

**ALABAMA 9-1-1 BOARD MEETING  
AUM Center for Advanced Technologies  
400 South Union Street, Suite 335  
Montgomery, Alabama 36104**

Minutes of May 9, 2013 Meeting

Prior notice of this regularly scheduled meeting of the Alabama 9-1-1 Board was given in accordance with the Alabama Open Meetings Act.

The roll was called and the following members were present:

Roger Wilson, Chairman  
Riley Blount  
Ernie Blair  
Bill Brodeur  
Melissa Dove  
Johnny Hart  
Wayne Hutchens  
Jerry Renfroe  
Donnie Smith  
John Nettles  
Fred Johnson  
Mark Brown  
Chris Heger

Upon motion by Chris Heger and seconded by Jerry Renfroe, the Agenda which was previously published on the Board's website was unanimously approved.

Upon motion by Donnie Smith and seconded by Chris Heger, the Minutes of the April, 2013 meeting was unanimously approved.

The first order of business was the Board expense report. Mr. Brodeur reported the following expenses:

- \$200- John Ellison for maintaining the website for April & May 2013
- \$318.37- Bill Brodeur
- \$236.12- Ernie Blair
- \$336.45- Johnny Hart
- \$222.56- Fred Johnson
- \$83.25- Melissa Dove
- \$101.65 for March 2013 & \$101.65 for April-Donnie Smith
- \$168.37- Chris Heger

Upon motion by Donnie Smith and seconded by Melissa Dove, the expense report presented by Bill Brodeur was approved.

The next order of business was in regards to the Administrative Rules. Mr. Sasser reported since the last meeting almost 8 weeks ago they have continued to work on the determination of the active voice communication connections and how they would be counted/selected. Mr. Sasser mentioned cost recovery for wireless carriers having different requirements now due to the law change. He is also working on a statute that requires the board to award grants to those ECD's that have financial hardship, which should be prepared in the next few days. There will have to be a public hearing on all new rules. The question was asked to Mr. Sasser if he had received feedback on the proposed definition rules. Mr. Sasser stated that he and Ernie had a discussion but it was brief. A board member mentioned that in Mr. Sasser's write-up the section talks about counting the lines through the PRI but it does not clearly define whether it is in regards to the PRI as defined as 23 lines or if it is counting all of the items that may be feeding the PRI. Board member also expressed concern about the word "concurrent" in section 3 and needed to know if this word was a euphemism for the word simultaneous. Next, the board member made mention to section 4b and how it tied to the local directory number into the ALI database. He stated the auditing activity showed inconsistency between the carriers and what they are putting into the ALI database. Lastly, the board member mentioned there is a distinction between business phones and residential phones. He asked why there is a need for this distinction. Mr. Sasser suggested that the Administrative Rules Committee have a separate meeting to come up with some type of consensus among the committee to present to the Board to come to a resolution.

The next order of business was the AUM Study. Roger Wilson spoke of the original survey that was done with a \$1.80 rate, it was presented to the Permanent Onsite Commission; they sent a letter back proposing \$1.70. In the first study, Wayne contacted Roger to inform him that 7 districts were duplicated in the count of the spreadsheet which when corrected led to a reduction of dollars. Meeting attendee, Mark Wilkerson stated he has not seen the spreadsheets where all of this information was developed but he spoke with Sonny on the use of the 20% that was set aside. The existing law provides for 20% to be set aside out of the CMRS 9-1-1 fund for CMRS qualified reimbursement Phase II 9-1-1 calls for carriers. This language was carried forth for the most part in the current law the 20% set aside. Mark provided an explanation of the law for the board. Board member asked the attorney present in the meeting, when the rate goes into effect from October 1<sup>st</sup> what is the earliest date that the board would consider adjusting the rate. Roger replied by saying, 90 days is when the board can start looking at it.

Upon motion by Jerry Renfroe and seconded by Chris Heger, the decision to strike through the Phase II on paragraph one under "it was therefore resolved" Resolution #1 \$6.5 Million was approved.

Mr. Johnson stated the second resolution is designed to adopt the \$1.60 rate.

Upon motion by Jerry Renfroe and seconded by Melissa Dove, the decision to adopt the rate at \$1.60 and Resolution #2 was approved after a roll call vote with all Board members voting yes..

The next order of business was the State Plan. There is no report this month.

