Object To Assumption And Assignment Of Contracts” by and between GAATN, the City of Austin, Austin Independent School District and Titus Systems, L.P., dated March 14, 2008, which was tentatively executed and approved by the GAATN outside legal counsel, expressly subject to later ratification by this Board and the governing bodies of the City and of AISD or their duly authorized representatives; such ratification subject to mutually-agreed verification of the on-the-ground inventory as of February 8, 2008.

The resolution was adopted by unanimous consent.

**Agenda Item No. 4 (continued):
Discussion and possible action regarding the Board Chairperson Update.**

The Board Chairperson returned to the Item 4, Board Chairperson Update and continued with the remaining sub-items:

B. Discuss possible need to use a Financial Disclosure Form

Bill Bennett described this handout which came from UT (via Wayne Wedemeyer) and is quite comprehensive, covering family members and where each works, inquiry whether anyone (GAATN personnel or related family) have business relationships with suppliers, subcontractors, etc. After brief discussions, it was agreed that the document is intended

to be executed by anyone performing (or affecting) GAATN business functions, including SLA employees and Board Members (and Alternate Board Members). Further, there were reservations expressed with having to publicly reveal family member's names, without actual need.

Syd then described to the group the State of Texas Local Government Code, Chapter 176, which covers this subject, and only calls for revealing the names of family members who actually have business or investment interests of certain kinds, or who have received gifts worth in excess of \$ 250.00, etc. Chapter 176 is by exception only; i.e. it requires revealing only the names of family members who have ownership past a certain threshold (10%) or have received gifts cumulatively exceeding \$ 250.00, but not all family members. The consensus of opinion was to discuss this further at the Tech Subcommittee meeting.

C. Discuss possible need to use a Incident Report for GAATN

Bill Bennett discussed the draft of an Incident Report that he had created, at the suggestion of Paul Hoppingardner, to be used by GAATN's subcontractors to report all normal work as well as tear-downs, dig-ups and rodent/insect damage. Tom Lott suggested adding a question, "When was the last routine testing done on that particular segment". The routine testing results would be used as a baseline for comparison. Gray Salada suggested that the form could possibly be made into database format. Others suggested that other relevant reports from police, fire department or other agencies could be attached to the (Un-Planned) Incident Report (if they exist). These ideas will be discussed at the Tech Subcommittee.

D. Discuss possible changes of GAATN inventory policy

Bill Bennett then showed the group a draft addition to the GAATN policies, which would define what is needed with regard to maintaining and protecting inventory. Syd Falk explained that a thorny problem exists - how to practically prove ownership of GAATN material. The second issue is how to avoid having a third party (such as a contractor, bank, etc.) having a claim (via the Uniform Commercial Code) against GAATN's inventory. He said there are several ways to accomplish this: (1) for GAATN to directly buy everything, (2) appoint the contractor, via a separate contract, to be our purchasing agent, (3) have provisions within the Maintenance Contract that spell out that the contractor acknowledges GAATN's ownership of anything they have purchased in our behalf (and GAATN has paid them for). Further, the policy could be worded generally to specify that "appropriate documents are to be put in place that bind the contractor to insure GAATN's clear title and ownership to all goods purchased through the contractor". It was agreed to continue discussion of this policy at the Tech Subcommittee meeting.

E. Renewal of One Call Concepts contract that expires June 30, 2008

Bill Bennett spoke on the two-step process is involved in protecting buried utilities such as GATN. He further described the interaction between One Call Concepts and the Locate Contractor, SM & P. First, the contractor (who is planning to excavate)

calls one of the three call centers that serve Texas. The call center processes the location that is reported with their **proprietary software**, generating a geometric **shaped area** of the local map. The One Call Concepts (also known as Lone Star) software refines the **shaped area** into a Grid from the local Mapsco Street Guide book. The Locate Contractor (SM & P) then examines the shaped area to determine whether there is a possibility of the excavation location interfering with any GAATN ring, or other underground utility. If there is the possibility of interference, one of their technicians goes to the site to make a more detailed determination. If the technician sees any possibility that the excavation could dig up GAATN fiber, he uses his electronic device to exactly locate the path of the GAATN cable, and paint mark the ground, as required by law, to insure that there should be no dig up.

In 2001, GAATN changed to another provider, TESS, who also provides similar service to One Call Concepts, using **their own proprietary software**. After about ten months it was noticed by Ron Roberts that each **shaped area** which was provided by TESS to SM & P, was so large that it would (in most cases) include the GAATN network, even though the excavation site was many miles away from any GAATN ring.

Even though the dollar amounts charged by TESS were identical to what One Call Concepts charges, the **much larger areas** that were sent to SM & P, caused a generous increase in the number of locates that SM & P did on GAATN's behalf. This, of course, resulted in much greater expense to GAATN, for the Locate side of the process. Because of the sharply escalating cost on the Locate- Dig end of the process, GAATN canceled the contract with TESS in 2002, and signed a fresh contract with One Call Concepts.

Since 2002, our costs for One Call Concepts have held to around \$ 5 – 6,000 per year, while our costs with SM & P for the Locates & Digs have remained in the range of \$ 60 - \$ 80,000 per year. It was noted by Gray that unless this firm is “sole source”, it almost certainly has to be put out for bid on RFP. Other members noted that possibly this service could be handled some other way, but that it was also an item for the Tech Subcommittee to look at.

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

Gray Salada distributed the January Budget Report which was considered, with John Kohlmorgan suggesting that the amount of money remaining in the account for cable acquisition was almost depleted. It was agreed that James Gomez should study the cable balances needed to finish the FY, keeping the emergency balance up to the minimum. This will be looked at more closely in the Tech Subcommittee.

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

Tom Lott reported that the committee had good discussions on inventory procedures. Also, the Technical Subcommittee has approved a recommendation from the Special Subcommittee on the Maintenance Contract RFP. That recommendation is that GAATN employ the services of Combs Consulting Services to assist in the preparation and evaluation of the RFP, at a cost not to exceed \$ 10,000.00. Tom Lott made the motion to employ the services of Combs Consulting Services to assist in the preparation and evaluation of the RFP, at a cost not to exceed \$ 10,000.00. The motion was seconded by Wayne Wedemeyer and passed by unanimous vote.

Agenda Item No. 8:

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

James Gomez led off the discussion, explaining that there are now just a few projects under way. He spoke about the ongoing A1N self-support project, the 300 South Lamar project, the 20th and Whittis project, the Manchaca Rd project ., the B1N Lamplighter project , the Cesar Chavez rerouting project, and the A2N Ovation Condos project.

Most of these projects are moving along as expected with some on hold pending governmental or budgetary approvals.

A. A. Discussion of disposal of fiber reels at Co Com containing 1500 ft. or less

This item had already been discussed under Inventory and is referred to the Tech Subcommittee.

B. Discuss the definition of the Risk Manager within the Service Level Agreement

We are currently attempting to clarify the actual duties of the Risk Manager as shown in the SLA (should it even be in the SLA?) – it is mentioned but not well defined. Bill Bennett said that he had assumed that it referred to the function of the Financial Manager, in specifying the insurance that is required. However, it might also be referring to mitigation of risk operationally, by the Network Manager. Wayne Wedemeyer said he remembered previous discussion of this point with regard to document retention. It was agreed that this should be discussed further in the Tech Subcommittee. Paul Hopingardner mentioned that we working on a matrix of responsibilities as shown in the SLA, which is the source of this question. This item will also be discussed further at the Tech Subcommittee.

Tom Lott also told the committee that for the remainder of the year the Board will continue at the present location.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting as May 5, 2008 at 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

None were requested.

The meeting of the Board of Directors adjourned at 4:19 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD May 5, 2008
Lower Colorado River Authority
Hancock Building, Board Conference Room
3701 Lake Austin Blvd**

Agenda Item No. 1:

The meeting was called to order by Vice Chairman Wayne Wedemeyer at 1:32 p.m

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

Wayne Wedemeyer, on behalf of the University of Texas
Paul Hopingardner, on behalf of the City of Austin
Tom Lott, on behalf of the Lower Colorado River Authority
John Kohlmorgan, on behalf of Austin Independent School District
Brian Kunz, on behalf of the Lower Colorado River Authority

GAATN Personnel present at the start of the meeting:

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

Guests:

Raymundo Rivera, on behalf of the University of Texas
William Gammon, on behalf of William Gammon Insurance Agency
Deven Desai, Attorney for the City of Austin
Jeff Phipps, Titus Systems, LP d/b/a Co Com Cabling Systems
Cory Brymer, Titus Systems, LP d/b/a Co Com Cabling Systems

Arriving late:

Russ Rumney, on behalf of the City of Austin

Agenda Item No. 2:

Citizen Communication

There were no citizen communications.

Agenda Item No. 3:

Approval of the April 7, 2008 Minutes

Paul Hopingardner made the motion to approve the Board minutes for the April 7, 2008 Board meeting. The motion was seconded by Tom Lott and passed by a unanimous vote.

**Agenda Item No. 4:
Discussion and possible action regarding the Board Chairperson Update.**

A. Representative of William Gammon Insurance Company, report on claim status.

William Gammon addressed the Board, describing our attempt (over the past year) to recover GAATN damage claims, from Fireman's Fund Insurance Company (FFI), for the fiscal years 2004-05 and 2005-06. Recently, GAATN has received a letter from FFI, dated March 12, 2008, which completely denies our claims. Mr. Gammon said that Bill Bennett has furnished FFI's claims adjuster the available documentation for each incident. Furthermore, Mr. Gammon has negotiated on GAATN's behalf with the adjuster, but without apparent success. Although there were extenuating circumstances regarding the tardiness in filing the claims, the legal counsel of FFI simply overruled the claims adjuster in denying the claims.

The reason for the denial is that the GAATN insurance policy has specific legal language that specifies the time frame (60 days) that each incident must be reported to Fireman's Fund. The insurance company wants to have a reasonable chance to discover the responsible third party (if there is one), in order to recover their losses.

In response to questions regarding this denial, Mr. Gammon described how GAATN's insurance cost has trended downward over the years, as a limited number of companies have become more comfortable bidding on this unusual type of risk. Additionally, to have more insurance companies (5 +) competing for GAATN's coverage might (in the future) could possibly have the continued effect of lowering the premium. Even taking this into account, it is hard to predict the effect of these denied claims on the premium, for the following year (s).

