

E911 TELEPHONE AUTHORITY
BOARD OF DIRECTORS MEETING
WEDNESDAY, DECEMBER 11, 2019
COMMERCE CITY – CITY HALL
COMMERCE CITY, CO 80022

ATTENDANCE

Tory Smith, President – present
Pat Laurienti, Treasurer – present
Dave Ramos – present
Clint Nichols –present
Rick Reigenborn – absent

OTHERS IN ATTENDANCE

Scott Gerhardt, - Adams County Communication Center
Tonia Fuller – Secretary for the Board, Adams County Communications Center
Don Valero – absent
Ryan Tharp – Attorney to the Board

CALL TO ORDER

The meeting was called to order by Troy Smith at 3:04p.m.

APPROVAL OF MINUTES

Motion: Pat Laurienti made a motion to approve the 10-08-2019 Minutes.
Second: Dave Ramos
Approval: Motion Carried

TREASURER'S REPORT:

Motion: Dave Ramos made a motion to approve the treasurer's report.
Discussion: Pat – Lag in revenues -78%. 62% on expenditures. ADCOM personnel, CAD to CAD, Radio Site, Radio Equipment. In great shape. Treasurers report includes the monthly individual reports.
Second: Clint Nichols
Approval: Motion Carried

UNFINISHED BUSINESS

PUC LEGISLATURE UPDATE

911 Tariff

The state was able to obtain a grant to cover 60% with state to cover 40% to include the non-recurring costs plus 6 months of the recurring costs for everybody in the state to move to the ESInet and the state was going to cover the other 40%. It would be free for the installation and 6 months of service. The process is CenturyLink comes and does the work. We pay CenturyLink, then notify the PUC that this is completed and looks good and is paid for, the PUC first sends the 40%. A notice is sent to the state that the 40% was received as the feds want to know it was received. The state will then write a check

for 60% from the federal money. Seems straight forward. The state send a contract that is 40 pages long. The contract has 10 pages of federal requirements that are just the federal requirements. This is not changeable. The state didn't talk with anyone in 911 community before putting it together. They started with services agreement, rather than a grant funding agreement. It is structured that the state is going to pay the 911 authority to perform services for the state. There is a statement of work says that the 911 authority is going to fill out the forms that the work is completed and please give us the money now. It seems goofy but harmless. The document talks about intellectual property and confidentiality and other issues not related to this type of contact. Joe Bancourt, the lawyer for Boulder and Bart Miller, the lawyer for Douglas and El Paso, doesn't like the contract, and wants to renegotiate it and to shorten it and make it appropriate. Doing this will require working with state and controller, but it will take weeks or months to complete. The PUC says they will not reimburse any fund expended before the agreement is signed. If it takes until March to get something that is correct, but CenturyLink comes and does all the work in January, the PUC will not pay the authorities. We have a decision to make. If we sign as is, or make small changes it might be fine, but if a situation comes up where the current language means something, then it needs to be changed. There is not a huge benefit to hold it up. It is not known what wacky situation would come up and the Intellectual provision means something. Adcom can delay the implementation, which is not a good option. We could sign and negotiate around the edges to make us a little more comfortable. They, Joe and Bart would like to negotiate for everyone in the state and have asked Ryan to be involved as well. He is reluctant as he doesn't see a huge benefit in delaying everything. Adcom is not the first but they are early. The start date can be delayed. Troy Smith – Experience in working with CenturyLink is that if you get off their calendar now, you are subject to their mercy to be rescheduled. Delaying any work with them is a significant undertaking. Scott Gerhardt – the way it is understood is that we are forced into this. Our installation is in January. No benefits to this when installed but later. We are paying more money with no benefits at the beginning. Ryan – The benefits are the IP based network, additional redundancy or is more robust, but you will not be able to use February 1. The larger Comm Centers are scheduled first to subsidize the smaller centers. Dave Ramos– Is there a small change that can be made so that we still are reimbursed. Ryan – Joe asked a similar question. The response was if we sign it, then they will not re-negotiate it later. We may be able to add a paragraph explaining or clarifying the intent would be a good way to go. Dave Ramos - We should be signing this soon for any changes we ask for them to agree with so we do not miss out on the funds. Troy – Board should contemplate a motion that would authorize Ryan and I to negotiate the best terms that we could, with the suggestions the board has made and for Troy to sign the contract for the best deal we can get prior to the work starting. We do not want to lose the funding. The funds are a couple hundred thousand. It is a good chunk of money. Ryan – I don't see the risk. They are asking all Comm Centers in Colorado to sign this agreement. Adams County has the resources to make a big deal of this, but a smaller county does not. The state does not keep unspent funds. It is not in the best interest to take advantage of the Comm Centers.

- Motion:** Dave Ramos made a motion to allow Troy Smith and Ryan Tharp to negotiate the best deal and for Troy Smith to sign the document.
- Second:** Pat Laurienti
- Approval:** Motion Carried

Audit Engagement

Engagement for the 2019 Financial Audit – Feis and Company

Motion: Troy Smith made a motion to approve Feis and Company to perform the 2019 Financial Activities Audit in 2020. Funds are allocated in the budget.