The next order of business was the office space and staff. Riley Blount reported that her group has heavily reviewed the Tennessee and a few other ED's job summaries. Tennessee most likely mirrored who is here in the state. A draft job description was presented to the board for review. A base salary of \$70,000 has been decided for the Executive Director position. During the last meeting the board expressed a concern in either hiring a merit employee or a non-merit employee. Mr. Sasser stated he met with State Personnel Office Director and learned every state agency can hire an unclassified employee to serve the board however the position must be approved by the State Personnel Board and by the Governor's Office. He suggested a specific cutoff date for the applications need to be set by the board. The board agreed on a June 16<sup>th</sup> application deadline. Riley Blount, Jerry Renfroe, Johnny Hart, Donnie Smith & Melissa Dove agreed to serve on the selection committee to fill this position.

Upon motion by Chris Heger and seconded by Jerry Renfroe, the decision to select a pay grade 85 merit or unmerited employee was approved.

Upon motion by Donnie Smith and seconded by Chris Heger, giving Roger Wilson authorization to hire someone temporarily to assist in mailing the certified letter to carriers, tax accountants, etc. was approved.

In regards to the ANGEN report, Roger Wilson reported there was a demo call in Limestone County and Athens, Alabama. The call originated in Athens, Al and ended in Enterprise, Al. On May 23<sup>rd</sup> there will be a test call originated in Etowah County transfer to Marshall County. T-Mobile has everything in place and testing is taking place today. If everything goes well the test call will go through T-Mobile.

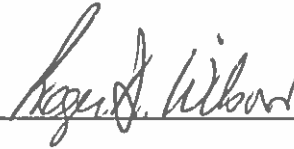
It is agreed that the next Board meetings will be on May 23<sup>rd</sup>, June 26<sup>th</sup>, July 24<sup>th</sup> at 10:00 a.m. at the Bailey Building on South Union Street, Montgomery, Alabama.

Upon motion by Jerry Renfroe and seconded by Chris Heger, the motion to adjourn the meeting was approved.

Approved this 26 day of June, 2013



SECRETARY



CHAIRMAN

STATEWIDE 9-1-1 BOARD

RESOLUTION 1

WHEREAS, the Permanent Oversight Commission has rejected the initial proposed statewide 9-1-1 rate submitted by the Board on March 3, 2013 in lieu of alternative rate of \$1.70, while asking the Board to consider a further downward adjustment; and

WHEREAS, Ala. Code § 11-98-5.2(b) (7) provides for up to twenty percent (20%) of 9-1-1 fees recovered from CMRS providers to be utilized for certain qualified reimbursements to CMRS providers approved by the 9-1-1 Board, subject to the District funding floor specified in 11-98-5.2 (b) (6); and

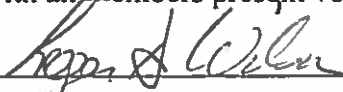
WHEREAS, Ala. Code § 11-98-7 (1975) (effective Oct. 1, 2013) provides additional authority for the distribution of any amounts set aside under § 11-98-5.2(b) (7) in excess of that necessary to satisfy approved reimbursement requests; and

WHEREAS, in projecting the statewide 9-1-1 charge necessary to meet the requirements of Ala. Code § 11-98-5 (effective October 1, 2013) and Ala. Code § 11-98-5.2, the Board is thus required to estimate the excess, if any, of the amount under the new law for potential reimbursement of CMRS carriers and the amount actually projected to be used for such purpose;

IT IS, THEREFORE, RESOLVED:

- (1) That the amount paid during the fiscal year ending September 30, 2011 by the existing Wireless 9-1-1 Board for cost recovery reimbursement for CMRS providers, totaling \$6,500,000.00, is a reasonable initial projection of CMRS reimbursement requirements under the new statute.
- (2) That the Board shall monitor CMRS reimbursement requests as part of its overall review of the statewide 9-1-1 charge during the first year of operation and will incorporate such information in any needed adjustment to the statewide 9-1-1 charge.
- (3) This nothing in this resolution shall be construed as altering the rights of CMRS providers for the accrual of interest on approved invoices for which payment is deferred, as specified under Ala. Code ,1975, § 11-98-7 (b) (effective Oct. 1, 2013).

The above resolution was approved May 9, 2013 at a regular called board meeting by a roll call vote with all members present voting yes.