B. Discuss addition of UT node cable and multiple inner ducts on SRN, at DPRI, on 51st Street near Mueller Airport.

The discussion of the proposed node cable installation at Dell Pediatric Research Institute (DPRI) was led by Ray Rivera and Wayne Wedemeyer. UT is offering to install fiber for GAATN's future use, from the DPRI site to the CTECC site. After considerable discussion of the matter, a motion was made by Tom Lott to supply GAATN owned 114 strand cable (about 10,000 '), which will be installed at UT's expense along with their 144 strand node cable, which UT will install (for its own use) for on the DPRI project.

The motion was seconded by Paul Hoppingardner and passed by unanimous consent.

C. Local Government Code chapters 171 and 176 conflict-of-interest disclosure requirements.

Wayne Wedemeyer reviewed the Board's past interest in having properly executed conflict-of-interest disclosure statements executed by all Board Members as well as GAATN employees & SLA administrators. Bill Bennett told the Board how the current document we are considering came from AISD's website (in a rough form) , then was improved upon by Syd Falk, who gave him what we are looking at presently. Syd remarked at this point that he wished to discuss this subject in closed session as well as the next topic, item D.

Wayne Wedemeyer suggested that it would be helpful to skip down to discuss Item E at this point, and then go into executive session to discuss items D and C. After the executive session, the meeting would continue in open session to discuss Item D and/or Item C, if necessary.

E. Discuss reallocation of funds to cover Legal Services, within the current budget.

Bill Bennett described that the FY 2007 budgeted amount for legal services was nearly expended and asked for the Board's help in deciding how to move money from another account to cover the shortfall. Syd Falk remarked that it appears that legal costs may be tapering down, but to keep in mind that there are still unknown circumstance regarding the lawsuit that might change the outlook. John Kohlmorgan moved to increase the budgeted amount for Legal Services to cover Syd's anticipated billings until the FY end, on August 31, 2008. The money would come from the local sources revenue account (with a balance of \$ 46,825 as of March 31, 2008) to cover the increase. The motion was seconded by Tom Lott and it passed unanimously.

**Agenda Item No. 5:
Executive Session:**

Wayne Wedemeyer announced that he wished to adjourn for closed session at 2:47 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, to discuss the legal aspects of the CoCom matters and to seek legal advice about them and about any other 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 claims by or against GAATN; or
- D. the procedures and operations of the Board or the organization;

and/or to consider matters concerning

- E. real property purchase, exchange, lease, easements or value;
- F. personnel matters;
- G. security devices, security personnel or security procedures or protocols ; or
- H. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 3:39 p.m. for discussion and actions on matters considered in the closed session. There were no items from executive session to discuss further.

The Board Chairperson returned to Item 4, the Board Chairperson Update and continued with the remaining sub-items:

**Agenda Item No. 4 (continued):
Discussion and possible action regarding the Board Chairperson Update**

D. Co Com bankruptcy case, Titus invoice payments status, First Citizens Bank (North Carolina) claims, and other matters related to the Co Com bankruptcy cans and related issues.

There was nothing further to discuss regarding this item, or Item 4C.

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

John Kohlmorgan distributed the March Budget Report which was considered, without any questions. John also noted that the budget appears to be in good shape for the remainder of the FY, but that there soon may be a need to purchase additional fiber. Also, on page 6 of the report, in account 6319-GA, the \$ 74,000 cable purchase (that was in jeopardy) has been reversed back into the account.

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

Tom Lott reported that the committee brought a recommendation to dispose of remnants of GAATN cable that are less than 1500 ft in length, unless one of the participants wishes to buy them for the individual participant's use. There are currently 15 or 16 reels that meet this description. Wayne Wedemeyer requested that UT wants to purchase two of these reels for educational use. Further discussion ensued regarding how such unneeded materials should be disposed of and the legalities thereof. Syd Falk volunteered to research this point for the group and to report back in the future.

Tom Lott then went on to describe a proposed "just-in-time" purchasing system that Co Com (Titus) wishes to use for our fiber purchases. They will soon put together a formal proposal to describe this system. In essence, the system will eliminate problems with invoicing, ownership and unneeded surplus cable. Co Com (Titus) would own the cable until it is used (sold to) by GAATN and we would only purchase the amount used. GAATN would still receive price guarantees for the upcoming FY (or some period) plus some surcharge. Wayne Wedemeyer mentioned that Co Com must understand that all Participants must be notified of all the particulars of the cable to be scrapped, and with sufficient time for the Participants to purchase (if they so desire) any of the surplus cable.

James Gomez then described the proposed inventory process policy that he has created, which would facilitate the elimination of GAATN inventory, except for what is needed for cable emergency needs. The Network Manager would oversee all inventory needs as well as the disposal of short lengths of remnant cable owned by Co Com or GAATN. After further discussion, it was agreed that this subject needs further discussion and clarification from the Technical Subcommittee.

Agenda Item No. 8:

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

A. Discussion of Current Project Status

James Gomez described the status of current projects, including some new squirrel damage on A1N that will cost about \$ 22,000.00. The ongoing A1N self-support replacement project is scheduled to start on May 13 – 14, and James requested that all participants double-check this schedule against their needs. James said that the other projects have not changed appreciably. Also, he has learned that the Lamplighter project is a re-route due to the installation of new poles.

The GAATN inventory was discussed at length with some participants feeling the need to reduce and eliminate GAATN ownership of the miscellaneous parts used in installing cable. The line of

reasoning was that GAATN would continue to own the 40,000 feet of fiber for emergency needs and would buy the miscellaneous materials and specific lengths of cable for each project from Co Com. Another opinion was that since the maintenance contract contains an extensive list of cable installation parts, there is a need for GAATN to retain legal ownership of those parts. Then, if another bankruptcy situation were to arise in the future, GAATN's ownership of those parts would be totally clear.

Syd Falk explained that the new Co Com had assured us in regard to the two inventories conducted February (but discussed at the Board's Meetings in March and April), that they would make GAATN "good" with regard to the cable and miscellaneous parts. In April, the Board approved the "Resolution ratifying the No Objection agreement with Titus" that Syd had executed in GAATN's behalf.

The Board Members are in general agreement that the carrying of GAATN inventory needs to be simplified where possible and used mainly to guard against any shortages of fiber or other material that could be needed for repairs in an emergency situation. This will be discussed further at the Technical Subcommittee level.

B. Discuss the Installation of new Workstation and PC server support hardware, operating system and Microstation application.

James Gomez reported that the new workstation computer has been installed at Co Com, and the installation of the Bentley software is ongoing and should be complete soon. Also, James said that the latest Auto-Cad is being purchased – Board members pointed out that UT or AISD could save a great deal of the initial cost, if purchased through them. James agreed to do that, and cancel the Co Com purchase of the software.

Syd Falk informed the board that he was having knee replacement surgery (for one knee) on May 21, 2008, but that he hopes to be at the next meeting.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting as June 2, 2008 at 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

None were requested.

The meeting of the Board of Directors adjourned at 4:20 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD June 2, 2008
Lower Colorado River Authority
Hancock Building, Board Conference Room
3701 Lake Austin Blvd**

Agenda Item No. 1:

The meeting was called to order by Vice Chairman Wayne Wedemeyer at 1:33 p.m

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

Wayne Wedemeyer, on behalf of the University of Texas
Paul Hopingardner, on behalf of the City of Austin
Tom Lott, on behalf of the Lower Colorado River Authority
John Kohlmorgan, on behalf of Austin Independent School District
Dave Kelly, on behalf of the State of Texas
Russ Rumney, on behalf of the City of Austin

GAATN Personnel present at the start of the meeting:

Bill Bennett, GAATN
James Gomez, GAATN
Cathy Fryar, GAATN Attorney

Guests:

Deven Desai, Attorney for the City of Austin
Jeff Kirk, Titus Systems, LP d/b/a Co Com Cabling Systems
Cory Brymer, Titus Systems, LP d/b/a Co Com Cabling Systems

Arriving late:

Jeff Phipps, Titus Systems, LP d/b/a Co Com Cabling Systems

Agenda Item No. 2:

Citizen Communication

There were no citizen communications.

Agenda Item No. 5:

Executive Session:

Wayne Wedemeyer announced that he wished to adjourn for closed session at 1:35 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, to

discuss the legal aspects of the CoCom matters and to seek legal advice about them and about any other 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 claims by or against GAATN; or
- D. the procedures and operations of the Board or the organization;

and/or to consider matters concerning

- E. real property purchase, exchange, lease, easements or value;
- F. personnel matters;
- G. security devices, security personnel or security procedures or protocols ; or
- H. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 2:05 p.m. for discussion and actions on matters considered in the closed session. There were no items from executive session to discuss further.

The Board Chairperson returned to Item 3, the approval of the Board Minutes of the previous meeting.

Agenda Item No. 3:

Approval of the May 5, 2008 Minutes

Paul Hopingardner made the motion to approve the Board minutes for the May 5, 2008 Board meeting. The motion was seconded by Tom Lott and passed by a unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

Wayne Wedemeyer stated that the only issue on his mind was for the Board to continue to stay cognizant of the insurance issue (filing of claims) and that he had talked to Gray Salada about this point. Wayne further mentioned that there were no items for action from the Executive Session, so we would move on to agenda Item No. 6.

Agenda Item No. 5:

Executive Session:

There was nothing to discuss today.

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

John Kohlmorgan distributed the April Budget Report which was considered, without any questions. John also noted that there is nothing out of the ordinary in the budget, and that funds for additional legal services have been transferred from the local sources account, even though the report will not reflect it until we meet in July.

