

ALABAMA 9-1-1 BOARD MEETING
1 Commerce Street
Main Floor Conference Room
Montgomery, AL 36104

Minutes of May 21, 2014

Prior notice of this regularly scheduled meeting of the Alabama 9-1-1 Board was given in accordance with the Alabama Open Meetings Act.

The roll was called as follows by the Board Chairman, Roger Wilson:

Ernie Blair	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Riley Blount, Vice Chairman	<input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent
Alan Campbell	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Melissa Dove	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Chris Heger	<input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent
Wayne Hutchens	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Fred Johnson	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
John Nettles	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Jerry Renfroe	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Donnie Smith, Secretary/Treasurer	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Chad Sowell	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Roger Wilson, Chairman	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Rick Wolfe	<input type="checkbox"/> Present <input type="checkbox"/> Absent (joined via teleconference)

A quorum was established. Chairman Roger Wilson who acted as presiding officer of the meeting called the meeting to order at 10:00 a.m.

The Chairman entertained a motion to approve the agenda. Jerry Renfroe made the motion and Alan Campbell seconded this. A vote was taken and the motion was carried unanimously.

The Chairman entertained a motion to approve the minutes from the April board meeting. Jerry Renfroe made the motion and Chad Sowell seconded this. A vote was taken and the motion was carried unanimously.

Cost Recovery Report:

Mr. Brodeur reported the following Cost Recovery reimbursements for September 30, 2014 that were paid in May are as follows:

Cellular South for \$7,027.39 (Phase I-recurring)
PineBelt Wireless for \$8,229.77 (Phase I-recurring)
SouthernLINC for \$193,179.54 (Phase I-recurring)
Sprint for \$6,384 (Phase I-nonrecurring)

Sprint for \$653,619.60 (Phase I-recurring)
Cellular South for \$18,326.29 (Phase II-recurring)
PineBelt Wireless for \$5,544.00 (Phase II-recurring)
SouthernLINC for \$39,512.37 (Phase II-recurring)

He recommended approval of all, as these are all within their plans. After Melissa Dove asked for and received clarification on the total amount (i.e. \$868,440.30 Phase I and \$63,382.66 Phase II), Donnie Smith made a motion to approve these payments and Jerry Renfroe seconded this. A vote was taken and the motion carried unanimously.

Mr. Brodeur continued stating that Cellular South had asked for an increase and turned the floor over to Jim Sasser, the Board's attorney, to address the matter. Mr. Sasser stated that Cellular South is requesting cost recovery funds regarding texting to 9-1-1, which does not appear to be statutory recoveries (i.e. does not qualify for cost recovery reimbursements). Mr. Sasser stated that he would respond accordingly, but was willing to accept any further documentation from Cellular South for review or further consideration.

Financial Report:

Donnie Smith presented the Board's expense reports for the month of April with board member expenses totaling \$1,915.68, contract expenses totaling \$73,389.21, and office expenses totaling \$9,052.06.

The breakdown of all expenses is as follows:

Melissa Dove for \$398.78 (Board Meeting),
Chad Sowell for \$150.00 (Board Meeting),
John Nettles for \$297.81 (Board Meeting),
Donnie Smith for \$416.56 (Board Meeting),
Jerry Renfroe for \$397.52 (Board Meeting),
Roger Wilson for \$255.01 (Board Meeting),
Ellison Consulting for \$200.00 (website),
Jim Sasser for \$11,304.00 (attorney),
MDA Professional Group for \$8,435.21 (accounting),
Bandwidth for \$53,450.00 (ANGEN),
WEX for \$259.81 (fuel),
SEIB for \$3,042.00 (state insurance-two months),
One Commerce Holding for \$2,415.00 (office space),
GE Capital for \$424.91 (office equipment lease),
US Postal Service for \$146.00 (PO Box rental),
Charter Communications for \$125.00 (internet),
Wells Fargo for \$736.25 (credit card), and
State Retirement for \$1,903.09 (employee retirement).

Jerry Renfroe made a motion to approve payment of all board expenses and Wayne Hutchens seconded this. A vote was taken and the motion carried unanimously.

Legal Report:

Jim Sasser began his report stating that the Board would need to go into Executive Session due to the ongoing litigation with TracFone. He updated the Board that there had been a request for production of documents and that he had forwarded it to the Board. He introduced Percy Badham and Brannon Buck of Badham and Buck, LLC as representatives of the Board in this ongoing litigation.