  
Chairman

  
Secretary

STATEWIDE 9-1-1 BOARD

RESOLUTION 2

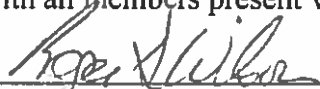
WHEREAS, the Permanent Oversight Commission has rejected the initial proposed statewide 9-1-1 rate submitted by the Board on March 3, 2013 in lieu of alternative rate of \$1.70, while asking the Board to consider a further downward adjustment; and

WHEREAS, since the calculation of the original proposed charge, the Board has worked with its consultant to determine the impact of certain additional adjustments, as set forth in Exhibit "A" to this resolution and discussed in detail during the Board's May 9, 2013 meeting; and

IT IS, THEREFORE, RESOLVED:

- (1) That an initial statewide 9-1-1 rate of \$1.60 is hereby adopted, effective October 1, 2013.
- (2) That the Board shall, by affirmative vote of its membership, engage a consultant, accounting firm, its own employees or utilize expertise available through other state agencies or entities to provide a monthly and year-to-date summary of receipts and expenditures and a comparison of such results to the projections that were utilized by the Board in setting the initial rate.
- (3) That the Board shall conduct a formal review the statewide 9-1-1 charge during the second quarter of 2014 and shall make any necessary adjustment to bring the charge in line with the minimum funding requirements of the statute.

The above resolution was approved on May 9, 2013 at a regular called meeting by a roll call vote with all members present voting yes.

  
\_\_\_\_\_  
Chairman

  
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Secretary

# MEETING SIGN-IN SHEET

Project: Alabama 9-1-1 Board

Meeting Date: May 9, 2013

Facilitator: Roger D. Wilson

Place/Room: Bailey Building - Montgomery, AL

Name	Title	Company	Phone	Fax	E-Mail
<i>Roger D. Wilson</i>			205-221-7111	205-221-7111	rdwilson@alabama911.com
<i>Bill Barber</i>			256-458-0311	256-458-2847	bb@barber.com
<i>Dominic Smith</i>			334-576-0911	334-576-0913	dominic@dominic.com
<i>Melissa Dove</i>			334-682-4411	602-5860	wilcof911@yahoo.com
<i>Chris Heger</i>	911 Director	Baldwin	251-947-1611	251-947-1600	Cheger@quiltel.com
<i>Johnny Hart</i>	911 Director	Mrs Smith	256-362-4265		john@smith1911.com
<i>Riley Hobart</i>	<del>Director</del>		546-4697		rthobart@atcra.com
<i>Victor Kennedy</i>	Director	Fallbridge	256-761-9115		vkennedy@fallbridge911.org
<i>Rod Coleman</i>	Director	Tuscaloosa County	205-464-8284		rcoleman@tuscco.com
<i>Clarence M. Blue, III</i>	911 Director	Bullock Co.	334-534-8511	334-534-8511	bullock0911@bullock.org
<i>Tray Townise</i>	911A Director	Moore Co.	251-639-2360		tray@moore911.com
<i>Bill Warden</i>	Counsel	Mobile Co.	251-344-5151		warden@burr.com
<i>MARILYN BROWN</i>	VR, 6011KFF	CLAXTON	770-754-5269		marilyn.brown@claxton.com

# MEETING SIGN-IN SHEET

Project: Alabama 9-1-1 Board

Meeting Date: May 9, 2013

Facilitator: Roger D. Wilson

Place/Room: Bailey Building - Montgomery, AL

Name	Title	Company	Phone	Fax	E-Mail
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FRED JOHNSON	CEO	FTC	(256) 638-2144		fjohnson@staff.farmstel.com
John Waffles	CEO	Pine Belt Cell	334 385-5001	3017	john@pinelbelt.net
Roger A. Humphrey	Advisor	Collman 911	(256) 734-0911		coll911@att.net
James L. Smith	Atty	Atty 911 Fed	(256) 390-1070		jtsass@att.com
Carol Brown	Partner	SSG	(334) 233-8975	(205) 377	pbrown@sostrategy.com
John Schremsel		Centurylink	(334) 531-2985		john.j.schremsel@centurylink.com
MARK WILKERSON	Atty	Centurylink	(334) 334-220580	(205) 265-0314	mark@wilkersonbryant.com
Darrell Baker	Director	AL PSC	(334) 242-2947		darrell.baker@psc.alabama.gov
John H. Martin	Director	Telecommunications Div	(256) 357-4911		johnmartin@artilleriacs.com
RYAN VELTY	DIRECTOR	MORGAN CO 911	(256) 550-0911		ryan.velty@morgan911.org