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

Tom Lott reported that he had not been at the last meeting, but the committee discussed inventory policy, especially as related to cable. Cory Brymer reviewed with Tom that (after the recent usage of 10,000 ft. for repairs) of our 22,000+ ft of cable currently in GAATN inventory, one

reel contains slightly more than 9,000 ft while the other reels each held “remnant” amounts of 3,700 ft each (or less). In other words, all reels were “remnants” except for the one containing 9,000+ ft. Paul Hopingardner mentioned that in his meeting with Co Com, they discussed possible plans to segregate the reels into various lengths (less than 1,500 ft, 1,500 to 3,000ft, 3-5,000 ft, etc.) through actions of the Technical Subcommittee. Wayne Wedemeyer remarked that the Board should direct the Technical Subcommittee to develop detailed recommendations of how to better understand the usability of the cable lengths (of reels) remaining in GAATN inventory. Tom Lott then remarked that the Technical Subcommittee would continue to study this issue and bring back to the Board a recommendation for changes in inventory policy that will address this problem.

John Kohlmorgan moved for the Board to approve the purchase of 40,000 feet of armored cable at \$ 1.85 per foot for a total of \$ 74,000, and that the funding will come from the Capital Improvements Account number 6319-GA. The motion was seconded by Tom Lott and passed unanimously.

Russ Rumney expressed that the Special RFP subcommittee should start to meet at another location to prevent any issues arising regarding favoritism among the bidders. Other members were in agreement, so Tom Lott volunteered to look for another time for the Special Subcommittee to meet at an LCRA facility. Such meeting time must not conflict with the regular Tech Subcommittee meeting each month and will preferably be a day or two before that meeting. Wayne Wedemeyer mentioned that UT has an internet-based collaborative Audio Conferencing Tool, that might be somehow utilized to hold these special meetings.

Agenda Item No. 8:

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

Russ Rumney announced that from this point forward he will be stepping into the technical liaison role that Martha Krischke had occupied, as well as the Network Manager. Also, Russ noted that James Gomez and Bill Bennett will remain on the team, which will be enlarged by the addition of Joe Saunders.

Russ went on to say that the current project list is fairly light, with the one maintenance item that was pending (the squirrel damage that was discovered at the time of the storm) now completed. John Kohlmorgan inquired about the teardown that had occurred during the hail storm, near Red River and Cesar Chavez, and Cory Brymer explained that it was speculated that a vehicle had been involved, but there were no known witnesses.

Further discussion ensued regarding the way our insurance claims have been handled, specifically the Board’s past feeling that the insurance costs should be minimized by not filing claims unless they exceeded a certain threshold of \$ 50,000 to \$ 100,000 dollars. Wayne Wedemeyer said that he feels that we should revisit this subject at the time that the GAATN insurance is renewed. John Kohlmorgan reminded everyone that the overall goal was to be able to use the insurance primarily for catastrophic coverage (i.e. the BIG tornado, etc.). Since there are so few insurance companies available in the market for this type of coverage, the desire was to maintain availability of the \$ 12 million of total catastrophic insurance. After further discussion, it was noted that (probably AISD’s) risk management staff should be consulted to further clarify this situation.

Russ went on to discuss the current project spreadsheet with most emphasis on those that are currently most active. His goal is to begin including specific “timeline” information on the project report spreadsheet. It was noted that the Cesar Chavez project is being re-planned, due to the Public Works Department withdrawing their participation; which has left it in the “hold” mode. The Ovation Condo project is also on hold, due to a redesign. Also, the joint Fire Station #6 project is now nearing completion under the leadership of Joe Saunders. The replacement of A1N is almost complete, with just a few details to be completed.

The Bentley software has now been downloaded to the new workstation which is performing much better than the old one. However, there have been problems scheduling the Bentley/Microstation training that is needed. It was agreed that we need to do further work in inputting existing documentation into Bentley and in the expansion of its capabilities.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting

Tom Lott suggested that the July Meeting be rescheduled for July 14, 2008, at the usual place and time, 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd. Everyone was in agreement with this, so it was done.

A. Add agenda items for next month.

None were requested.

The meeting of the Board of Directors adjourned at 3:22 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD July 14, 2008
Lower Colorado River Authority
Hancock Building, Board Conference Room
3701 Lake Austin Blvd**

Agenda Item No. 1:

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

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

Gray Salada, on behalf of Austin Independent School District
Wayne Wedemeyer, on behalf of the University of Texas
Paul Hopingardner, on behalf of the City of Austin
Tom Lott, on behalf of the Lower Colorado River Authority
Brian Kunz, on behalf of the Lower Colorado River Authority
Russ Rumney, on behalf of the City of Austin
John House, on behalf of the University of Texas

GAATN Personnel present at the start of the meeting:

Bill Bennett, GAATN
Darrell Rochte, City of Austin
Syd Falk, GAATN Attorney

Guests:

Jeff Phipps, Titus Systems, LP d/b/a Co Com Cabling Systems
Cory Brymer, Titus Systems, LP d/b/a Co Com Cabling Systems
William Gammon, William Gammon Insurance Agency

Agenda Item No. 2:

Citizen Communication

There were no citizen communications.

Agenda Item No. 3:

Approval of the June 2, 2008 Minutes

Wayne Wedemeyer made the motion to approve the Board minutes for the June 2, 2008 Board meeting, with one edit. The motion was seconded by Paul Hopingardner and passed by a unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

Gray Salada welcomed all attendees and said that he was glad to be back.

A. Representative of William Gammon Insurance Company, report on insurance policy.

Gray Salada recognized William Gammon and asked that he update the Board regarding the upcoming renewal of GAATN's insurance policy in September.

Mr. Gammon explained that he has gone to the underwriter and proposed that they quote two ways; (1) a range of options based on different per-occurrence deductibles, and (2) the cumulative-event deductible method that GAATN has been using previously. He pointed out that the per-occurrence deductible method carries higher risk, but it also should entail lower premiums. In the past, GAATN has used the cumulative-event deductible method, but has refrained from filing claims promptly (in part, for fear of driving the premiums sharply upward). This approach kept the premiums at a reasonable level, while still having the coverage for a catastrophic event.

Mr. Gammon said that he still does not have full information on losses during 2006, 2007 and the current portion of 2008. He said that also, on many of the claims, it has been hard to determine the exact time and place of the occurrence. GAATN staff will work with CoCom and Mr. Gammon to fill in these gaps. GAATN will submit information on the maintenance & improvement plan that GAATN follows, including the replacement of self-support cable with armored cable. The current replacement value of the existing GAATN network was discussed, in part regarding identification of the proper level of insurance coverage. Several years ago, it was valued at \$ 19 million (with about \$ 2 million for a switch at AISD). At that time it was estimated that only about \$ 12 million (60 %) of the network likely would be damaged in a catastrophic event. But there is uncertainty whether this estimate, or even this approach, results in an appropriate value for coverage.

After Mr. Gammon's departure, Jeff Phipps expressed his initial feeling that GAATN may be over-insured at the level of \$ 12 million, considering that the probability of such a large claim from a single occurrence seemed to him to be quite remote. There was discussion about the character of the GAATN network – amount underground versus amount aerial, and rising cable and labor costs – and of the kinds of potential events that might occur (tornadoes or other weather events earthquakes, etc) and the extent of damage they might cause, especially to the aerial component of the network, with the conclusion that the appropriate value of coverage needed further consideration. Mr. Phipps agreed his initial reaction might be inaccurate considering such parameters. Consideration will be given to consulting with an independent unbiased risk evaluator to give recommendations on how to assess and handle GAATN's risk. Tom Lott commented that replacement cost in 2008 dollars would probably be somewhat higher than previously estimated, due to the increase in cost of skilled telecom labor. Russ Rumney and Paul Hopingardner suggested that we contact COA's Risk Management Department (and others with private industry background) for help and advice.

**Agenda Item No. 5:
Executive Session:**

Gray Salada announced that he wished to adjourn for closed session at 2:28 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, to discuss

the legal aspects of the CoCom matters and to seek legal advice about them and about any other 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 claims by or against GAATN; or
- D. the procedures and operations of the Board or the organization;

and/or to consider matters concerning

- E. real property purchase, exchange, lease, easements or value;
- F. personnel matters;
- G. security devices, security personnel or security procedures or protocols ; or
- H. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 4:01 p.m. for discussion and actions on matters considered in the closed session. There were no items from executive session to discuss further or act on.

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

Gray Salada distributed the May Budget Report which was considered, without any financial report-related questions. Regarding a question on the budget, Bill Bennett answered that the SM & P locate invoices typically are running \$ 6000 to \$ 7,000 per month. It was determined that Brian Combs' consulting services on the Maintenance Contract RFP will be paid by GAATN but that there had not yet been billings.

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

Tom Lott reported that the Subcommittee recommends to the Board the approval of an AISD request for a new node on B2S to serve a middle school that is being built on Slaughter Lane. Tom moved to approve this proposal and was seconded by Wayne Wedemeyer. The motion was approved unanimously.

Tom then described how CoCom is reviewing GAATN cable ordering as well as our inventory, in view of the extended delivery times of 12-14 weeks for GAATN special cable. CoCom is matching our upcoming planned projects and ring replacements (for at least a year out), attempting to order the required specific length for each project. This action would minimize the amount of "remnant" cable left after a project, which often is of unusable length to be disposed of.

As a corollary to this point, the Subcommittee feels the need to clarify the question that has arisen as to whether a Participant who wishes to claim one of remnants is required to reimburse GAATN for the value of the remnant. Tom said that this should be a Board decision, hinging in part on whether the Participant desiring the remnant should have to pay GAATN for something that has already been paid for by all Participants collectively. Also, there is the philosophical and perhaps also a legal question of whether GAATN should be allowed to give away anything that is owned by GAATN . There is concern that we don't want such cable to reappear in use by some other party (with GAATN stamped on the cable). It was suggested that a Participant could make written request to the Board, detailing what length remnant it desired, and the Board could handle each request on a case-by-case basis. It was discussed that perhaps this could be addressed in the

Inventory Process Policy draft that has recently been under consideration by the Board and Tech Subcommittee. In order to document why 1500 ft. is the threshold length for usability, Paul Hopingardner proposed that wording be included in the policy that the Board has determined that 1500 ft. is to be the proper threshold for cable remnants that should be retained.