The Chairman entertained a motion to go into Executive Session. Jerry Renfroe made the motion; Ernie Blair seconded. At 10:08 a.m., the Board went into Executive Session with a Roll Call vote to discuss ongoing TracFone litigation as well as potential litigation against another carrier. It was stated an estimated length of time for Executive Session would be approximately 15 minutes.

- Ernie Blair Yea Nay Abstain Absent
- Riley Blount Yea Nay Abstain Absent
- Alan Campbell Yea Nay Abstain Absent
- Melissa Dove Yea Nay Abstain Absent
- Chris Heger Yea Nay Abstain Absent
- Wayne Hutchens Yea Nay Abstain Absent
- Fred Johnson Yea Nay Abstain Absent
- John Nettles Yea Nay Abstain Absent
- Jerry Renfroe Yea Nay Abstain Absent
- Donnie Smith Yea Nay Abstain Absent
- Chad Sowell Yea Nay Abstain Absent
- Roger Wilson Yea Nay Abstain Absent
- Rick Wolfe Yea Nay Abstain Absent (joined via teleconference; non-voting)

At 10:39 a.m., the Chairman entertained a motion to return to Regular Session. Jerry Renfroe made the motion to return and Wayne Hutchens seconded. A vote was taken and the motion carried unanimously.

The floor was given back to Mr. Sasser and he recalled for the Board that earlier this year TracFone had made an offer to pay a one-time fee of \$1.60 for each of their existing Lifeline customers as well as new customers. Essentially, TracFone offered to pay an annual fee of \$1.60 per customer, rather than a monthly fee of \$1.60 per customer. Mr. Sasser went on to state that it may be premature to accept such offer. Ernie Blair made a motion to reject the offer presented by TracFone; Jerry Renfroe seconded and requested it be a roll call vote.

- Ernie Blair Yea Nay Abstain Absent
- Riley Blount Yea Nay Abstain Absent
- Alan Campbell Yea Nay Abstain Absent
- Melissa Dove Yea Nay Abstain Absent
- Chris Heger Yea Nay Abstain Absent

Wayne Hutchens	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Fred Johnson	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
John Nettles	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Jerry Renfroe	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Donnie Smith	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Chad Sowell	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Roger Wilson	<input type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Rick Wolfe	<input type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent (joined via teleconference: non-voting)

The Chairman stated that the motion carried. Mr. Sasser advised that he had nothing further to report.

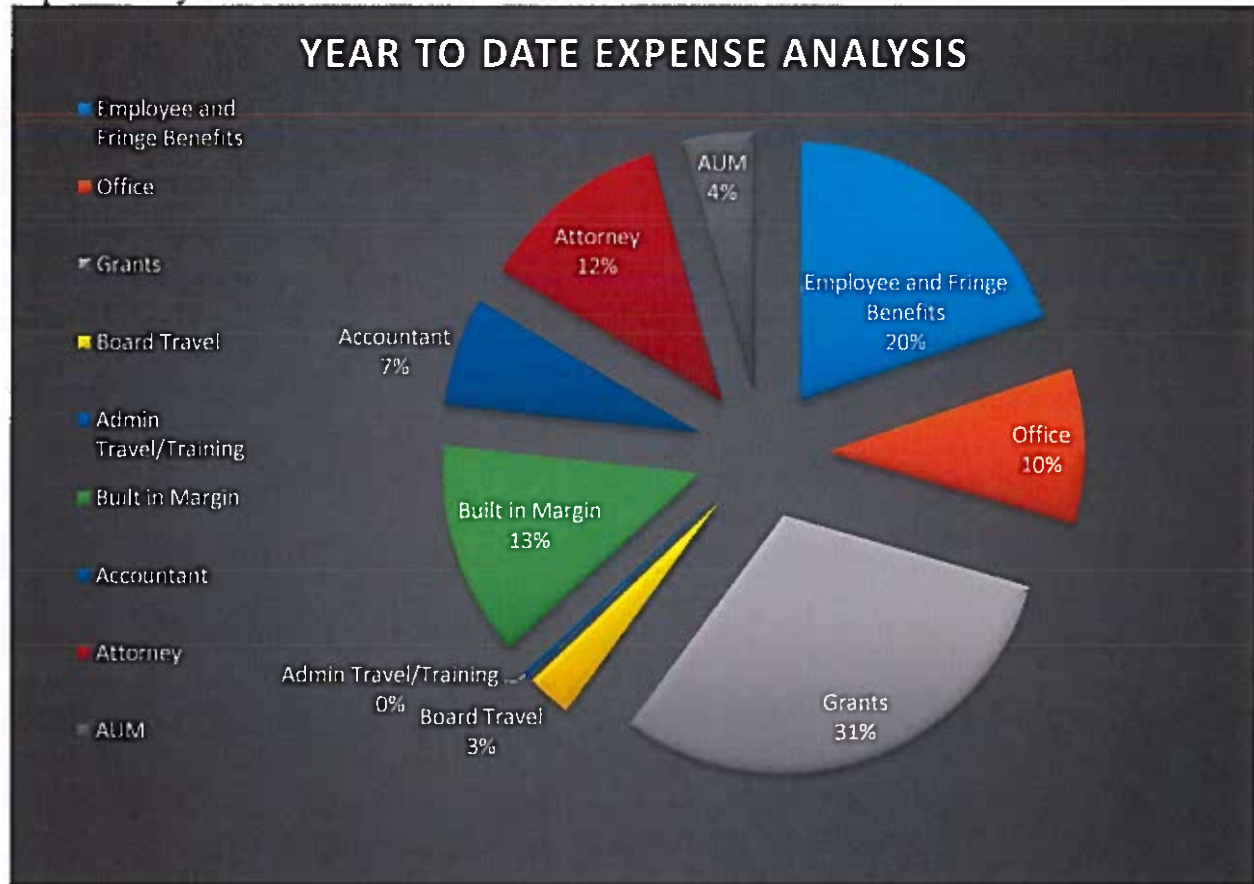
Accountants’ Report:

Regina McDaniel of MDA Professional Group began the accountants’ report requesting that the Board turn to tab 4 for the complete accounting report. Ms. McDaniel stated that the Board’s total current assets as of April 30, 2014 are \$12,596,774.62, which is an increase from the end of last month of approximately \$387,079. She reported the current liabilities as payroll tax (\$3,989.85) and retirement contribution (\$1,903.09) with the total fund equity equaling \$12,626,934.26. Ms. McDaniel reviewed the statement of revenue and expenses, stating that service charges collected for wireline, wireless, and prepaid for the month were \$8,498,072.55. Her recap outlined that while collections for the month are down about \$27,000, net income is slightly up. She also stated that detailed reports for each ECD’s “cash in bank” as well as “payments” were included in the Board’s packets for review. The last thing Ms. McDaniel reviewed for the Board were connection statistics since the \$1.60 rate took effect. Overall, the total number of connections reported declined by approximately 15,000. This concluded her review of the Board’s finances and she welcomed questions. Fred Johnson requested clarification on the number of bank accounts held throughout the state by or for the ECDs; Ms. McDaniel clarified that the funds were not distributed in multiple individual accounts; rather delineated by ECD within one main account. The Chairman entertained a motion to approve the financial report. Jerry Renfroe made the motion and Fred Johnson seconded it. A vote was taken and the motion carried unanimously.

Executive Director’s Report:

Jason Jackson began his report by updating the Board on the letters recently sent to carriers notifying of the rate change and requesting business customer line counts. He stated that the letters were drafted with input from Mr. Sasser as well as Board members to solicit the correct response from the carriers and also to streamline the remitting of checks for more efficient deposits. Mr. Jackson summarized his previous day’s meeting with the Examiners stating that they will be evaluating their expenses for the compliance audits and will be presenting the Board with a new estimate of costs before the next fiscal year. He conveyed to the Examiner’s office the concerns expressed regarding the lack of notice given to districts prior to their arrival, to which they agreed to provide a two week notice. Mr. Jackson stated that he was informed that there were little to no concerns on the findings thus far and that initial audit reports would be

coming “soon.” The next item that Mr. Jackson updated the Board on was a year-to-date expense analysis broken down like so:



The first action item in the Executive Director’s report was the Bandwidth/ANGEN contract extension. Mr. Jackson stated that there had been a special-called ANGEN meeting the previous day and topics discussed included, but were not limited to timeline, cost, viability, contract, deployment, and funding. He will continue to gather information from ASA and Bandwidth to address some of the issues presented leading up to and during the meeting. An ANGEN Committee meeting is pending in the coming weeks. Alan Campbell initially made a motion to reconsider the Board’s past month’s vote to extend the Bandwidth contract for the ANGEN project; however, because of his previous “nay” vote Ernie Blair made the motion instead. Wayne Hutchens seconded and Jerry Renfroe requested it be a roll call vote. Donnie Smith requested clarification that a “yea” vote was to reverse last month’s vote and a “nay” vote was to execute the contract extension.

