

Meeting Information: Regular Meeting of the Board; March 9, 2011

Meeting Description: Regular Meeting of Eastern Shore of Virginia Broadband Authority	
Date: March 9, 2011	Location: Accomack Airport
Time: 3:00 – 5:00 pm	Call In Phone no: NA

Participants: (✓ marks present; X marks absent; ☎ a dial-in attendee non-voting)

	Name		Name		Name
X	Katie Nunez	✓	Mike Zodun	✓	Pat Coady
✓	Steve Miner	✓	Dimitri Plionis		
✓	Nicholas Pascaretti	✓	Melinda McPeek		

Public Present: Peter Lalor

Steve Miner called the meeting to order @ 3:18 PM

Agenda Topics/Action Items:

1) Public Comment – Public was introduced, no public comment
2) Review of Minutes a) Regular board meeting minutes from February 9, 2011 were reviewed and <i>Plionis motioned to approve the minutes as amended, Zodun seconded, and the vote carried unanimously.</i>
3) Treasurer’s Report a) Financial Statements and Overview – Coady presented an overall financial outlook and current financial status of the organization along with financial statements: Profit & Loss February 2011, Balance Sheet as of February 28, 2011, Statement of Cash Flows February 2011, and Budget vs. Actual February 2011 and Budget vs. Actual Jul 2010 – Feb 2011 (see 3a.i, 3a.ii, 3a.iii, 3a.iv, 3a.v attached). b) Coady presented highlights of the recent audit along with the audit final report and management letter (see 3b.i and 3b.ii attached). <i>Plionis motioned to accept the audit, Zodun seconded, and the vote carried unanimously.</i> Miner suggested a written response to the audit be submitted.
4) Status Reports a) Project and Sales Status Report – Pascaretti and Coady gave a comprehensive overview of what has been achieved to date with the broadband initiative and provided the status of construction underway (see 4a attached).
5) New Business a) IFB 001-2011 – Coady presented the board with the bid amounts submitted for IFB 001-2011 and the analysis used to determine the low bidder. <i>Zodun motioned to accept Mastec North America, Inc. as the low bidder and award them the contract for IFB 001-2011 telecommunications infrastructure installation, Plionis seconded, the vote carried unanimously.</i> b) Board Member/Treasurer Vacancy – Miner informed the board that Peter Lalor has expressed an interest in serving on the board as a representative of Accomack County.
6) Closed Session a) 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

**Eastern Shore of Virginia
Broadband Authority
Board Meeting Minutes**

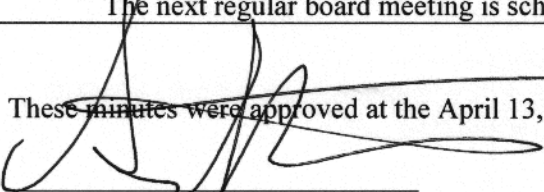
prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body AND Section 2.2-3711 of the Code of Virginia of 1950, as amended; Paragraph 34: Discussion 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 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 Plionis, seconded by Zodun. The following board members were present: Plionis, Miner, and Zodun and voted affirmative.*

- b) After closed session, the Chair reconvened the meeting. *Motion was made by Zodun, seconded by Plionis 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: Plionis, Miner, and Zodun voted affirmative.*
- c) *Zodun motioned to change the regular ESVBA board meeting time to start at 2:00 PM and end at 5:00 PM, Plionis seconded, and the vote carried unanimously.*
- d) *Zodun motioned for Patrick Coody to carry out the board's determination on personnel as discussed in closed session, Plionis seconded, and the vote carried unanimously.*
- e) *Zodun motioned to table any further action on the Cornerstone PPEA until the next board meeting, Plionis seconded and the vote carried unanimously.*
- f) *Plionis motioned to accept a unified pricing structure for broadband monthly services based on current wholesale pricing, after staff prepared a draft policy outlining the circumstances when ESVBA would provide direct services to customers. Plionis withdrew his motion and motioned to accept a unified pricing structure for broadband monthly services based on current wholesale pricing, Zodun seconded, and the vote carried unanimously.*

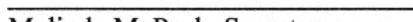
7) Next Meeting Date

The next regular board meeting is scheduled for April 13, 2011 at 2:00 PM at the Accomack Airport.

These minutes were approved at the April 13, 2011 meeting of the ESVBA.


Steve Miner, Chairman

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Melinda McPeek, Secretary