Tom then noted that GAATN policy is to have on-hand inventory of only 40,000 ft. of cable for restoration purposes (i.e. to respond to a destruction event), and that project cable is to be furnished by CoCom for each project, with the cost to be factored into the project's cost and budget, with GAATN paying for the entire reel length. Ordering in project-specific lengths should reduce the footage of unusable cable at the end of each year. It was noted that if cable delivery time continues to lengthen, it may become necessary to increase the amount of on-hand inventory to some number larger than 40,000 ft.

Agenda Item No. 8:

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

Russ Rumney discussed the current projects posted on the GAATN website with emphasis on those that are currently active. His goal is to begin including specific "timeline" information from the GAATN website on the projects report rather than printing out spreadsheets.

The SRS job at Town Lake and South First street has been rescheduled for July 23, after being cancelled at TXDOT's request. The South Lamar condo project on A2N is on hold waiting for a re-quote and receipt of the developer's payment. The B1N reroute on MoPac near Lamplighter (and Parmer) was discussed in detail. This project is still in research with nothing currently scheduled.

Other projects were reviewed; a few questions were answered by Russ, with the assistance of CoCom personnel. Russ mentioned that there was an accident today at Montopolis and Burleson Road which caused some outages. This teardown will be discussed further at the next Tech Subcommittee meeting. Russ also mentioned that he is arranging to have Austin Energy directly notify the GAATN Board of any outages of which they become aware.

Tom Lott announced that he will arrange a room at LCRA for 11:00 am on Wednesday the 16th for the Special RFP Subcommittee meeting. It was decided that this meeting will only be held if we can confirm Brian Combs' attendance.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting

The next Board meeting is on August 4, 2008, at the usual place and time, 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

None were requested.

The meeting of the Board of Directors adjourned at 4:42 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD August 4, 2008
Lower Colorado River Authority
Hancock Building, Board Conference Room
3701 Lake Austin Blvd**

Agenda Item No. 1:

The meeting was called to order by Chairman Gray Salada at 1:32 p.m.

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

Gray Salada, on behalf of Austin Independent School District
Paul Hopingardner, on behalf of the City of Austin
Tom Lott, on behalf of the Lower Colorado River Authority
Brian Kunz, on behalf of the Lower Colorado River Authority
Russ Rumney, on behalf of the City of Austin
John House, on behalf of the University of Texas
John Kohlmorgan, on behalf of Austin Independent School District

GAATN Personnel present at the start of the meeting:

Bill Bennett, GAATN
Darrell Rochte, City of Austin
Syd Falk, GAATN Attorney
Joe Saunders, City of Austin

Guests:

Jeff Phipps, Titus Systems, LP d/b/a Co Com Cabling Systems
Deven Desai, Attorney for the City of Austin

Agenda Item No. 2:

Citizen Communication

There were no citizen communications.

Agenda Item No. 3:

Approval of the July 14, 2008 Minutes

Tom Lott made the motion to approve the Board minutes for the July 14, 2008 Board meeting, with one edit. The motion was seconded by Russ Rumney and passed by a unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

A. Discuss the Responses Received on the RFP for Notification Services

Bill Bennett showed the Board a copy of an E-mail received from Brenda Dalton with AISD's purchasing department, which states that the current vendor (One Call Concepts, Inc.) did not respond formally to the RFP because they told her that their pricing remains at \$ 0.90 per notification, and that they still have the contract until they have a formal cancellation from GAATN. The only written response she received was from Texas Excavation Safety System, Inc. which was for \$ 0.95 per notification. Further discussion ensued which revealed that the previous contract in 2002 may have been "coat tailed" on to an existing COA contract since AISD could not find evidence of a previous RFP. It was decided that Syd Falk should review the existing contract with One Call Concepts, Inc. to give the Board an interpretation and recommend a future course of action. Syd said that there may be restrictions on how long a contract may run without being rebid, but that he would have to check that out. This item will be discussed further in the future.

B. Insurance for Board Members and GAATN

Paul Hopingardner spoke to the Board describing how he and Syd Falk had met with one of the City of Austin's Risk Managers who discussed the different types of insurance that GAATN should carry in addition to Property insurance. The Risk Manager suggested that we look at sources that can pool the different types of insurance, specifically suggesting the Texas Association of School Boards (TASB) and Texas Municipal League (TML). It may be also that William Gammon (or other general agents) may (or may not) have the ability to provide this range of insurance coverage.

Syd went on to elaborate that officers and employees of public entities (such as GAATN) enjoy a limited immunity from lawsuits, but the immunity is not guaranteed. The several types of insurance that were discussed include coverage for Directors & Officers (D & O) Liability which covers those individuals in the performance of their official duties.

C. Insurance for Property and Contractors

The Board discussed the current policy, which is up for renewal of its third year, and decided to renew it, for the period September 1, 2008 through August 31, 2009. Gray Salada moved to renew the policy (as it currently stands), for an additional year, and the motion was seconded by Paul Hopingardner. John Kohlmorgan suggested that Paul put the COA Risk Managers in touch with AISD's Risk Managers to be sure that this subject is fully explored.

Gray Salada then mentioned that we should verify that CoCom's present insurance is current and adequate. Jeff Phipps noted that he was quite sure that CoCom's insurance is in full effect, but that he will check on it and provide information to the Board. It will be added to next month's Agenda.

John Kohlmorgan then noted that insurance requirements need to be added to the maintenance RFP which is currently in progress.

D. Insurance for General Liability and Automobile Liability

E. Insurance Policy Requirements for Contracts

Discussed in conjunction with items A, B & C above.

Agenda Item No. 5:

Executive Session:

Gray Salada announced that he wished to adjourn for closed session at 2:15 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, to discuss the legal aspects of the CoCom matters and to seek legal advice about them and about any other 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 claims by or against GAATN; or
- D. the procedures and operations of the Board or the organization;

and/or to consider matters concerning

- E. real property purchase, exchange, lease, easements or value;
- F. personnel matters;
- G. security devices, security personnel or security procedures or protocols; or
- H. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 2:28 p.m. for discussion and actions on matters considered in the closed session. There were no items from executive session to discuss further or act on.

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

Gray Salada distributed the June Budget Report which was considered, without any financial report-related questions. There was discussion between Russ Rumney, Gray Salada, Tom Lott and John Kohlmorgan as to how the current budget stands for expenditures for teardowns or other unexpected items. John pointed out that Purchase Orders are set for each of the budget categories and they cannot be exceeded (or paid) without prior Board approval. Russ and John will talk about this to clarify how it is to be handled.

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

A. Inventory Policy

Tom Lott mentioned that in discussions with Syd Falk, it was determined that it is preferable to develop separate policies for Inventory and Surplus/Salvage. Syd added that it would be “cleaner” to have separate policies, since in law they are separate subjects. Furthermore, the Texas Constitution says that public entities cannot give away property or money – so even damaged or “salvage” materials must be sold at “Fair Market Value”, which is sometimes described as the “State” approach (which is also used by AISD).

Syd said that so far as he can tell, there is nothing precluding the GAATN Board implementing a policy of giving or selling at reduced fair market value to any of the GAATN member entities.

Tom mentioned that the new inventory direction continues eliminating GAATN's inventory of small miscellaneous parts. GAATN will only own cable, once all miscellaneous parts have been exhausted. The maintenance contractor will order cable & parts to accomplish each planned project – cable length will tailored to fit the project(including slack). This should reduce the amount of cable left over from such projects.

B. Surplus and Salvage Policy

See A. above.

B. Records Retention Policy

Paul Hopingardner and Syd Faulk have been discussing this with the COA Records Retention Office. Syd pointed out that his research has revealed that there are no particular requirements for entities such as GAATN. Some discussion ensued over whether the Policy on Records Retention had ever been adopted by the Board in 2004-5, so Bill Bennett will re-examine the minutes of that period – in any case, the Board needs to decide whether this published policy is still appropriate.

E. Claims Assessment Policy

This policy (enacted 12/15/2004) and its Flow Chart also need to be re-examined to determine its applicability in 2008. The Tech Subcommittee will take a look at it.

F. CTECC/DPRI Cable Replacement

Tom Lott discussed the problem that occurred as Co Com pulled new 144 strand UT cable (and GAATN's 114 strand) through TxDOT's innerduct connecting CTECC to DPRI. Subsequently, a problem occurred while pulling, and the 144 strand cable was 20-30% damaged (bad strands). The cause of the problem is unknown at this time. The Tech Subcommittee has approved that UT take immediate control of the functional 114 strand GAATN cable and that UT will pay for the fiber and installation of a replacement 114 strand cable for GAATN.

Also, a spare 114 strand GAATN cable may have been damaged. Neither UT nor GAATN will be charged for the re-pull.

G. Travis County Service Center

Tom Lott reported that the Tech Subcommittee recommends to the Board the approval of a request for a new node on C1N to serve Travis County's Eastside Service Center. Tom moved to approve this proposal and was seconded by John House. The motion was approved unanimously.

Agenda Item No. 8:

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

Russ Rumney discussed the current projects (with help from Joe Saunders) posted on the GAATN website with emphasis on those that are currently active. There was considerable discussion regarding the multiple BIN teardowns on North Mopac which involve several adjacent commercial construction sites. It appears that the teardowns happened similarly, when the contractor built up the driveway entrances by 2-4 feet, directly under the overhead utility lines, thus reducing the vertical clearance for the GAATN cable. The teardowns then happened as construction trucks entered or left the sites. Repairs have been temporarily completed using side-arm spreaders, which raise the GAATN fiber up several feet and out of immediate danger. Joe Saunders is investigating this matter (to ascertain the guilty parties) by collecting police reports and using Co Com's Incident Reports. At least one license plate number and truck driver is known and J.C. Evans is the contractor involved.

Joe Saunders explained that Austin Energy will be installing an intermediate pole into the 391 foot span. Also, taller poles will be installed as soon as the locations of the additional driveways are revealed by the developer. At the moment there is uncertainty over which parties will absorb the costs associated with these teardowns and the associated work that is necessary to raise the utility lines to an acceptable height. John House voiced the opinion that the project developer should absorb these costs since changing the elevations of the two driveways is the immediate cause of the damages and the related modifications to Austin Energy's poles. There was general agreement among the Board to this point of view. John Kohlmorgan remarked that Co Com's quarterly ring inspections need to be examined closely to try to prevent the reoccurrence of such incidents. Russ and Joe will discuss this further with Co Com.