Second: Dave Ramos

Approval: Motion Carried

CenturyLink Diversity Proceeding

911 Task Force

Task Force Legislative committee has approved a draft bill for next year amending the statute that deals with the 911 fee. It makes some changes to the section of what you can spend the 911 fee on. It changes the section where the fee can go up to \$.70 without the approval of the PUC. It is increased to \$1.30. Original draft included a new 911 fee, state collected by the state to pay for ESInet on an ongoing basis. The 911 task force sent this around to public safety and there was no support from the fire chiefs in particular for creating a new 911 fee in addition to the local 911 fee. It was decided to not go forward with the bill. It will be part of a larger infrastructure bill. Telecom providers have a larger legislative presence. They would rather get rid of local 911 authorities. Providers do not like several fees and would prefer to have one fee to remit to the state and be done. We have not been part of the larger infrastructure bill creation. Not sure if we will be asked to make a statement on it.

The fee of \$.70 increase does not impact us as we are at \$1.50. The bill that addresses what the fee can be spent on may impact us. It is currently vague and others are asking if we can have clarity. Clarity might make limitations. Troy Smith – he can track it with their lobbyist. Ryan will forward the bill information to Troy.

Wells Fargo Banking

Pat presented the finding of a meeting with Wells Fargo Banking relating to the Authority Accounts. It was recommended that a minimum balance of the accounts of 1.7 mil and put the rest in ColoTrust for better interest rates. Currently there is 3.2 mil in checking and 2.9 in ColoTrust. Allocation coordination between Adcom and Terry are needed. It is recommended to switch to new account, and hold 1.7 mil. No penalty for a lower amount. Terry is able to move from ColoTrust when needed. Dave Ramos – ColoTrust has nice accountability that the auditors like. The money does better at ColoTrust. Funds in Wells Fargo are insured. Motion needed to make the move to the new account.

Motion: Troy Smith made a motion to open the new account with Wells Fargo, move 1.7 mil into the account, move the difference to ColoTrust and close the old account.

Second: Clint Nichols

Approval: Motion Carried

Ryan will review the documents prior to the transactions. Dave Ramos – They may need a resolution.

ADCOM UPDATE

Brighton Water Tower – Equipment moved. One of the switches was not working, it was switched off. It has since been turned back on and is working. Equipment is off of the site and the coating is underway.

KCNC – Licenses approved. Scott Lane was at the Bennett site and working on paths between Bennett and KCNC. It was powered up and running. Did have a few hiccups. Found out that a lot of Weld County was hitting the site. Had to turned off so that Weld can work through their talk groups and not hitting Bennett site. Once Weld is switched over, we should have a huge improvement in that area for the Sheriff's Office and Brighton Fire.

TDMA – Agreement signed. More information will be available after first of they year.

FEDERAL HEIGHTS UPDATE

No attendance

Went Live in November. Clint Nichols – Taking their data out of TriTech. It was not going to be done before the end of the year. They are asking for an extension for completion. Scott Gerhardt – Jamison with Central Square is working directly with Federal Heights to resolve this and provide the information they need. Only staff costs are for Adcom staff. Not charging for time as they are contracted at this time. TriTech is working with them to resolve.

2020 Meeting Calendar

February Meeting will meet at this location. Sheriff Reigenborn is moving Sheriff Offices to the Government Center and we are able to hold the meetings there if needed. Discuss at February meeting.

Member Nominations /Appointments

Letters were sent, no responses. Officers will be completed at the February meeting. Troy Smith and Chief Sunderland are nominated for board.

2020 Budget

Open Public Hearing

Motion: Pat Laurienti motioned to open the 2020 Budget Public Hearing
Second: Dave Ramos
Approval: Motion Carried

No public comments.

Final Budget presented. Nothing in the requests have changed. Federal Heights will be collected for in January. Then they are on their own. Published notice in newspaper. No public comments. 2019 actuals were updated. 2018 numbers were update to reflect the audit findings. A couple of items of note were the Federal Heights tower work in the amount of \$300,000. This is for Adcom to add equipment to Federal Heights new tower to provide better coverage for the Sheriff's Office. \$40,000 KCNC is to upgrade the Microwave.

The fund balance at the top of the page is to be corrected from the Audit information. Pat Laurienti would like Terry to complete the budget proposal in the future. Ryan creates the budget. The board will make the decision.

Close Public Hearing

Motion: Clint Nichols motioned to close the public hearing.
Second: Dave Ramos
Approval: Motion Carried

Budget Approval

Motion: Dave Ramos motioned to approve the 2020 proposed budget with changes to the fund balance at the top of the page.
Second: Pat Laurienti
Approval: Motion Carried

ADJOURNMENT:

Motion: Dave Ramos motioned to adjourn the meeting at 3:50 p.m.
Second: Clint Nichols
Approval: Motion Carried

Next Meeting
February 12, 2020, 3:00 p.m.
Commerce City, City Hall