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## **ARIZONA TELECOMMUNICATIONS AND INFORMATION COUNCIL**

### **ATIC Board Meeting Minutes (Draft) - October 11, 2006**

#### **On-Site Attendees:**

1. **Tom Campbell (\*)**;
2. **Michael Cohen (\*)**;
3. **Al Crawford (\*)**;
4. **David Daniels proxy for Sue Stoll (\*)**;
5. **Connie Eitel (\*)**
6. **Dave Evertson**;
7. **Ralph Gierish (\*)**;
8. **Mark Goldstein (\*)**;
9. **Eric Gorseger**;
10. **Mike Keeling (\*)**;
11. **Ted Kraver (\*)**;
12. **Jay "Flash" Miringoff (\*)**;
13. **Ron Schott (\*)**;
14. **Christopher Smith (\*)**;
15. **Al Sterman (\*)**;
16. **Galen Updike proxy for Chris Cummiskey (\*)**;
17. **Gene Walker (\*)**;
18. **David Whitt**;
19. **ACC Commissioner Barry Wong**;

#### **Attendees via Audio:**

1. **Jerry Crow (\*)**;
2. **Allan Meusi (\* - Elected to Board this meeting)**;
3. **Patt Patterson (\*)**;
4. **Steve Peters (\*)**

(\*) - ATIC Board Members - present = 19, with a quorum = 10

Many thanks to Cox Business Services for the statewide audio conference connections and to Lewis & Roca for providing meeting facilities, technical support, and hospitality.

#### **MARK YOUR CALENDARS NOW:**

- **The next ATIC Board Meeting will be on November 8, 2006, 12:00-2:00 p.m. on the 15<sup>th</sup> Floor at Lewis & Roca in downtown Phoenix.**

## **Modifications to and Acceptance of Agenda Draft**

The agenda was accepted as modified below with the movement of ACC Commissioner Wong's Presentation from Item 6 to Item 3.

**MOTION: To accept the agenda as modified below.**

**MOVE: Mike Keeling**

**SECOND: Al Sterman**

**Passed Unanimously**

## **ATIC Board Agenda - October 11, 2006**

1. Modifications to and Acceptance of Agenda Draft
2. Self-Introductions
3. Information Presentation
  - 3.1. Barry Wong, Arizona Corporation Commissioner
4. Acceptance of Minutes from Last Meeting
5. Membership Considerations
6. Review of Outstanding Action Items as Documented in September 2006 Minutes.
7. Committee Reports
  - 7.1. Strategy Committee (Mike Keeling and Steve Peters)
  - 7.2. Grant Processes Task Group (Steve Peters)
  - 7.3. Vendor Advisory Committee (Frank Croan)
  - 7.4. CCEC Arizona Corporation Commission 2006 Election Debate (Steve Peters)
  - 7.5. State Government Broadband Planning and Support- GCIT Communications Infrastructure Advisory Committee (CIAC) Progress Report (Galen Updike)
  - 7.6. Cyber Security Committee Report (Jerry Crow)
  - 7.7. FCC Activities (Al Sterman)
  - 7.8. ACC Activities (Tom Campbell)
  - 7.9. Arizona Telecommunications Directory (Galen Updike, Brad Tritle, Mark Goldstein)
  - 7.10. GAZEL Report (Steve Peters)
  - 7.11. eSATS Report (Ted Kraver)
8. ATIC Public Meetings (Mark Goldstein)
9. Announcements
10. Adjourn

## **Self Introductions**

See the attendee list above.

## **Informational Presentation**

Arizona Corporation Commissioner Barry Wong welcomed the ATIC Board and other attendees and thanked them for the opportunity to present and engage in dialogue. Commissioner Wong was appointed by Governor Napolitano in late July to fill the vacancy left by Mark Spitzer's departure for FERC. He congratulated ATIC on the recent successful ACC Candidate Debate and indicated continued interest in the outcome by staff and Commissioners. Commissioner Wong acknowledged Galen Updike and Chris Cummiskey as former legislators he had served with who were now doing a great job at GITA.

Commissioner Wong presented a wide ranging overview of the ACC functions and operations. He indicated it was one of the least understood state government functions that nonetheless has enormous scope, breadth, and impact and can be viewed as a “4<sup>th</sup> Branch of Government.” Ex parte communications is prohibited in judicial style and dockets are disseminated to those with an interest.

The Utilities Division has been receiving significant attention as a major APS rate case had begun formal hearings the previous day. Over 50 witnesses will be heard from now through early next year, and a decision likely next spring. Certificates of Convenience and Necessity (CC&N) are used to authorize utilities to serve certain geographic areas. Beyond electricity, natural gas, and telecommunications, the ACC regulates more than 500 private water companies, some with as few as 25 customers.

The federal government also delegates pipeline safety authority to the ACC who must insure minimal disturbance of the environment as well as safe and reliable operation while ensuring adequate supplies. Further, railway safety falls under the Commission and BNSF and Union Pacific have major lines through the state. Securities registration and oversight remains quite important and the Commissioner recommended the ACC site <http://www.azinvestor.gov/> as a great place ask the right questions and verify information with state securities regulators before investing.