Regarding the recent B2S teardown on Burluson Road (7-14-2008), Russ said that there was no damage to the buffer tubes. In further discussion, it was agreed that we need to chase down the culpable parties to the teardowns as soon as possible and initiate collection proceedings when we exceed the deductible. Russ and Syd will work on this

There were further discussions regarding what is needed for the Bentley conversion. A plan will be developed to move this forward; perhaps a consultant will need to be brought on board to help implement this plan. John Kohlmorgan suggested that we start to look around for a consultant that is capable of accomplishing this task.

John House inquired about the recent Burluson Rd. fiber damage that is shown under "Entity-specific node work" on the next-to-last page of the Current Projects List. After discussion, it was decided that UT is on their own, so far as pursuing the truck owner that was responsible for the damage.

Gray suggested that Bill Bennett keep a running list of action items from each Board Meeting to assist him (and the other committee leaders) in adding specific items to each month's Agenda.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting

The next Board meeting is on September 8, 2008, at the usual place and time, 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

None were requested.

The meeting of the Board of Directors adjourned at 4:19 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD September 8, 2008
Lower Colorado River Authority
Hancock Building, Board Conference Room
3701 Lake Austin Blvd**

Agenda Item No. 1:

The meeting was called to order by Chairman Gray Salada at 1:33 p.m.

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

Gray Salada, on behalf of Austin Independent School District
Paul Hopingardner, on behalf of the City of Austin
Wayne Wedemeyer on behalf of the University of Texas
Dave Kelly on behalf of the State of Texas
Tom Lott, on behalf of the Lower Colorado River Authority
Brian Kunz, on behalf of the Lower Colorado River Authority
Russ Rumney, on behalf of the City of Austin
John House, on behalf of the University of Texas
John Kohlmorgan, on behalf of Austin Independent School District
Gary Weseman on behalf of Austin Community College

GAATN Personnel present at the start of the meeting:

Bill Bennett, GAATN
Darrell Rochte, City of Austin
Syd Falk, GAATN Attorney
Joe Saunders, City of Austin

Guests:

Cory Brymer, Titus Systems, LP d/b/a Co Com Cabling Systems

Agenda Item No. 2:

Citizen Communication

There were no citizen communications.

Agenda Item No. 3:

Approval of the July 14, 2008 Minutes

Wayne Wedemeyer made the motion to approve the Board minutes for the August 4, 2008 Board meeting, with two edits. The motion was seconded by Tom Lott and passed by a unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

A. Co Com proposal for the 300 S. Lamar condo relocate project

Joe Saunders explained that the CoCom proposal in the amount of \$ 57,095.30, is for re-routing cable around the condominium project at 300 South Lamar Blvd. GAATN has received the check from the developer and it has been delivered to AISD. Joe also stated that this change should not cause any degradation of service to the participants. Wayne Wedemeyer moved to approve this “no cost” project and the motion was seconded by Gary Weseman; the motion passed unanimously.

B. Co Com proposal to prevent A1N future teardowns near FS #3 to Lee ES

Joe Saunders stated that he was not looking for approval at this time – the presentation is just informational. The purpose of the proposal is to prevent future teardowns on A1N by raising the cable on the AE poles. It was agreed that this matter should be researched further and referred to the Tech Subcommittee. The overall objective is to pass the costs of teardowns (caused by the developer’s grade changes), to the Developer. After further consideration, it was moved by Wayne Wedemeyer and seconded by Gary Weseman, that if the Tech Subcommittee approves, the Network Manager shall have authority to carry on with this repair (\$ 43,499). This motion passed unanimously.

C. Status of the notification services contract with One Call Concepts, Inc.

John Kohlmorgan discussed the status of this RFP, and his recommendation is to cancel the contract in accordance with the 180 day notice (that is in the contract). We will explain to One Call Concepts, Inc. that we are not unhappy with their performance but it is necessary for GAATN to put this contract out for bids, and for them to bid normally. Our intent will be to complete the new RFP process, award the contract, and have the new contract in place by February or March, 2009. At this point, Syd Falk suggested that we continue the discussion in Executive Session.

Gray Salada announced that he wished to adjourn for closed session at 2:07 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, to discuss the legal aspects of the CoCom matters and to seek legal advice about them and about any other 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 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

- E. real property purchase, exchange, lease, easements or value;
- F. personnel matters;
- G. security devices, security personnel or security procedures or protocols; or

H. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 2:29 p.m. for discussion and actions on matters considered in the closed session. Wayne Wedemeyer moved that we go forward with the recommendations from John Kohlmorgan's E-mail dated August 28, 2008. Also, Syd Falk will draft the letter of contract cancellation for the Network Manager's signature. The completed document will be sent in such a way that we will be sure 180 days have elapsed between the Notification date and the Cancellation Date. The motion was seconded by Paul Hopingardner and it passed unanimously. Gray Salada then decided to take items 4D and 4E last, so we moved on to item F.

F. Insurance requirements for contractors

Syd Falk said that as a practical matter we need to be sure that all of our future contracts have specific insurance requirements and provisions to provide annual proof (for contracts longer than one year) that the insurance remains in effect. Gray Salada suggested that this provision be included in the amendments to the SLA and that the Network Manager should track this over time. It was suggested to forgo these discussions on insurance and bonding issues until the executive session.

G. Insurance coverage issues (general liability, property, automobile, D&O)

Syd described that he and Paul Hopingardner had met with one of the COA's risk assessment managers (Carol Vance) and that she recommended that GAATN consider buying certain types of insurance (general liability, property, un-owned automobile, D&O) that we currently don't have. There is the potential for liability when any employee is doing GAATN-related business, even though that person is driving their personal vehicle. The COA's risk assessment manager is going to check with Texas Municipal League (TML) and the Texas Association of School Boards (TASB) to find out about the coverage of their available insurance programs. Also, at issue is whether GAATN is eligible, and the costs that would be incurred. Paul said that he would check back with Ms. Vance when she returns from vacation. John Kohlmorgan suggested that Paul also check with AISD's risk management staff on this issue. Gray Salada added that this is another thing that needs to be added to the amended SLA, so that it will be tracked on an annual basis.

H. Bond requirements and coverage (Maintenance Contract, individual projects)

Similarly to item F, Syd Falk said that we need to be sure that all of our future contracts have specific bonding requirements and provisions to provide annual proof that the bond remains in effect. For contracts greater than \$ 100K, GAATN should have a performance bond and for contracts exceeding \$ 25K, a payment bond. If GAATN (or the subcontractor) has these bonds, then GAATN will not be held liable for amounts above the face amount that the surety is liable to pay. If these bonds are not issued, the law says that GAATN will "stand in the shoes of the surety" and might be held liable for the full amount of damages.

Cory Brymer mentioned that currently the cost a combined performance / payment bond is \$ 25 / 1000 up to \$ 100K, \$ 15 /1000 from \$ 100K to \$ 400K, and \$ 10 /1000 from \$ 400K to \$ 2 million. He also said that for Titus/CoCom, prices will vary by issuer and beneficiary.

I. Status of SureTec bond coverage

This item was not discussed today.

D. GAATN management and operation

Gray Salada passed out three handouts which consisted of

- 1) the original SLA dated 11/09/2000,
- 2) an edited version of the SLA with numerous visible edits, and
- 3) a letter to the Board from Syd Falk dated June 6, 2006, Re “Comments on redline suggested edits to revised SLA”.

After a general discussion of these documents, John Kohlmorgan explained that as far as he can find, it appears that the Board has not approved the SLA for the fiscal year 2007-08. Russ Rumney added that the COA attorney, Tamra Kurtz, has been reviewing the SLA in conjunction with Syd Falk. Also, Russ said that there is a newer version of the revised SLA and that he will send it out to all Board members tomorrow along with Tamara Kurtz’s comments.

E. Service Level Agreement with City for GAATN operations

This item was discussed in conjunction with item 4D above.

Agenda Item No. 5:

Executive Session:

At 3:13 p.m., Gray Salada announced that he wished to adjourn for closed session, under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, to discuss the legal aspects of the CoCom matters and to seek legal advice about them and about any other 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 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. personnel matters;
- H. security devices, security personnel or security procedures or protocols; or
- I. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 4:21 p.m. for discussion and actions on matters considered in the closed session. Gray Salada made the motion to extend the meeting by 30 minutes and the motion was seconded by [Unknown] . The motion passed unanimously.

Russ Rumney will send out the latest version on the SLA that he has, including any comments by the City of Austin attorney reviewing it.. Gray Salada reiterated that we would be revising this version of the SLA and that Bill Bennett would be collecting the revisions, which will be sent in to him. The newly revised version will then be discussed at the next Board meeting.

Gray then moved that the current SLA be retroactively approved from September 1, 2007 until August 31, 2008. The motion was seconded by Gary Weseman and approved unanimously. Then Gray moved to extend the current SLA from September 1, 2008 until August 31, 2009. This motion was seconded by Gary Weseman and approved unanimously.

Wayne Wedemeyer moved that the Board begin performing quarterly SLA evaluations of the SLA performance, with the first one being due November 1, 2008, and continuing thereafter. The motion was seconded by Paul Hopingardner and passed unanimously.

In response to a question, John Kolmorgan replied that after the City of Austin concurs with the extensions of the SLA, a bill for services will be forwarded to AISD for payment, supported by the Board minutes. When asked by Gray whether there were any other pressing needs from the Executive session, Syd Falk replied that there were none.

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

Gray Salada distributed the July Budget Report which was considered, without any financial report-related questions. John Kohlmorgan announced that AISD is about ready to close the books on the fiscal year and that the estimated fund balance stood at \$1.38 million dollars as of August 31, 2008. Furthermore, he said that GAATN's financial outlook was good. Gray complimented the Board on their fiscal responsibility combined with excellent management of the network.

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

A. TC Clerk's request to suspend non-emergency GAATN maintenance during the presidential election window (Oct.20-Nov. 6)

This request was discussed in some depth; there is the possibility that the suspension may have to be extended through the end of November to accommodate run-off elections. Russ Rumney said that he would be able to coordinate with Travis County to refrain from scheduling non-emergency maintenance items during the election period. It was agreed to discuss this item further at next week's Technical Subcommittee meeting.

