

MINUTES

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

November 9, 2011

Board members in attendance were: Katie Nunez, Mike Zodun, Pete Lalor, and Steven Miner.

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

| There was one public member in attendance.

Katie Nunez called the meeting to order at 8:32 am.

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 Lalor, seconded by Zodun. The following board members were present: Nunez, Zodun, Lalor, and voted affirmative.

Steve Miner arrived @ 8:49 am.

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: Nunez, Miner, Zodun, Lalor, and voted affirmative.

Motion

Zodun motioned to approve the October 12th Regular Board Meeting minutes. Seconded by Lalor. Motion passed unopposed.

Patrick Coady gave a Project Status Report on construction.

Nicholas Pascaretti arrived @ 9:15am.

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 Lalor, seconded by Zodun. The following board members were present: Nunez, Miner, Zodun, Lalor, 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, Miner, Zodun, Lalor, and voted affirmative.

Motion

Zodun motioned to extend to Nicholas Pacaretti to take the position of the Executive Director for the Broadband Authority that reach the outlines of the Employment contract within 30 days of October 9th, 2011. Seconded by Lalor. Motion passed unopposed.

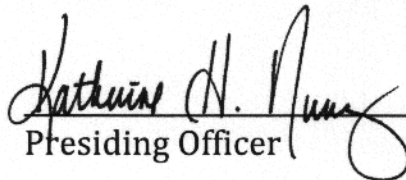
Motion

Miner motioned to allow the Broadband staff to fill the budgeted positions. Seconded by Lalor. Motion passed unopposed.

Motion

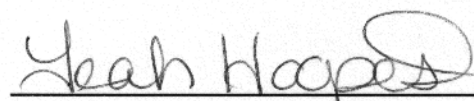
Miner motioned to adjourn until December 14th, 2011 @ 2:00pm in the Airport Conference room. Seconded by Zodun. Motion passed unopposed.

These minutes were approved at the December 14, 2011 meeting of the Board of Directors of ESVBA.



Kathleen H. Nunez
Presiding Officer

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Leah Hoopes, Secretary