

**ALABAMA 9-1-1 BOARD
SPECIAL CALLED MEETING
1 Commerce Street
Montgomery, AL 36104
Minutes of 10/28/2016**

Prior notice of this special called meeting of the Alabama 9-1-1 Board was given in accordance with the Alabama Open Meetings Act. The purpose of the special called meeting was to consider action upon the AT&T formal protest of AL-NG911-RFP-16-001. The minutes were recorded by Jayra Smith, Executive Assistant.

The roll was called as follows by the Vice Chairman, Alan Campbell:

| | |
|-----------------------------------|-------------------------------------------------------------------------------------------------------------------------|
| Alan Campbell, Vice Chairman | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |
| Evelyn Causey | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |
| Melissa Dove | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |
| Larry Fisher, Secretary/Treasurer | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |
| Chris Heger | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |
| Wayne Hutchens | <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent <input checked="" type="checkbox"/> Recused |
| Fred Johnson, Chairman | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |
| John Nettles | <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent |
| Betty Sanders | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |
| Robert Smith | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |
| Chad Sowell | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |
| Ryan Welty | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |
| Roger Wilson | <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent |

A quorum was established. The Chairman called the meeting to order at 1:01 p.m.

The Chairman called for unanimous consent to adopt the agenda with the addition of an executive session at the end of the meeting in order to discuss ongoing litigation with iWireless. There were no objections; therefore, adoption of the agenda with the above addition of an executive session was so ordered.

The Chairman asked for guest introductions.

AT&T Formal Protest of AL-NG911-RFP-001: Mr. Johnson explained that the purpose of the special called meeting was to consider action upon the formal protest of AT&T regarding the awarding of AL-NG911-RFP-16-001. A summary of the protest will be presented, as well as the response of the ANGEN Evaluation Team. At the conclusion of the presentation, the floor will

be open to the members of the Alabama 9-1-1 Board to address questions to the ANGEN Evaluation Team before acting upon the business at hand. Mr. Johnson stated that there would be no opportunity for public comment prior to the decision of the Board in this particular matter.

Mr. James Sasser presented a detailed summary of the *Response of Alabama Nex-Gen Evaluation Team to AT&T's Formal Protest of Award of AL-NG911-RFP-16-001* (previously provided in the Board packet). His presentation included AT&T's allegations and the ANGEN Evaluation Team's response to each one. Mr. Sasser shared that the members of the ANGEN Evaluation Team included Alan Campbell, John Ellison, Roger Wilson, Bill Brodeur, Larry Fisher, Leah Missildine.

Chris Heger joined the meeting at 1:07 p.m.

Mr. Sasser stated that he did not see any basis for AT&T's formal protest. Mr. Johnson encouraged Board members to address questions to the members of the ANGEN Evaluation Team, Mr. Sasser, and the representatives of 911 Authority, LLC (Joel McCamley and Sara Weston) at this time. He reiterated that public comments would not be allowed.

Evelyn Causey asked where AT&T fell in the final score counts. Mrs. Missildine stated that AT&T scored second overall.

Betty Sanders stated that the RFP had certain requirements that AT&T did not meet. Mr. Sasser added that AT&T had cheaper options; however, those options did not comply with the RFP requirements. AT&T's proposal that did comply was the second most expensive.

Mr. Johnson asked Mr. Sasser if AT&T was fairly provided all information to which it was legally entitled as a part of this proceeding within the extended timeline which was mutually agreed upon. Mr. Sasser responded with a definite yes.

Mr. Johnson asked Mr. Sasser if all Board members had been furnished and had an opportunity to see any and all allegations or arguments offered by AT&T in support of its protest and thus, in his professional opinion, been given a fair opportunity to reasonably consider such matters. Mr. Sasser responded with a definite yes.

The Chairman called for a motion to accept or deny the formal protest from AT&T. Chris Heger made the motion to deny the formal protest from AT&T and Robert Smith seconded. There was no discussion and the motion was carried unanimously.

Executive Session: Based on advice from counsel, Roger Wilson made a motion to go into Executive Session to discuss the ongoing litigation with iWireless involving potential resolution of the case. Chris Heger seconded.

The following roll call vote was taken by Alan Campbell, Vice Chairman:

| | |
|----------------|---------------------------------------------------------------------------------------------------------------------------------------|
| Alan Campbell | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |
| Evelyn Causey | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |
| Melissa Dove | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |
| Larry Fisher | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |
| Chris Heger | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |
| Wayne Hutchens | <input type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input checked="" type="checkbox"/> Absent |
| Fred Johnson | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |
| John Nettles | <input type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input checked="" type="checkbox"/> Absent |
| Betty Sanders | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |
| Robert Smith | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |
| Chad Sowell | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |
| Ryan Welty | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |
| Roger Wilson | <input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/> Absent |

The motion was carried unanimously and the Board meeting moved to Executive Session at 1:28 p.m. and was estimated to last about ten minutes.

Roger Wilson made a motion to exit the Executive Session and Chad Sowell seconded. The Board reconvened at 1:34 p.m.

The Chairman called for a motion for the Board to settle the ongoing litigation with I-Wireless subject to the terms and conditions imposed by the Circuit Court of Montgomery County, Alabama. Chris Heger made the motion and Roger Wilson seconded. There was no discussion and the motion was carried unanimously.

Public Comments: There were no public comments at this meeting.

The Chairman noted the next meeting was November 16th at 10:00 a.m.

Chairman Johnson called for a motion to adjourn. Roger Wilson made the motion and Robert Smith seconded. There were no objections and the adjournment of the meeting was so ordered at 1:35 p.m.

Approved this 16th day of November, 2016



SECRETARY/TREASURER



CHAIRMAN

MEETING SIGN-IN SHEET

Agency: **Alabama 9-1-1 Board** Date/Time: **October 28, 2016 @ 1:00 p.m.**
 Chairman: **Fred Johnson** Location: **1 Commerce Street, Montgomery, AL 36104**
 Type: **Special Called** Purpose: **Board Meeting**

| Name | Title | Agency/Company | Phone | E-Mail |
|-----------------|--------------------|--------------------|----------------|-----------------------------|
| LARRY J. FISHER | Director | City of Montgomery | 334-240-4111 | lfisher@montgomeryal.gov |
| ERIN E. SCAR | HM C 9-1-1 | | (256) 772-7341 | erin.scar@montgomeryal.gov |
| Josh Yeager | Account Manager | ATT&T | (334) 652-4258 | jy@att.com |
| Adam Brown | Comm Administrator | City of Auburn | (334) 501-9101 | abrown@auburnalabama.org |
| Sue Weston | Consultant | 911 Authority | 814-574-8258 | sue.weston@westonsllc.com |
| Joel Mulvaney | Consultant | 911 Authority | 404-242-5524 | joel@911authority.com |
| Mark Grady | Judicial | Ponder | 260-466-2010 | mgrady@indisio.com |
| GREG SILAS | 911 Director | Birm 911 | 205-500-0496 | greg.silas@birminghamal.gov |
| Dale Lunn | Schwartz | ATT&T | 374-275-2010 | dale2757@att.com |
| BEN ESPY | Atty | ATT&T | 374-203-6671 | ben.espy@montgomeryal.gov |
| Terry Ryan | Pres. | RPS | 256-520-0103 | terry.ryan@rps911.com |