However, fiber loops are not generally under the ACC purview. The ACC’s oversight over cellular services is limited to consumer protection under the terms of service. And the ACC has limited authority in ROW issues. The terms utilities and critical infrastructure are terms of art and elevating telecom infrastructure to critical infrastructure status is problematic. Commissioner Wong then engaged the attendees in a wide ranging Q&A and dialogue touching on telecom convergence, advances in wireless, universal service support, competitive market entry opportunities, evolution of the ACC and FCC roles over time, among other issues. ATIC would like to thank Commissioner Wong for his presentation and continuing strong public service in various roles to the State of Arizona and its citizens.

### **Acceptance of Minutes from Last Meeting**

The minutes for the September 13<sup>th</sup> Board meeting were presented for approval, amended to include Patt Patterson as an attendee, and accepted.

**MOTION: To amend and accept the minutes.**

**MOVE: Patt Patterson**

**SECOND: Galen Updike**

**Passed Unanimously**

### **Membership Considerations**

**MOTION: Allan Meiusi of WI-VOD was nominated to the Board.**

**MOVE: Mark Goldstein**

**SECOND: Galen Updike**

**Passed Unanimously**

### **Review of Outstanding Action Items as Documented in September 2006 Minutes**

Mark Goldstein noted that there are 4 outstanding action items:

- → The issue of 2 levels of membership still needs to be addressed by the new Strategy Committee chaired by Steve Peters.

- → The Arizona Telecommunications Directory (ATD) still needs to be reformulated and the evolution and updating of the ATD actively considered/managed. Galen Updike and Brad Tritle have this action item.
- → Mike Cohen as Treasurer has an open action item to file with the IRS for certification of ATIC's 501(c)(6) status. AT&T's 2006 sponsorship payment has been delayed pending a copy of the certification letter and may be at risk if not accomplished in a timely manner.
- → Mike Keeling, ATIC Chair is to provide the Centennial Vision Coalition (CVC) a letter confirming ATIC's decision to support and anticipated future participation.

## **Committee Reports**

- **Strategy Committee** (Mike Keeling and Steve Peters)

Steve reported on the recent Strategy Planning meeting that was held by teleconference on October 6, 2006 focused on future ATIC roundtables. The appended handout recaps the discussion and outcomes in detail. In brief, ATIC renews its commitment to facilitate statewide and regional/community roundtables, however, with a change in emphasis from a conference/networking/information sharing format to planning, policy, action planning and decision making. The events should be consistent with ATIC/CIAC recommendations for Regional/Community Telecom Planning and address ATIC/CIAC high priority issues. ATIC should convene a statewide Roundtable or Summit in the first half of 2007 to address broadband deployment to rural and underserved Arizona Communities and facilitate additional regional/community session in conjunction with DOC and other organizations. Pre-event informational opportunities via online meetings should be developed to cover background and program updates, thus keeping the focus and maximizing the outcomes of the roundtables. Mike Keeling requested that Steve prepare and submit a proposal for his support of the roundtables.

**MOTION: Accept the Strategy Committee's Report as the basis of future action.**

**MOVE: Ralph Gierish**

**SECOND: Patt Patterson**

**Passed Unanimously**

- **Grant Processes Task Group** (Steve Peters)

No report this time.

- **Vendor Advisory Committee** (Frank Croan)

No report this time.

- **CCEC Arizona Corporation Commission 2006 Election Debates** (Steve Peters)

Steve reported that the debate on October 4, 2006 at the Arizona Corporate Broadcast Center was quite successful and the webcast remains available at <http://www.arizonatele.com/atic/>. A variety of press releases and e-mail alerts have been getting the word out and DVDs will be distributed shortly. A complete report will be prepared and submitted to ATIC and CCEC in the near future.

- **State Government Broadband Planning and Support- Communication Infrastructure Advisory Committee (CIAC) Progress Report** (Galen Updike)

Galen announced that the next CIAC meeting has been postponed from October 10<sup>th</sup> to 24<sup>th</sup>. The three Task Groups (Strategic Telecom Plan, Arizona Broadband Authority, Telecom Rights-of-Way) will meet prior to that time to finalize "low hanging fruit" and recommended action and legislative strategies. Strategic planning is moving ahead and some \$95K in CEDC funds will be available for a

consultant to work on the Arizona Broadband Development Authority (ABDA). John Kelly is working on a scope of work for this activity.

Superior is considering two responses to its RFCQ for broadband wireless deployment with a committee including Genene Walker and Galen Updike considering the responses under the Project Management of Dave Everton, Municipal Solutions. ATIC is included for in-kind public education through its management of some funds to help businesses individually and provide community training opportunities. Al Sterman raised the question of revisiting ATIC's insurance status.

