

**LOUISA COUNTY BROADBAND AUTHORITY  
BOARD OF DIRECTORS  
LOUISA COUNTY OFFICE BUILDING  
1 WOOLFOLK AVENUE  
LOUISA, VIRGINIA  
JULY 16, 2014  
7:00 P.M.**

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Present: Melvin Burruss, Mary Johnson, Steve Duren, Garth Wermter, Brian Sullivan, Bernie Hill

Absent: Mark Luttner

Others Present: Christian Goodwin, Interim County Administrator; Michael Lockaby, County Attorney; Bob Hardy, Information Technology Director, and Stephanie Koren, Board of Supervisors, Mineral District

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**CALL TO ORDER**

Mr. Burruss called the July 16, 2014, worksession of the Broadband Authority (BBA) Board of Directors to order at approximately 7:00 p.m.

**UNFINISHED BUSINESS**

**Discussion Item – Review of the Telecommunication Ordinance**

Ms. Johnson noted that she and Mr. Duren met with County staff to review the Telecommunication Ordinance and the Virginia Rural Broadband Planning Initiative that was completed in 2007. Ms. Johnson provided an overview of their findings and said it was determined that the Telecommunication Ordinance was a regulation put into place when there was a need for cell phone towers and it did not appropriately address internet service poles. Ms. Johnson indicated that Mr. Lockaby drafted a proposed outline to reorganize the Telecommunications Ordinance for consideration by the BBA and commented that the need for a revised ordinance was critical to the BBA's path of success.

The BBA reviewed the draft document and presented questions, which were addressed by Ms. Johnson and Mr. Lockaby. After discussion, Mr. Burruss said there seemed to be a consensus amongst the BBA that a revision to the ordinance was needed.

On the motion of Ms. Johnson, seconded by Mr. Duren, which carried by a vote of 6-0, the BBA voted to move forward in creating a separate section under Article 9 of the Louisa County Telecommunication Regulations under the guidance of Mr. Lockaby to allow for various heights of poles and towers to meet the needs for both cellular and wireless information services.

The sub-committee was directed to provide an update on the progress to include a timeline at the next regularly scheduled BBA meeting.

**Discussion Item – Review of the Statement of Work for a Broadband Consultant**

The BBA requested that this item be discussed in closed session.

Mr. Goodwin informed the BBA that the County was currently in the process of drafting an RFP for telecommunication review services that would allow for the al la carte selection of certain services within what the provider would offer from an umbrella standpoint.

**CLOSED SESSION**

On the motion of Mr. Sullivan, seconded by Mr. Wermter, which carried by a vote of 6-0, the Board voted to enter Closed Session at 7:43 p.m. for the purpose of discussing the following:

1. In accordance with §2.2-3711.A.29 VA Code Ann., for the purpose of discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body.

**RESUMPTION OF REGULAR SESSION**

On the motion of Ms. Johnson, seconded by Mr. Sullivan, which carried by a vote of 6-0, the Board voted to return to regular session at approximately 8:15 p.m.

**RESOLUTION - CERTIFICATION OF CLOSED SESSION**

On the motion of Mr. Hill, seconded by Mr. Wermter, which carried by a vote of 6-0, the Board voted to adopt the following resolution:

**WHEREAS**, the Louisa County Broadband Authority Board of Directors has convened a Closed Meeting pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, §2.2-3712.D of the Code of Virginia requires a certification by the Louisa County Broadband Authority Board of Directors that such closed meeting was conducted in conformity with the Virginia Law.

**NOW, THEREFORE BE IT RESOLVED** that the Louisa County Broadband Authority Board of Directors does hereby certify that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting

was heard, discussed or considered by the Louisa County Broadband Authority Board of Directors.

<u>NAME</u>	<u>VOTE</u>
Mary Johnson	Yes/Aye
Brian Sullivan	Yes/Aye
Bernie Hill	Yes/Aye
Melvin Burruss	Yes/Aye
Steve Duren	Yes/Aye
Garth Wermter	Yes/Aye

**OTHER ITEMS FROM BOARD OR STAFF NOT ON THE AGENDA**

Mr. Burruss commented that Mr. Sullivan would continue working with staff to refine the Statement of Work for a broadband consultant and provide the BBA with a final copy at the next regularly scheduled meeting.

Brief discussion ensued amongst the BBA and staff concerning the following:

- Outside advisory board to the BBA;
- Other counties currently in the process of exploring broadband options;
- Updated map displaying existing towers located in Louisa County; and
- Grant funding.

After discussion, the BBA requested that staff contact Surry County to schedule a meeting to discuss their Authority’s progress in their county-wide broadband efforts.

**PUBLIC COMMENT**

Mr. Brian Gilbreth, owner of CVALink, addressed the BBA regarding setback requirements with regards to the poles.

Larry Zemke, Mineral District, addressed the board regarding his concerns about the prolonged timeframe for getting broadband to the County.

**ADJOURNMENT**

On the motion of Mr. Hill, seconded by Mr. Sullivan, which carried by a vote of 6-0, the Board voted to adjourn the July 16, 2014, worksession at approximately 8:45 p.m.

BY ORDER OF:

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MELVIN BURRUSS, CHAIRMAN  
BOARD OF DIRECTORS  
LOUISA COUNTY BROADBAND AUTHORITY