

**SOUTHSIDE NETWORK AUTHORITY  
BOARD MEETING**

**October 14, 2022  
2:00 PM**

**The Regional Building  
Board Room A  
723 Woodlake Drive, Chesapeake**

- 1. Call to Order**
- 2. Approval/Modification of Agenda**
- 3. Public Comments**

Members of the public are invited to address the Southside Network Authority (SNA). Each comment is limited to three minutes.

- 4. Submitted Public Comments**

There were no submitted public comments since the last SNA meeting. Any new written public comments received after the preparation of this agenda will be distributed at the meeting.

- 5. Meeting Minutes (Attachment 5)**

Attached for the SNA's consideration are the minutes from the August 12, 2022, SNA Meeting.

***Action Requested: SNA Board should take action to approve the minutes for the August 12, 2022, Board Meeting.***

- 6. Project Management Update**

Executive Director will provide a project update to the Board.

***Action Requested: SNA Board should take action to approve and provide staff direction to move forward with the Portsmouth in-kind strategy and approve the final actions necessary to leverage the Chesapeake co-build strategy.***

**7. Grant Opportunity: National Telecommunications and Information Administration (NTIA), U.S. Department of Commerce**

As discussed during previous Board meetings, NTIA announced a Notice of Funding Opportunity (NOFO) for the Middle Mile Broadband Infrastructure Grant (MMG) program. The MMG program will provide \$1 billion nationwide in middle-mile broadband grant funding. The Cities of Hampton and Newport News developed and submitted an application that would build the first phase of a fiber ring for the Peninsula connecting Hampton and Newport News as well connecting the Southside and Peninsula via the Hampton Roads Bridge Tunnel and the Monitor Merrimac Memorial Bridge Tunnel. The current NTIA grant schedule calls for the announcement of grant recipients around February 16, 2023, with a grant start date of March 1, 2023 (or later).

***Action Requested: No action required. Update provided for the Board's information.***

**8. Chesapeake Co-Build Agreement**

As discussed as part of the Regional Connectivity Ring project, the Authority is co-building certain segments of the Ring within the City of Chesapeake with the City. The City is simultaneously building a ring for internal use. By using a single contractor and a single build, both the Authority and the City stand to realize significant savings. The Authority's legal counsel and the Chesapeake City Attorney's Office have negotiated a co-build contract in which the City will carry out the build and will be reimbursed half of costs in arrears. Design of the build is complete. Authority staff and A/E will be involved in build oversight. The build is expected to begin in early November, prior to our next meeting.

***Action Requested: Approve co-build contract. Alternatively, receive presentation, discuss in closed session, and take action after closed session.***

**9. Portsmouth In-Kind Contribution**

Portsmouth has previously built approximately 1.4 miles of conduit along VDOT rights-of-way on the West Norfolk Bridge. This entailed substantial build cost and permitting difficulties with VDOT. The City is agreeable to leasing spare conduit to the Authority at a fair and reasonable price. Under the Project Participation Agreement, a Member may receive a credit for in-kind contributions to the Project. As provided in the Agreement, the Authority's A/E has analyzed the cost savings and determined that it would total \$1.3 million. This is intended to be determined on a cost-savings basis so as to be apples-to-apples with the savings on the Chesapeake co-build. Portsmouth's City Attorney's Office and the Authority's legal counsel have exchanged potential scenarios for how to handle this credit.

***Action Requested: None at this time. Receive public presentation, discuss terms and conditions of agreement in closed session if desired.***

## 10. Update on Detail Phase of PPEA Negotiations with Global Technical Systems (GTS)

Authority staff and legal counsel have been in negotiations with Global Technical Systems (GTS) and its consortium partner Smart City Capital (SCC) for several months in the Detail Phase of negotiations. The principal deal points will be addressed in a PowerPoint presentation. This item will also be discussed in closed session.

***Action Requested: Authorize scheduling of public hearing on Interim Agreement. Action may be deferred to after closed session.***

## 11. Closed Sessions

### **Item 9: Suggested Motion to Enter Closed Session:**

*Motion to convene a closed session pursuant to subsection A.6 of § 2.2-3711 of the Code of Virginia, 1950, as amended, for the purpose of discussion or consideration of the investment of public funds where competition or bargaining is involved, where, if made public initially, the financial interests of the Authority would be adversely affected, and subsection A.29 of § 2.2-3711 for the purpose of discussion of the award of a public contract involving the expenditure of public funds, including the terms or scope of such contract, where discussion in open session would adversely affect the bargaining position or negotiating strategy of the Authority, relating to an agreement relating to Authority compensation to Portsmouth for in-kind contributions to construction of the Regional Connectivity Ring.*

### **Item 10: Suggested Motion to Enter Closed Session:**

*Motion to convene a closed session pursuant to subsection A.28 of § 2.2-3711 of the Code of Virginia, 1950, as amended, for the purpose of discussion or consideration of information subject to the exclusion in subdivision 11 of § 2.2-3705.6 by a responsible public entity; pursuant to subsection A.33 of § 2.2-3711 for the purpose of discussion of consideration by a local authority created in accordance with the Virginia Wireless Service Authorities Act (§ 15.2-5431.1 et seq.) of confidential proprietary information and trade secrets subject to the exclusion in subdivision 19 of § 2.2-3705.6; pursuant to subsection A.29 of § 2.2-3711 for the purpose of discussion of the award of a public contracting involving the expenditure of public funds, and discussion of the terms or scope of such contract, where discussion in open session would adversely affect the bargaining position or negotiating strategy of the public body; and pursuant to subsection A.6 of § 2.2-3711 for the purpose of discussion or consideration of the investment of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the governmental unit would be adversely affected, all related to discussion of the terms and conditions of the Interim Agreement and possible Comprehensive Agreement with GTS.*

**Suggested Motion to Exit Closed Session and return to Open Session:**

*Motion to reconvene in open session and to certify by roll call vote, pursuant to subsection D of § 2.2-3712 of the Code of Virginia, that (i) only public business matters lawfully exempted from the open meeting requirements of the Freedom of Information Act and (ii) only such public business matters as were identified in the motion by which the closed session was convened were heard, discussed, or considered in the closed session.*

**12. Actions out of Closed Session**

***Action Requested: Following the end of closed session, the Board may take actions to implement the recommendations received under Agenda Item 11 considering the confidential information, analysis, discussion, and considerations from the closed session.***

**13. Old/New Business**

**14. Adjournment**