

## **ErieNet Local Development Corporation**

### Board Meeting

Tuesday, March 21, 2023

### **DRAFT Meeting Minutes**

The Board of Directors meeting was held on March 21, 2023, in the Board Room on the fourth floor of the ECIDA office located at 95 Perry Street, Buffalo, New York 14203 and by videoconference, in accordance with the Corporation's Bylaws and Chapter 1 of the Laws of 2022. A quorum was present as indicated:

#### Members:

Thomas E. Baines, Erie County Deputy Commissioner of Planning & Economic Development  
Michael Breeden, Erie County Chief Information Officer  
Daniel Castle, Erie County Commissioner of Environment and Planning  
Mark Cornell, Erie County Deputy Budget Director  
Jason Keding, Town of Boston  
John Mills, Erie County Legislature Minority Leader  
John Spears, Director of the Buffalo and Erie County Public Library  
Jeremy Toth, Erie County Attorney

#### Absent:

Timothy Meyers, Erie County Legislature Majority Leader

#### Other Attendees:

Benjamin Swanekamp, Erie County Chief of Staff  
Courtney Italia, Erie County Environment & Planning  
Matt Crider, ECC Technologies  
Andy Lukasiewicz, ECC Technologies  
Mac Zukoff, ECC Technologies  
Bert Feasley

1. Open Board Meeting, Roll Call, and declaration of Quorum – The meeting was called to order by the Chair of the Board at 1:02 p.m., roll call was taken by Mr. Baines and a quorum was declared present.
2. Approval of the Draft Minutes from January 23, 2023 Board Meeting – Upon motion by Mr. Cornell and seconded by Mr. Breeden, the Draft Board Minutes were unanimously approved.
3. Report of the Chair
  - i. ECC Technologies Update – Mr. Crider gave a brief update on the status of the ErieNET Design, Sales, Marketing and Operations. See Attachment

- ii. Pending RFP's – Mr. Baines gave an update on all pending RFP's
  - a. Fiber Optic Cable – Selection Committee (Thomas Baines, Jeremy Toth and Michael Breeden) scheduled to meet on Tuesday, March 28<sup>th</sup> at 2:00 p.m. to review the 9 proposals received.
  - b. Pole Mounted Cabinets – Selection Committee (Thomas Baines, Jeremy Toth and Michael Breeden) scheduled to meet on Tuesday, March 28<sup>th</sup> at 2:00 p.m. to review the proposals received.
  - c. Engineering Services – A Selection Committee (Thomas Baines, Daniel Castle, Michael Breeden) are scheduled to meet on Tuesday, April 4<sup>th</sup> to review and discuss the proposals that due on March 24<sup>th</sup>.
  - d. Construction Services - A Selection Committee (Thomas Baines, Jason Keding and Daniel Castle) are scheduled to meet on Thursday, April 13<sup>th</sup> to review and discuss the proposals that due on April 10<sup>th</sup>.
  
- iii. Welcome New Board Member: Jason Keding, Town of Boston.
  
- 4. Committee Reports – No committees met
  
- 5. Unfinished Business – No unfinished business
  
- 6. Executive Session: Upon motion made by Mr. Castle and seconded by Mr. Cornell the Board went into Executive Session (*Pursuant to Public Officers Law 105 (1)(f)*). No actions were taken during Executive Session. Motion made by Mr. Castle and seconded by Mr. Keding to exit Executive Session.
  
- 7. Adjournment - Upon motion made by Mr. Toth and seconded by Mr. Breeden the meeting adjourned at 2:18 p.m.

BY: \_\_\_\_\_  
**Thomas E. Baines, Esq.**  
**CHAIR**



## Meeting of the Board of Directors ECIDA

4th Floor Conference Room 95 Perry Street Buffalo, New York 14203

Tuesday, March 21, 2023, 1:00 p.m.

### ECC Technologies Report

#### 1. ErieNET Design & CM Contract

##### A. Route Design

- Route Design is established for 368 backbone miles
- Southern ring established from Springville to Gowanda
- Town of Wales added
- Pathway to Grand Island be evaluated between leasing/IRU fiber from FirstLight or direct from NYSTA, also evaluating leasing of NYSTA duct.
- City Permits being prioritized to facilitate and expedite underground construction. Researching availability of Verizon duct for downtown construction.
- Following up with Green Light on possible collaboration options on construction to share/reduce costs and expedite schedule.
- Rath Building, 15<sup>th</sup> Floor Data Center has a secure ErieNET Point of Presence (PoP) room. 15<sup>th</sup> floor currently has Asbestos remediation. Data Center and ErieNET PoP construction to begin in August 2023 with PoP activation by yearend.

##### B. Utility Coordination

- ENLDC filed with NYS PSC for CPCN status to establish preferential pole attachment fees.
- 1000 poles submitted to both Grid and NYSEG for Pole Attachments and Make Ready Construction for ENLDC fiber optic cable. Schedule is for 1000 pole per month to be submitted for both GRID & NYSEG for approximately 6000 poles in total for each utility.

##### C. Construction

- (2) Underground pathway contractors selected. ENLDC attorney is reviewing Contract Agreements so that POs can be issued and work to begin.
- City underground pathway will be first construction activity, and may be an opportunity for a "ground breaking ceremony"

##### D. Fiber Optic Cable RFP

Proposals received Friday 3/17/23 and are under review.

Initial order will be for 50% of estimated cables upon contract execution.

2<sup>nd</sup> order for remaining fiber cabling issued in August 2023 with delivery by end of year.

##### E. Telecom Cabinets RFP

- Proposals received Friday 3/17/23 and are under review.
- Approximately (22) pole mounted cabinets for managing fiber splicing.

##### F. Professional Engineering Services RFP

- Proposals due Friday 3/24/23
- Professional Engineers and Licensed Land Surveyors needed for any underground construction for County or NYS; and for any new poles on NYS R-O-W. Some railroad permits may require PE stamp depending upon the complexities of some crossings.

**G. Fiber Optic Infrastructure Installation RFP**

- Proposal due 4/10/23
- Utility contractors for installing fiber optic cables both underground pathway and aerial pathway.

**2. ErieNET Sales, Marketing & Operations Contract**

- A. 1/31/23 Contract Award Notification Letter** – Waiting on ENLDC review of Agreement for contract execution.
- B. Fulltime Sales Exec** for ErieNET – Candidates being interviewed.
- C. Carrier Outreach** - National conference earlier this month where many carriers introduced to ErieNET opportunities.
- D. Last Mile Partners** – Being identified and contacts made.
- E. Lit Services & Managed Network Services**
  - Erie County Libraries will need a managed service (not dark fiber)
  - 911 Telephony (VOIP) Communications and PS Radio Communications will also need managed services.
  - County IT will light ErieNET fiber for County network and Internet communications.
  - ENLDC will need to bring on network integrator or carrier to provide these services using ENLDC fiber for transport.
- F. Updated Business Plan Budget & Validation of ENLDC Sales quotes**
  - Once RFP process has selected contractors and establish contract pricing, we will have accurate pricing to update the Business Plan Budgets. Also, we will be in a position to provide firm pricing quotes to potential customers, particularly UB & City of Buffalo.