

MINUTES

Regular Meeting of the Board of Directors of the Eastern Shore of Virginia Broadband Authority

February 8, 2012

Board members in attendance were: Mike Zodun, John Read, Katie Nunez, and Pete Lalor.

ESVBA management participating in the meeting who were in attendance: Nicholas Pascaretti and Leah Hoopes (Secretary)

Members of the public attending were: Michael Aquino.

Katie Nunez called the meeting to order at 2:09 pm.

Closed Session - Motion to enter into closed session according to Section 2.2-3711 of the Code of Virginia of 1950, as amended; (A) Paragraph 1: Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body AND Section 2.2-3711 of the Code of Virginia of 1950, as amended; Paragraph 34: Discussion or consideration by a local authority created in accordance with the Virginia Wireless Service Authorities Act (§ 15.2-5431.1 et seq.) of confidential proprietary records and trade secrets excluded from this chapter pursuant to subdivision 19 of § 2.2-3705.6 AND Section 2.2-3711 of the Code of Virginia of 1950, as amended; (D) Paragraph 7: Consultation with legal counsel and briefings by staff members, consultants, or attorneys pertaining to actual or probable and litigation, and consultation with legal counsel employed or retained by the Authority regarding specific legal matters requiring the provision of legal advice by counsel made by Zodun, seconded by Lalor. The following board members were present: Zodun, Nunez, Lalor, and Read and voted affirmative.

After closed session, the Chair reconvened the meeting. Motion was made by Lalor, seconded by Zodun, that the Board had entered the closed session for

that purpose as set out in Paragraph 1, Paragraph 7, and Paragraph 34 of Section 2.2-3711 of the Code of Virginia of 1950, as amended. Roll call vote taken Vote was that no other business discussed than as advised per Paragraph 1, 7, and 34. The following board members were present: Zodun, Nunez, Lalor, and Read and voted affirmative.

Public Comment: Mr. Aquino questioned whether or not BayCreek Communications was on the Town Broadband Incentive Plan. Mr. Pascaretti explained that it is the Town's initiative, not the ESVBA's, and that Baycreek Communications was on a list of potential service providers for the Towns to send an RFP to. Mr. Pascaretti provided the service provider list to Mr. Aquino.

Motion

Read motioned to approve the January 12th 2012 Regular Meeting minutes. Seconded by Zodun. Nunez and Lalor abstained. Motion passed unopposed.

Closed Session - Motion to enter into closed session according to Section 2.2-3711 of the Code of Virginia of 1950, as amended; (A) Paragraph 1: Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body AND Section 2.2-3711 of the Code of Virginia of 1950, as amended; Paragraph 34: Discussion or consideration by a local authority created in accordance with the Virginia Wireless Service Authorities Act (§ 15.2-5431.1 et seq.) of confidential proprietary records and trade secrets excluded from this chapter pursuant to subdivision 19 of § 2.2-3705.6 AND Section 2.2-3711 of the Code of Virginia of 1950, as amended; (D) Paragraph 7: Consultation with legal counsel and briefings by staff members, consultants, or attorneys pertaining to actual or probable and litigation, and consultation with legal counsel employed or retained by the Authority regarding specific legal matters requiring the provision of legal advice by counsel made by Zodun, seconded by Lalor. The following board members were present: Nunez, Lalor, Zodun, Read, and voted affirmative.

After closed session, the Chair reconvened the meeting. Motion was made by Zodun, seconded by Lalor that the Board had entered the closed session for that purpose as set out in Paragraph 1, Paragraph 7, and Paragraph 34 of Section 2.2-3711 of the Code of Virginia of 1950, as amended. Roll call vote

taken Vote was that no other business discussed than as advised per Paragraph 1, 7, and 34. The following board members were present: Nunez, Lalor, Zodun, Read and voted affirmative.

Motion

Lalor motioned to approve the Town Incentive Plan and incorporate it into the minutes. Zodun seconded.

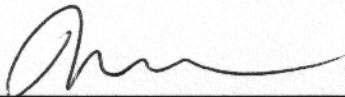
Motion passed unopposed.

Motion

Zodun motioned to adjourned the meeting at 4:15 p.m. Read Seconded.

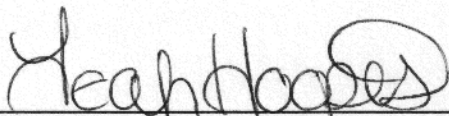
Motion passed unopposed.

These minutes were approved at the March 14, 2012 meeting of the Board of Directors of ESVBA.



Presiding Officer

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Leah Hoopes, Secretary