B. Surplus and Salvage Policy

This item was tabled until next meeting.

C. Inventory Policy

This item was tabled until next meeting.

D. Status of Maintenance Contract RFP

Russ Rumney told the group that a meeting had been held with Brian Combs last week to discuss the scheduling of the RFP. The goal was to come up with a new contract before the current one expires on December 31, 2008. The milestones of the revised schedule are:

- (1) **September 12th** – complete a first draft of the RFP to submit to all Participants for their comments – there are two individual parts to the RFP (i.e. two solicitations) – Maintenance and (b) Moves-Adds-Changes – Syd Falk will be included in this distribution. One week is allotted for the Participants to

review the draft document. Changes and comments received from the Participants, (and Syd Falk), and will be incorporated into the document.

(2) September 29th – the revised draft from step (1) is completed and ready to be advertised by AISD in early October.

(3) October 5, 2008 – advertising of the RFP's begins for two weeks. Proposals are due back at the end of October.

(4) October 27th – final proposals are due back from the vendors.

By following this schedule, we will be on track to approve the contract at the December 1, 2008 Board Meeting.

E. Insurance coverage

Tom Lott remarked that a lengthy discussion had ensued at the last Technical Subcommittee meeting (with William Gammon's representative), and more discussion will be needed. Since it involves a philosophical re-examination of how we handle insurable damage claims, it is best to discuss the subject further at the Technical Subcommittee level. This item was tabled until next meeting.

Agenda Item No. 8:

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

A. Status of various tear-down events and attempted recoupment

Russ Rumney turned this item over to Joe Saunders – regarding teardowns, there have been four demand letters sent out with Syd's help, and one rejection has already been received on one of the MoPac / Parmer teardowns. Another letter has been mailed, pointing out to the developer that the grade level had been raised 3 feet, causing the teardown. This is the same location that we suffered two teardowns in succession last month.

Further, Joe repeated that AE has committed to installing taller poles at this location to alleviate this hazard. Russ Rumney said that there were no further outstanding events to discuss.

B. Records retention policy

Paul Hopingardner said that he and Syd Falk met with the City's Record Retention Manager to discuss GAATN policy needs in this area. Also, Bill Bennett has recently attended the COA's records retention class to become familiar with the subject.

Discussion followed regarding the existing policy and the general agreement was that although this policy (adopted in draft form on June 16, 2004) is quite well written, there is need to review it, particularly in regard to the schedule of documents to be retained permanently. Also, there may be a need to add documents that would be destroyed periodically. Whatever document retention schedule is adopted, it should be reviewed by several of the Participant's Document Retention personnel to assure we are generally in compliance with their needs.

Syd Falk commented that the objective would be to use the longest time frame required by any of the Participants. In other words, the document retention schedule should be vetted through COA's (and other participant's) document retention committee to assure that the proper classes of documents are included. It was concluded that further discussion and review is required so this subject will be reviewed at a later date.

C. Claims assessment policy

Syd Falk said that he had put this item on the agenda since it is related to the anticipated discussion about insurance – it will be discussed further in the future, - relating to the discussion about insurance and the claims process.

D. Risk management issues

Syd Falk said that he had put this item on the agenda since it is related to the anticipated discussion about insurance – it will be discussed further in the future relating to the discussion about insurance.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting

The next Board meeting is on October 6, 2008, at the usual place and time, 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

None were requested.

The meeting of the Board of Directors adjourned at 4:57 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD October 6, 2008
Lower Colorado River Authority
Hancock Building, Board Conference Room
3701 Lake Austin Blvd**

Agenda Item No. 1:

The meeting was called to order by Vice Chairman Wayne Wedemeyer at 1:30 p.m.

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

Wayne Wedemeyer on behalf of the University of Texas
Paul Hopingardner, on behalf of the City of Austin
Brian Kunz, on behalf of the Lower Colorado River Authority
Russ Rumney, on behalf of the City of Austin
John House, on behalf of the University of Texas
John Kohlmorgan, on behalf of Austin Independent School District
Gary Weseman on behalf of Austin Community College
Dain Herbat, on behalf of Travis County

GAATN Personnel present at the start of the meeting:

Bill Bennett, GAATN
Darrell Rochte, City of Austin
Cathy Fryer, GAATN Attorney
Joe Saunders, City of Austin
Martha Krischke, City of Austin

Guests:

Cory Brymer, Titus Systems, LP d/b/a Co Com Cabling Systems

Agenda Item No. 2:

Citizen Communication

There were no citizen communications.

Agenda Item No. 3:

Approval of the September 8, 2008 Minutes

Paul Hopingardner made the motion to approve the Board minutes for the September 8, 2008 Board meeting. The motion was seconded by Dain Herbat and passed by a unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

A. Status of the notification services contract with One Call Concepts, Inc.

Russ Rumney announced that the notification of contract cancellation letter had been sent in duplicate copies, with the final effective date of March 26, 2009. Russ has spoken with Darla Baker to explain that we are not unhappy with their performance and for them to bid normally when GAATN puts this contract out for bids.

B. Insurance coverage issues (general liability, property, automobile, D&O)

Paul Hopingardner said that he has been discussing with AISD and COA Risk Managers the need for these types of insurance. The possible vendors for these types of insurance are Texas Municipal League (TML), Texas Association of School Boards (TASB), or privately. The Risk Managers have indicated that GAATN could have liability in all these areas, extending to employees and individual Board Members.

John Kohlmorgan said that it is important to compare the costs of these municipal insurance providers to the offerings from William Gammon or other local agents. Wayne Wedemeyer agreed that although use of the RFP bid process is not required if purchasing from TML or TASB, before deciding to use these vendors, we should look at all options. In other words, the Board should take steps to insure due diligence has been performed with respect to obtaining the right insurance at the best cost. Cathy Fryer added that it would be wise to obtain bids from TML as well as a private insurance agent before deciding which way to go.

Paul Hopingardner said that he would obtain recommendations from the Risk Managers, as well as Syd Falk, on the amounts of coverage that are appropriate, the costs, and how to proceed. He will report back to the Board next month.

C. Insurance & Bond requirements and coverage (Maintenance RFP, individual projects)

Wayne Wedemeyer reminded the Board that there are two categories of concern, which are:

- a) Should we have a performance bond covering our maintenance contractor to assure we can have another provider fulfill maintenance duties, should our primary maintenance contractor fail; and
- b) is it best for GAATN to have each project (done outside the maintenance contract) bonded individually by the contractor, or is an overall GAATN multi-project bond preferred (paid annually with an estimated total dollar volume)?

John Kohlmorgan added that he believes it preferable to use a master performance bond. Wayne added that it is prudent (from recent experience) for GAATN to be protected by performance bonds for both Maintenance Contract and individual project work.

John House questioned what approach is necessary for entity node cable work. Wayne Wedemeyer replied that bonding/insurance coverage is left up to each entity. Also, where multiple GAATN entities share a node cable, those entities must work out their own formula for cost sharing. Furthermore, Wayne said that state law requires this node cable work to be covered.

Agenda Item No. 5:

Executive Session:

There was no need for an executive session today.

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

John Kohlmorgan distributed the August Budget Report, which closes out the fiscal year. The report was considered, without any financial report-related questions. John announced that the final fund balance is \$1.456 million dollars as of August 31, 2008, and that these are the numbers we use to start of the new fiscal year.

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

A. TC Clerk's request to suspend non-emergency GAATN maintenance during the presidential election window (Oct.20-Nov. 6)

John Kohlmorgan led the discussion and it was agreed that the suspension will not have to be extended through the end of November to accommodate run-off elections. Russ Rumney reiterated that he will be coordinating with Travis County to refrain from scheduling non-emergency maintenance items during the election period. Dain Herbat said that he will furnish Russ Rumney with a list of all critical polling locations.

B. Status of Maintenance Contract

John Kohlmorgan related that the Maintenance Contract RFP is running about one week behind schedule for various reasons. The draft document from Brian Combs has not been received but it is expected soon.

John also noted that the Technical Subcommittee had guests from Advanced.1 (in Georgetown), who seem to be very accomplished in the usage of Bentley CAD software. It is expected that they will give us a cost estimate of what it will cost to have them evaluate the best options for the transfer of data into Bentley and to fulfill its full potentials for GAATN.

C. Discuss Travis County request to add a new A2N node at 209 W. 9th Street

After brief discussion, Gary Weseman made a motion to approve the new node on A2N. The motion was seconded by Paul Hoppingardner and passed by unanimous vote.

Agenda Item No. 8:

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

A. Status of various tear-down events and attempted recoupment

Russ Rumney reviewed the current projects list in some detail. He has one last B1N squirrel damage repair job for Board approval, in the amount of \$ 37, 416.80. Gary Weseman moved to approve this repair and Dain Herbat seconded. The motion passed unanimously.

In response to a question, Martha Krischke said the rings that were scheduled for self-support cable replacement in FY 2008-2009 were B1S and B2S. Wayne Wedemeyer suggested that the Tech Subcommittees discuss and reconsider this subject. It was agreed that the Subcommittee's recommendation would be brought back to the Board.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting

The next Board meeting is on November 3, 2008, at the usual place and time, 1:30 p.m. in the Hancock Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

None were requested.

The meeting of the Board of Directors adjourned at 2:47 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD November 3, 2008
Lower Colorado River Authority
Redbud Center Building, Room 108N
3701 Lake Austin Blvd**

Agenda Item No. 1:

The meeting was called to order by Chairman Gray Salada at 1:35 p.m.

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

Gray Salada, on behalf of Austin Independent School District
Wayne Wedemeyer on behalf of the University of Texas
Paul Hopingardner, on behalf of the City of Austin
Tom Lott, on behalf of the Lower Colorado River Authority
John House, on behalf of the University of Texas
Dave Kelly, on behalf of the State of Texas
Dain Herbat, on behalf of Travis County

GAATN Personnel present at the start of the meeting:

Russ Rumney, City of Austin
Bill Bennett, GAATN
Syd Falk, GAATN Attorney
Martha Krischke, City of Austin

Guests:

Cory Brymer, Titus Systems, LP d/b/a Co Com Cabling Systems
Jeff Phipps, Titus Systems, LP d/b/a Co Com Cabling Systems

Agenda Item No. 2:

Citizen Communication

There were no citizen communications.