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|----------------|---|------------------------------|----------------------------------|--|
| Ernie Blair | <input checked="" type="checkbox"/> Yea | <input type="checkbox"/> Nay | <input type="checkbox"/> Abstain | <input type="checkbox"/> Absent |
| Riley Blount | <input type="checkbox"/> Yea | <input type="checkbox"/> Nay | <input type="checkbox"/> Abstain | <input checked="" type="checkbox"/> Absent |
| Alan Campbell | <input checked="" type="checkbox"/> Yea | <input type="checkbox"/> Nay | <input type="checkbox"/> Abstain | <input type="checkbox"/> Absent |
| Melissa Dove | <input checked="" type="checkbox"/> Yea | <input type="checkbox"/> Nay | <input type="checkbox"/> Abstain | <input type="checkbox"/> Absent |
| Chris Heger | <input type="checkbox"/> Yea | <input type="checkbox"/> Nay | <input type="checkbox"/> Abstain | <input checked="" type="checkbox"/> Absent |
| Wayne Hutchens | <input checked="" type="checkbox"/> Yea | <input type="checkbox"/> Nay | <input type="checkbox"/> Abstain | <input type="checkbox"/> Absent |
| Fred Johnson | <input checked="" type="checkbox"/> Yea | <input type="checkbox"/> Nay | <input type="checkbox"/> Abstain | <input type="checkbox"/> Absent |

John Nettles	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Jerry Renfroe	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Donnie Smith	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Chad Sowell	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Roger Wilson	<input type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent
Rick Wolfe	<input type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent (joined via teleconference; non-voting)

The vote was taken and those present unanimously agreed to reverse last month's vote to extend the Bandwidth contract for the ANGEN project.

The next action items in the Executive Director's report were membership and attendance of the National Association of State 9-1-1 Administrators (NASNA) conference scheduled in the same locale and immediately preceding the National Emergency Number Association (NENA) conference in June in Nashville, TN. He summarized the costs associated and the proposed agenda for the Board.

Ernie Blair made a motion that the Executive Director join NASNA and attend the conference in June in Nashville and it was seconded by Jerry Renfroe. A vote was taken and the motion carried unanimously.

Discussion then turned to the Executive Director's obligations on national committees and the need for staff attendance of the NENA conference regarding other pressing 9-1-1 topics, also in June in Nashville. Jerry Renfroe made a motion that all staff should be sent to the conference; Alan Campbell seconded. A vote was taken and the motion carried unanimously.

Standards & Training Report:

Committee co-chair Larry Fisher, City of Montgomery 9-1-1, reported on the activities of the Standards & Training Committee stating that they would meet later this date and that minutes are now available for the past committee meetings. He informed the Board of the committee's work on a survey to be sent to all districts in an effort to determine what is already being done at the local level for training and to possibly establish a registry of trainers. Mr. Fisher went on to say that the only other thing planned for today's committee meeting was to open up discussion on some new ideas to approach training, such as enlisting the help and/or resources of 2-yr/4-yr college systems.

Administrative Rules Report:

Fred Johnson, chairman of the Administrative Rules Committee, stated that he had nothing to report, but requested that Jim Sasser inform the Board or Committee of any rules that may need to be updated or proposed because of new legislation.

Public Comments:

The Chairman opened the floor to the public. There were no comments.

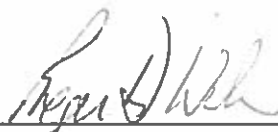
Chairman Wilson reported that the next board meeting would be June 25, 2014 in Montgomery at 1 Commerce Street. He asked if any board members had any further to add.

Jerry Renfroe made a motion to adjourn the May 2014 board meeting, which was seconded by Chad Sowell. A vote was taken and the motion carried unanimously. The meeting was adjourned at 11:00 a.m.

Approved this 25th day of June, 2014



SECRETARY



CHAIRMAN

Meeting Sign-In Sheet

Project: Board Meeting - May
 Facilitator: Roger Wilson

Meeting Date: 5-21-14

Place: Commerce St. Montgomery, AL

Name	Title	Company	Phone	Fax	E-mail
Bill Brodeur		E-Towsh County 911	857452-0911		
ERNIE SCAR		HMC 9-1-1 STATE 9-1-1 BOARD			
Roger Thompson		Culman Co 911			
Jina FLEMING		RSS			
Greg Silas		B'han Eco			
Gary TANNER		M. John. 911			
Charles McNichol		..			
Amber Douthett		ADOR			
Adam Dramer		City of Auburn			
Melissa Carpenter		Autauge 911			