- **Cyber Security Committee Report** (Jerry Crow, Jeni Li)  
Jerry Crow reported that the Cyber Security Committee will host the November 16<sup>th</sup> Public Information meeting. Chris Pearson of Lewis & Roca will present on the Top Ten Cyber Security risks that corporations faced in 2006 including updates on identity theft, privacy matters, domain name hijacking, hacking and extortion threats, and traditional insider threats to corporations.
- **Federal Communication Commission (FCC) Activities** (Mark Goldstein)  
No report this time.
- **Arizona Corporation Commission (ACC) Activities** (Tom Campbell)  
No report this time beyond Commissioner Wong's presentation and the ATIC-CCEC ACC Candidate Debate detailed above..
- **Arizona Telecommunications Directory** (Galen Updike, Brad Tritle, Ralph Gierish)  
No report this time.
- **GAZEL Report** (Steve Peters)  
No report this time.
- **eSATS Report (Ted Kraver)**  
Ted reported that the E-Learning Task Force has been activated and is developing a bill to fund e-learning in Arizona at some \$100M over ten years. The Legislative Team is shaping up but more participation and support is being sought. ABLE and others have donated \$120K in-kind to date.

**MOTION: Reaffirm ATIC's commitment to the eSATS vision and support of processes.**

**MOVE: Ted Kraver**

**SECOND: Steve Peters**

**Passed Unanimously**

### **ATIC Public Meetings** (Mark Goldstein)

The September 14, 2006 Public Meeting had been canceled in lieu of the ATIC-CCEC ACC Candidate Debate on October 4, 2006. The November 16, 2006 will be put on by the Cyber Security Committee as detailed above. The schedule for ATIC Public Meetings in 2007 on Thursdays 2:00-4:00 PM follows:

February 15, 2007 (2/22/07 ASU Technopolis Invest SW Capital Conference)

April 19, 2007

June 21, 2007 (Summer Solstice)

September 20, 2007

November 15, 2007 (11/22/07 Thanksgiving)

## **Announcements**

Ron Schott thanked Mark Goldstein on behalf of the Board for his role as ACC Debate Moderator. He also announced the upcoming Council Connect on October 12 with Thanassis Rikakis Director of Arizona State University's (ASU) Arts, Media and Engineering Program (AME - <http://ame.asu.edu/>) and the Council Connect on November 2 with Dr. William Harris of Science Foundation Arizona (<http://www.sfaz.org/>). More details can be found on the Arizona Technology Council site at <http://www.aztechcouncil.org/>.

Steve Peters announced the Greater Arizona eLearning Association (GAZEL) Learning Through Technology Golf Tournament on November 8. More details can be found on the GAZEL site at <http://www.tucsonlink.org/Golf/>.

**The next ATIC Board Meeting will be on November 8, 2006, 12:00-2:00 p.m. at Lewis & Roca in downtown Phoenix. ATIC Board Meeting in 2007 on Wednesdays from 12:00-2:00 PM are scheduled for:**

January 10, 2007  
February 14, 2007 (Arizona Statehood Day & Valentine's Day)  
March 14, 2007  
April 11, 2007  
May 9, 2007  
June 13, 2007  
July 11, 2007  
September 12, 2007 (Rosh Hashanah begins at Sundown)  
October 10, 2007  
November 14, 2007

The meeting was adjourned at 2:10 p.m.

## **ATIC Telecom Roundtable Planning Meeting - October 6, 2006**

**The following recommendations were drafted by the ATIC Strategy Committee October 6, 2006. The recommendations renew ATIC's commitment to facilitate a statewide and regional/community roundtables. The recommendations, however, reflect a change in emphasis from a conference/networking/information sharing format to planning, policy, action planning and decision making. The events should be consistent with ATIC/CIAC recommendations for Regional/Community Telecom Planning and address ATIC/CIAC high priority issues.**

### **State Level**

ATIC should convene a statewide Roundtable or Summit (Not a conference or Town Hall) to address broadband deployment to rural and underserved Arizona Communities

- One day session
- Focus on **Policy and Planning, particularly** ATIC/CIAC initiatives and issues
- Engage key people throughout the state
- Include initiating processes, actions, strategic direction and tactical implementation
- Utilize conferencing technology (audio and web and video conferencing, Pod/Web Cast) to provide a series of presentations and discussions prior to event to provide overview and updates on CIAC/ ATIC Issues and Initiatives, best practices, etc.
- Provide online participation during the event – statewide audio, web and video conferencing

### **Priority Issues**

- Strategic Planning
- Broadband authority
- Right-of-way
- Regional/Community Planning
- Native American community

### **Regional/ Community**

ATIC/Arizona should facilitate a series of Community/Regional Sessions

- Not just a discussion sessions - focus on **Team Building and Action Planning**
- Related to Regional Plans and Assessments
- In conjunction with DOC and other organizations

### **Possible Funding**

DOC

CEDC

Community Grants

Tribes/Casinos

Local Communities

Foundations (Gates, Flynn, Stardust, IRA Fulton)

Homeland Security

Universities

Arizona Tech Council Foundation

Governor's Office

Telecom Companies: AT&T, Cox, Qwest, SRP, Telespectra, WI-VOD, etc.

Other Companies: APS, Google, HP, Intel, Law Firms, etc.