Agenda Item No. 3:

Approval of the September 8, 2008 Minutes

Wayne Wedemeyer made the motion to approve the Board minutes for the October 6, 2008 Board meeting, as amended. The motion was seconded by Gray Salada and passed by a unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

A. Insurance coverage issues (general liability, property, automobile, D & O

Paul Hopingardner said that he has requested a quote for these types of insurance from Texas Municipal League (TML) and that TML has come back requesting details on past GAATN claims. Syd Falk added that we have had few claims in the past and that GAATN claims "Sovereign Immunity" in such cases.

B. Status of the cancellation of the contract with One Call Concepts, Inc.

Syd Falk said that he would like to defer this discussion until the executive session.

C. SLA Review

Bill Bennett said that he had sent out the link by E-mail for all participants (except the City of Austin) to use in evaluating the SLA holder's performance. It was suggested that a ranking be created (perhaps Best, Good, Acceptable, & Needs Improvement) to use in judging the performance in various categories. This will be done before the next meeting

Agenda Item No. 5:

Executive Session:

Gray Salada announced that he wished to adjourn for closed session at 2:02 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, to discuss the legal aspects of the CoCom matters and to seek legal advice about them and about any other 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 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. personnel matters;
- H. security devices, security personnel or security procedures or protocols; or
- I. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 2:19 p.m. for discussion and actions on matters considered in the closed session. There were no items from executive session to discuss further or act on.

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

Gray Salada distributed the September Budget Report, which is the first month the new fiscal year. Gray announced that the final fund balance of August 31, 2008, was slightly overstated by about \$ 25 thousand dollars, and had been corrected. The report was considered, without any other financial report related questions.

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

A. Status of Fiber Contract RFP's

Gray Salada announced that he wished to adjourn for closed session at 2:30 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, to discuss the legal aspects of the CoCom matters and to seek legal advice about them and about any other 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 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

- E. real property purchase, exchange, lease, easements or value;
- G. personnel matters;
- H. security devices, security personnel or security procedures or protocols; or
- I. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 2:50 p.m. for discussion and actions on matters considered in the closed session. There were no items from executive session to discuss further or act on.

Agenda Item No. 8:

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

A. Review of Sites Lists

Russ Rumney announced that he has the completed lists back from Travis County, AISD, LCRA and the City of Austin. He asked that the other entities get this information back as soon as possible. Martha Krischke added that having accurate site information is crucial in the creation of the budget for the upcoming fiscal year.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting

The next Board meeting is on December 1, 2008, at the usual place and time, 1:30 p.m. in the Redbud Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

Agenda items for next month are

1. 2009 2010 Network Rights
2. Preliminary 2010 Budget Documents

Tom Lott passed out copies of the amended “Cable Remnant Policy” and asked the Technical Subcommittee members to review it before the meeting on November 19, 2008.

The meeting of the Board of Directors adjourned at 2:53pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS
HELD November 19, 2008
Lower Colorado River Authority
Redbud Center Building, Room 108N
3701 Lake Austin Blvd**

Agenda Item No. 1:

The meeting was called to order by Chairman Gray Salada at 1:01 p.m.

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

Gray Salada, behalf of Austin Independent School District
John Kohlmorgan, on behalf of Austin Independent School District
Paul Hopingardner, on behalf of the City of Austin
Dain Herbat, on behalf of Travis County
Wayne Wedemeyer on behalf of the University of Texas
Tom Lott, on behalf of the Lower Colorado River Authority
John House, on behalf of the University of Texas

GAATN Personnel present at the start of the meeting:

Russ Rumney, City of Austin
Bill Bennett, City of Austin/GAATN
Martha Krischke, City of Austin
Cathy Fryer, GAATN Attorney
Joe Saunders, City of Austin

Guests:

None

Agenda Item No. 2:

Citizen Communication

There were no citizen communications.

Agenda Item No. 3:

Discuss the following:

Gray Salada announced that he wished to adjourn for closed session at 1:02 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076,

to seek legal advice about any 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 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

- E. real property purchase, exchange, lease, easements or value;
- F. personnel matters;
- G. security devices, security personnel or security procedures or protocols; or
- H. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 1:10 p.m. for discussion and actions on matters considered in the closed session. There were no items from executive session to discuss further or act on, so the open meeting continued at Item 3.

(a) Greater Austin Area Telecommunications Network (GAATN) Maintenance of the GAATN Metropolitan Fiber Optic Telecommunications Network

John Kohlmorgan reviewed (using handouts) the bids of the two (2) respondents, JC Communications and Titus Systems. He noted that a consultant (Brian Combs) has been hired to help draft the RFP documents and to evaluate the responses. The evaluation involves following a process of assigning proportional amounts (points) for each response by the individual bidders. Unfortunately, Mr. Combs was unable to attend today's meeting, but he has informed John Kohlmorgan that the evaluation process is about 75% completed.

Further, on examining the handouts, Board Members noted that JC Communications showed twelve "Not Identified" responses to required questions, and their base proposal amount was \$ 38,862.85. Also, Titus Systems' showed two "Not Identified" responses to required questions, and their base proposal amount was \$ 299,000.00.

John Kohlmorgan noted that Brian Combs will contact JC Communications to confirm whether their exceptionally small base proposal amount was correct. It was noted, however, that at this point it would be improper to allow any changes (or additions) to either bidders' offering. Whatever items that are "Not Identified" must be considered NOT responsive to that portion of the RFP.

John said that he hoped that, within one week, Mr. Combs will have finished the evaluation point tabulation, as well as checking each bidders' references. At that point, the completed evaluation documents will be provided to all Board Members. Then, this information should be sufficient to reach a final decision.

(b) Greater Austin Area Telecommunications Network (GAATN) Moves, Adds and Changes of the GAATN Metropolitan Fiber Optic Telecommunications Network

John Kohlmorgan reviewed (using handouts) the bids of the three (3) respondents, ESA Engineering, JC Communications and Titus Systems. John said that he had distributed this summary information on November 18th to all Board Members. He also pointed out that by bidding the MAC contract separately from the Maintenance contract, GAATN will have the flexibility to award the Maintenance and MAC contracts to separate vendors and to negotiate back-up vendors as well.

After further discussions, John Kohlmorgan stated that he expects Brian Combs will have finished his evaluation (and ranking of the proposing vendors) for presentation at the Board Meeting on December 1, 2008. After the Board establishes the rankings, negotiations will begin - in order to have new contracts in place by January 1, 2009.

Agenda Item No. 4:

Executive Session:

There was no need for another executive session.

Agenda Item No. 5:

Confirm date, time, and location for the next regular Board meeting

The next (regular) Board meeting will be on December 1, 2008, at the usual place and time, 1:30 p.m. in the Redbud Center Building, at LCRA on Lake Austin Blvd.

Adjourn at 2:01 p.m.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS
MEETING HELD December 1, 2008
Lower Colorado River Authority
Redbud Center Building, Room 108N
3701 Lake Austin Blvd**

Agenda Item No. 1:

The meeting was called to order by Chairman Gray Salada at 1:31 p.m.

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

Gray Salada, on behalf of Austin Independent School District
Wayne Wedemeyer on behalf of the University of Texas
Paul Hopingardner, on behalf of the City of Austin
Tom Lott, on behalf of the Lower Colorado River Authority
Brian Kunz, on behalf of the Lower Colorado River Authority
John House, on behalf of the University of Texas
John Kohlmorgan, on behalf of Austin Independent School District
Gary Weseman, on behalf of Austin Community College
Dave Kelly, on behalf of the State of Texas
Dain Herbat, on behalf of Travis County

GAATN Personnel present at the start of the meeting:

Russ Rumney, City of Austin
Joe Saunders, City of Austin
Bill Bennett, GAATN
Syd Falk, GAATN Attorney
Martha Krischke, City of Austin

Guests:

Cory Brymer, Titus Systems, LP d/b/a Co Com Cabling Systems
Joe Zsebenyi, ESA Engineering, LLC
Brian Combs, Combs Consulting Group
Victor Manrique, Intact Communications

Agenda Item No. 2:

Citizen Communication

There were no citizen communications.

Agenda Item No. 3:

Approval of the November 3, 2008 Minutes

Wayne Wedemeyer made the motion to approve the Board minutes for the November 3, 2008 Board meeting, as amended. The motion was seconded by Dain Herbat and passed by a unanimous vote.

Agenda Item No. 4:

Discussion and possible action regarding the Board Chairperson Update.

A. Insurance coverage issues (general liability, property, automobile, D & O

Paul Hopingardner said that he has requested a quote for these types of insurance from Texas Municipal League (TML) and that TML has just submitted the quote this morning. After passing copies of the quote, the members studied it for a few minutes. Paul remarked that he was unsure of trying to explain the quote to the membership, so he would be consulting with COA's insurance people for clarification. Paul will try to have the correct total costs by the next Technical Subcommittee meeting or next month's Board Meeting.

B. Insurance and Bond Requirements and coverage (Maintenance RFP, individual projects)

Syd Falk said that this item required no further discussion – it was included to insure that these items were included within the RFP bid packages – this has been done.

C. Status of the cancellation of the contract with One Call Concepts, Inc.

Paul Hopingardner and Syd Falk have been working together on this – he will be contacting Matt Ruddo with One Call Concepts to discuss this. He will report back on the outcome of his discussions.

Gray Salada announced that he wished to re-order the Agenda slightly, bringing Item 7A forward, in order to discuss the two RFP's (maintenance & MACs) first.

