

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

MEETING OF THE BOARD OF DIRECTORS
MEETING HELD September 4, 2018 1:30 p.m.
AT Lower Colorado River Authority
LCRA Service Center, Room A502/503
3505 Montopolis Blvd.
Austin, Texas

MINUTES

1. Call to Order and Roll Call

GAATN Board Chairperson Dain Herbat called the meeting to order at 1:30 p.m. The following announced as present at the start of the meeting:
Dain Herbat, on behalf of Travis County
Steve Pyle, on behalf of State of Texas DIR
Mike Gibbons, on behalf of Lower Colorado River Authority
John Kohlmorgan, on behalf of Austin ISD
Bruce Hermes, on behalf of City of Austin
Frank Ammons, on behalf of GAATN
Syd Falk, GAATN attorney
Carlos DeMatos, on behalf of GAATN
Jaime Guerra, on behalf of the University of Texas
A quorum was established at roll call.

2. Citizen Communications

There were no citizen communications.

3. Review and Approve the minutes for the regular Board Meeting of August 7, 2018

Jaime Guerra moved to approve the draft minutes amended with the date correction; Dain Herbat seconded the motion and it passed unanimously.

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

A. Seeking approval for GAATN 2019 Meeting Dates

Jaime Guerra moved to approve the 2019 proposed GAATN meeting dates; Bruce Hermes seconded the motion and it passed unanimously.

B. GAATN Backup NOCC Update

Frank said that at the August 2018 Board Meeting, the Board voted to allow the ILA subcommittee to continue to negotiate the finer deal points of the ILA and to allow the GAATN Board Chairperson to execute the agreement. Frank noted that, at the August Technical Meeting, management presented a revised estimate illustrating a 24% cost savings, bringing the total estimated investment down to \$1.13 million. Syd Falk reported that the assigned City attorney had not yet responded to GAATN's recent proposed edits to the agreement.

C. Seeking approval for GAATN Tie-In Cable Policy

Frank said this policy was originally requested by a Board Member at the June Technical Subcommittee meeting. He said drafts were presented for consideration at the August Board

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and Technical Meetings, and the draft presented for consideration today was revised based on feedback from the two previous meetings. Dain Herbat moved to approve the GAATN Tie-In Cable Policy as presented; Steve Pyle seconded the motion. Bruce Hermes said he isn't sure this policy is in the spirit of GAATN. He said if City of Austin were to ask for an overlash to GAATN fiber, and then another entity wanted to do the same, someone could eventually be deprived of the right to do that due to the weight of the cable. Bruce said this is taking advantage of GAATN's ROW and its rights to the ROW without compensating. He said entities should be using GAATN in the intended way instead of exploiting it with these one-offs that doesn't benefit GAATN in any common way. Jaime Guerra said he can't use SRN because there are no available fibers and this policy gives entities a mechanism to connect their sites within the spirit of GAATN without having GAATN take on all the liability.

Jaime said Bruce made a good point about limited resources that could be exhausted by an entity overlash, but this policy gives the Board oversight to approve what could be overlash. Bruce said that Jaime made the point that there are cases where GAATN's capacity to serve particular members has reached its limit; he asked if GAATN should hang a higher fiber count all members could benefit without adding on to the weight that's being hung. Jaime said that issue has been addressed in terms of the Technical Guidelines and a methodology for fiber allocation has been approved, but GAATN needs funds and prioritization from the Board to make those improvements. Jaime said he still thinks this policy is necessary, because an entity may need to get from point A to B and it doesn't make sense for other entities to pay for that if it doesn't benefit them. Dain said he thinks it's a perk of being a member of GAATN that entities can access the ROW without having to tie into the ring.

Bruce asked if there is a potential for abuse or a time limit or a number of overlashes that GAATN can tolerate. Frank said his main concern is underground where conduit capacity is being utilized by entities. Frank said regarding aerial, it could come to a point where AE will not approve an overlash due to the weight load on the pole. Frank said it could also be an issue on a geographical expansion where GAATN has to replace several poles because of entities already overlash to those poles. Dain asked if there are more clauses that should be added to the draft policy; Frank said a contingency plan for conduit capacity and a load capacity for aerial.

Bruce said there should be an understanding that if an entity wants to overlash and the ROW is at capacity due to other entities having cables overlash, then those entities should together fund a higher capacity cable that doesn't require further overlash. Syd suggested adding the following language, "All tie cables are provisional and subject to termination by the Board for good cause. If special circumstances or restrictions exist, such as weight limits, the Board may condition or limit an applicant's rights as appropriate including limiting the duration of the tie-in cable or requiring costs to be borne." Dain asked Syd to make the suggested changes and bring the revised policy back to the next Board meeting.

D. Property damage claim resulting from tear down at D1N Webberville Road/Delores Ave

Frank reported that the insurance company for Captain Hook has responded to the demand letter from GAATN and he has provided them the requested information to process the claim. He is still waiting to hear back on their decision. Frank said he is also awaiting a response from GAATN's liability insurance adjuster for the claim against GAATN from the moving truck that was damaged

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by the low-hanging cable after it drove under it. Frank said management will continue to work with GAATN legal and keep the Board informed about the status of these claims.

5. Network Manager's Update – Discussion and possible action regarding:

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

1. Treaty Oak Decommission project scheduling

Frank reported on the following project scheduling of the Treaty Oak Decommissioning project:

Network Management has requested via email that members identify the work and completion date that is necessary per entity to complete the decommissioning and vacate Treaty Oak. To date, LCRA, AISD and Travis County are the only entities that have officially responded by notifying management. LCRA is scheduled to be completely out of Treaty Oak by 9/14/2018. AISD has vacated on SRN, SRS, and A1N. AISD will need to remain on A2N for the time being and will update management in the near future regarding this ring. Travis County is scheduled to be vacated by the end of September. Other members have responded that they are in the works of completion. Management has worked in great detail regarding the DIR network. Management is awaiting an official response from UT; it is understood they have work planned on A1N remaining. COA is aware of the changes and is currently working to perform required cross connects another location. ACC requested to know the model & manufacturer for the cabinets at City Hall. The spec sheets for such went out to all members on 8/21/2018. Management is awaiting an official response from ACC.

2. Pending projects

Frank reported on the following pending projects –

Projects scheduled to complete before the next meeting:

- B2S COA new node at 901 Dalton Lane – scheduled to complete 9/13

Projects completed since the previous meeting:

- D1N TC new node at Allan Annex – completed 8/13
- SRN DIR TxDOT input node replacement – completed 8/16
- D1N TC node at Neal Road decommissioning – completed 8/23
- D1N AISD node at Norman ES decommissioning – completed 8/30

3. Job Budget Tracking review

Frank reported that the FY19 MAC budget is currently 40% encumbered with 8 jobs, leaving \$435k for additional jobs.

4. GAATN Utility Locates RFP Update

Frank said the RFP will be issued by AISD on September 25 and will close on October 16. An evaluation subcommittee of Frank, Carlos, and Harold will review the submissions and bring a recommendation to the November 6 Board meeting.

6. Executive Session: There was no executive session.

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

A. Financial Report

This item was not discussed.

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8. Meeting & Action Items Summary:

Frank noted the following action items from this meeting:

- Bring revised Tie-In Cable policy to upcoming Technical Meeting

9. Confirm date, time, and location for the next regular Board meeting on October 2, 2018 at 1:30 p.m. at the LCRA Service Center, 3505 Montopolis Blvd., Room A502/503, Austin, Texas.

The date, time, and location for the next regular Board meeting were confirmed; the meeting adjourned at 2:48 p.m.