Agenda Item No. 7-A:

Discussion and possible action regarding the Technical Subcommittee Update

A. Status of Fiber Contract RFP's

Gray then announced that he wished to adjourn for closed session at 1:47 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076, to discuss the legal aspects of RFP consideration and to seek legal advice about them and/or about any other 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 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. personnel matters;
- H. security devices, security personnel or security procedures or protocols; or

I. issues involving GAATN physical plant detail made confidential by law.
The regular session reconvened at 2:21 p.m. for discussion and actions on matters considered in the closed session

Brian Combs reviewed the evaluations of the Competitive Sealed Proposals for the Maintenance Contract and the Moves, Adds and Changes Contract. Describing the evaluation, Mr. Combs said that price comprised 40 points (out of 100 total), relevant experience & past performance was 30 points, proposed personnel & resources was 15 points, financial condition was 8 points, attendance at the pre-bid conference was 4 points, and any HUB (historically underutilized business) participation was 3 points. Mr. Combs revealed that after full comparison of the bidders, the results & rankings are shown below:

(1) Maintenance Contract commencing on January 1, 2009 –

- #1 Titus Systems in the amount of \$ 299,000 /year + amount of bonds, and
- #2 – JC Communications in the amount of \$ 38, 862.85 + amount of bonds.

There was some further discussion and explanation of the evaluation spreadsheets for this contract, and the methodology that was employed. Mr. Combs answered all questions regarding his evaluations. Then, Gray Salada moved to accept the recommendations - to use the vendors ranked as shown above. Wayne Wedemeyer seconded the motion and it passed unanimously.

(2) Moves, Adds and Changes Contract commencing on January 1, 2009 –

- #1 - Titus in the amount of \$ 1,000 /year + amount of bonds, and
- #2 - ESA Systems in the amount of \$ 27,796.17 + \$ 95,000 for bonds + \$ 500.00 per project for material handling, and
- #3 - JC Communications in the amount of \$ 38, 862.85 + amount of bonds

There was some additional discussion and explanation of the MAC evaluation spreadsheets and the methodology that was employed (it was slightly different since there was not an Attachment B). Mr. Combs answered all questions regarding the evaluations. Gray Salada moved to accept the recommendations - to use the vendors ranked as shown above for the MAC contract. Tom Lott seconded the motion and it passed unanimously.

Agenda Item No. 5:

Executive Session:

There was no need for further closed session.

Agenda Item No. 6:

Discussion and possible action regarding the financial report and budget issues

The October Budget report was not available today, so it will be discussed at the Special Board Meeting later this month.

Agenda Item No. 7:

Discussion and possible action regarding the Technical Subcommittee Update

B. Cable Remnant Policy

Tom Lott told the board that the Technical Subcommittee had recommended that the Cable Remnant Policy be approved. Wayne Wedemeyer moved for the acceptance of the policy and Dain Herbat seconded the motion. The motion passed unanimously.

C. 2009 – 2010 Network Rights

Martha Krischke presented the proposed Network Rights spreadsheet for the budget year 2009-2010, mentioning that all entities' responses have been turned in. The pertinent percentage rights for each entity are shown below.

Entity	Budget Yr. 2010
Austin Ind. School District	29.56 %
City of Austin	22.03 %
ACC	12.49 %
Travis County	12.79 %
State of Texas	12.84 %
UT	4.74 %
LCRA	5.54 %

Gary Weseman moved that the Network Rights shown above be accepted for the Budget Year 2009-2010. Wayne Wedemeyer seconded the motion and it was approved unanimously.

Agenda Item No. 8:

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

Russ Rumney and Joe Saunders reviewed the current projects list in some detail, noting that the 300 S. Lamar project (A2N) and the Fire Station #6 project will be accomplished in the next few days. Discussion moved to how to handle the uncovering of three manholes on Red River Street (that were inadvertently paved over), in relation to Travis County's addition of a node at Brackenridge Hospital. It was agreed that Titus would check with other subcontractors to get a price more in line with previous jobs of this nature. Then, the Network Manager should be able to authorize this work in conjunction with Travis County's need. Paul Hopingardner said that he would speak with the appropriate COA department, to try to prevent a reoccurrence in the future.

A. Preliminary 2010 Budget Documents

Martha Krischke explained that they are looking at a first draft and that now is the time for all to examine it privately and be prepared to discuss at the January Board Meeting. Martha said that although she has tried to anticipate costs and concerns, everything is subject to change as the Board desires. Also, the Board needs to have the budget finalized at the February 2009 meeting, so that it may be adopted at that time (prior to March 1st). Gray Salada suggested that there should be future discussion regarding increasing the size of the Holding Account, since it has been trending upward over the last few years.

Agenda Item No.9:

Confirm date, time, and location for the next regular Board meeting

A Special Board meeting will be held on December 17, 2008, at 1:00 p.m. in the Redbud Building in room 225, at LCRA on Lake Austin Blvd.

The next regular Board meeting is on January 12, 2009, at 1:30 p.m. in the Redbud Building at LCRA on Lake Austin Blvd.

A. Add agenda items for next month.

Agenda items for next month are:

1. Preliminary 2010 Budget Documents
- 2.

The meeting of the Board of Directors adjourned at 3:48 pm.

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

**625 East 10th Street, 6th Floor
Austin, Texas 78701**

**MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS
HELD December 17, 2008
Lower Colorado River Authority
Redbud Center Building, Room 225
3701 Lake Austin Blvd**

Agenda Item No. 1:

The meeting was called to order by Chairman Gray Salada at 1:01 p.m.

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

Gray Salada, behalf of Austin Independent School District
John Kohlmorgan, on behalf of Austin Independent School District
Brian Kunz, on behalf of the Lower Colorado River Authority
Dain Herbat, on behalf of Travis County
Wayne Wedemeyer on behalf of the University of Texas
Dave Kelly, on behalf of the State of Texas
John House, on behalf of the University of Texas

GAATN Personnel present at the start of the meeting:

Russ Rumney, City of Austin
Bill Bennett, City of Austin/GAATN
Martha Krischke, City of Austin
Syd Falk, GAATN Attorney

Guests:

Cory Brymer, Titus Systems LP
Jeff Phipps, Titus Systems LP

Agenda Item No. 2:

Citizen Communication

There were no citizen communications.

Agenda Item No. 3:

Discussion and possible action regarding:

- a. **Greater Austin Area Telecommunications Network (GAATN) Contract for Maintenance of the GAATN Metropolitan Fiber Optic Telecommunications Network**

Gray Salada requested Syd Falk to lead the discussion regarding contract acceptance and negotiation phase for the GAATN maintenance contract. Syd passed out copies of a proposed "Cover Agreement" to be the first portion of the contract that is proposed to be executed. This document contains certain of the basic provisions important to the

agreement, and makes others that are embedded in whole or part in the other contract (RFP) documents more prominent or more clear; and it includes express provisions regarding, for example, non-exclusivity of the contract, and how to prorate the contract fees if maintenance work were to be shared by GAATN among several vendors. It also expressly incorporates all of the salient portions of the other RFP documents, including the relevant “Maintenance Specifications,” the “General Conditions,” other “Additional Contract Documents,” and the Titus Systems proposal itself (and its pricing). The Cover Agreement provides that if any of these documents contradict the Cover Agreement, the Cover Document prevails; and establishes a hierarchical order of precedence for the remaining incorporated documents.

After extensive discussion with the Board as to how the contract will operate, Wayne Wedemeyer moved to award the GAATN Maintenance Contract, as amended, to Titus Systems LP, in accordance with AISD Project No. PO9-0071-GAATN and AISD RFP No. BCM09-01. The motion was seconded by Gray Salada and passed unanimously. Syd Falk asked that once the contract is finalized, it should be executed with three signed originals, one each for AISD, COA, and Titus Systems LP.

Gray Salada announced that he wished to adjourn for closed session at 1:26 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076,

to seek legal advice about any 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 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

- E. real property purchase, exchange, lease, easements or value;
- F. personnel matters;
- G. security devices, security personnel or security procedures or protocols; or
- H. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 1:42 p.m. for discussion and actions on matters considered in the closed session. There were no items from executive session to discuss further or act on, so open discussion continued.

b. Greater Austin Area Telecommunications Network (GAATN) Contract for Moves, Adds and Changes for the GAATN Metropolitan Fiber Optic Telecommunications Network

Gray Salada explained that although there would not be any action on the MAC contract today, the Board needed to discuss whether to award this work to multiple contractors (up to all three proposers) or not. Syd Falk explained that the contract format likely will be similar to that for the Maintenance contract, so the main question in putting a final “Cover Agreement” revolves around the work allocation, *i.e.*, whether there will be multiple providers and, if so, what percentage(s) of the work to award to the different contractors and under what terms. The Technical Subcommittee will consider this question at its scheduled meeting today and make recommendations.

c. Travis County's request to add a node on A2N

After a brief explanation by Dain Herbat of the need for this node and some discussion, Wayne Wedemeyer moved to approve Travis County's new node on A2N at Brackenridge Hospital. The motion was seconded by Dave Kelly and approved unanimously.

d. AISD's request to add a node on SRS, at the XO building

John Kohlmorgan explained AISD's desire to add a node on SRS at the XO building, where they are moving some of their personnel. John invited other participants to join AISD in this project and to please respond within 30 days, if interested. John further explained that AISD planned to use the XO location under a five-year lease (3 yr initial term + a possible 2 yr. extension). Martha Krischke stated that the City of Austin might be interested.

Agenda Item No. 4:

Executive Session:

Gray Salada announced that he wished to adjourn for closed session at 2:20 p.m., under one or more of Texas Government Code sections 551.071, 551.072, 551.074, and/or 551.076,

to seek legal advice about any pending, anticipated or contemplated litigation concerning:

- F. construction, equipment, and product warranty claims;
- G. damage to GAATN fiber optic cables, equipment, hardware, and other property;
- H. contractual, tort or other claims by or against GAATN; or
- I. the procedures and operations of the Board or the organization;
- E. GAATN Management and Operation

and/or to consider matters concerning

- J. real property purchase, exchange, lease, easements or value;
- F. personnel matters;
- G. security devices, security personnel or security procedures or protocols; or
- H. issues involving GAATN physical plant detail made confidential by law.

The regular session reconvened at 2:25 p.m. for discussion and actions on matters considered in the closed session. There were no items from executive session to discuss further or act on.

Agenda Item No. 5:

Confirm date, time, and location for the next regular Board meeting

The next (regular) Board meeting is on January 12, 2009, at the usual place and time, 1:30 p.m. in the Redbud Center Building, at LCRA on Lake Austin Blvd.

Adjourn at 2:29 p.m.