

MINUTES
FINGER LAKES REGIONAL TELECOMMUNICATIONS DEVELOPMENT CORPORATION
dba AXCESS ONTARIO
BOARD OF DIRECTORS MEETING
November 15, 2013

Members Present:

Geoff Astles, Retired County Administrator
Sean Barry, CIO
John Dorak, Noyes Memorial Hospital IT Director
John Garvey, County Administrator
Vice Chair Ed Hemminger, SMS
Chair Donna Reeves-Collins, Rich Products
John Sheppard, Supervisor, Town of Seneca
Robert Seem, Cornell Ag & Food Tech Park
Camille Sorenson, Wayne Finger Lakes BOCE
Mark Tolbert, Toptica Photonics, Inc
Johnny Walker, SMS

Members Absent:

Michael Manikowski, Ontario County Economic Developer
Doug Mossbrook, Eagle Mountain, Inc.
David R. Smith, Ontario County Citizen
Steve von Berg, Pervasive Solutions

Others Present:

Megan Connor Murphy
Reliefia Kramer, Recording Secretary
Andy Lukasiewicz, ECC Technologies
Terry Phillips, Bonadio & Co.
Joe Starkes, ECC Technologies
Helen Zamboni, General Counsel

The meeting of the Board of Directors of the Finger Lakes Regional Telecommunications Development Corporation, dba Axxcess Ontario was called to order in the Ontario County Economic Development Conference Room, Mezzanine Level, County Municipal Building, 20 Ontario Street, Canandaigua, NY by Vice Chair Ed Hemminger at 1:30 p.m. (Chair Collins-Reeves expected to be arrive late.) A quorum was present at this time.

APPROVAL OF THE MINUTES

Vice Chair Hemminger requested a motion to approve the minutes of September 27, 2013.

John Sheppard made a motion, which was seconded by John Dorak to approve the September 27, 2013 minutes. Motion carried.

MEETING SCHEDULE – The Board decided that the final meeting for 2013 will be December 13, 2013 at 1:30 p.m.

FINANCIAL UPDATE

- 2014 Budget – Terry Phillips discussed the 2014 Budget with the Board. Mr. Phillips said that the budget was presented to the Finance Committee over the phone. Some changes were made and the PARIS report was posted by the October 31, 2013 deadline. Mr. Phillips continued to review the budget details with the Board.

Chair Collins-Reeves arrives at the meeting.

Vice Chair Hemminger requested a motion to approve the 2014 Budget as presented. A motion was made by John Dorak and was seconded by John Sheppard to approve the above mentioned 2014 Budget as presented. All in favor, motion carried.

Discussion took place regarding the future viability of the Axxess Ontario.

- 2014 Auditors

Discussion took place regarding changing the Auditors after three years. The Board decided to keep the same auditors for 2014 and do a RFP for the next year.

Mr. Astles made the motion to keep the auditors, Salmin, Celona, Wehrle & Flaherty, LLP for 2014 and also do a RFP for the next year, 2015. Mr. Hemminger seconded the motion. All in favor, motion carried.

- Current Financials - Mr. Phillips went over the current financials with the Board.

Bob Seem informed the Board that he has to leave for another appointment. Mr. Seem said that the Governance Committee will start looking at the Board Members of 2017 and reappointing. They should be prepared to address that at the January 2015 meeting.

SALES AND OPERATIONS UPDATE

At 2:15, Vice Chair Hemminger made a motion to go into executive session for the proposed acquisition, sale or lease of real property or the proposed acquisition of securities, or sale or exchange of securities held by such public body but only when publicity would substantially affect the value thereof, which was seconded by John Sheppard. Motion carried.

At 3:00, Vice Chair Hemminger made a motion to leave executive session, which was seconded by John Dorak.

MARKETING UPDATE

After discussion, the Board decided to have the Broadband Summit in May 2014 because other announcements and publicity (i.e., CMAC announcement in May, bandwidth announcement, and the Virginia service provider announcement) will also be made in the spring of 2014.

MONROE COUNTY ISSUES

Joe Starks addressed the Board regarding legal issues and the investigations of LDC's in Monroe County. Mr. Starks explained that ECC works for the LDC's that are being investigated. Mr. Starks said they are complying

with the investigation completely. The investigators have looked at ECC files, and according to Mr. Starkes, ECC is not a target of the investigation. Further discussion took place on LDCs.

At 3:14, Joe Starks, Andy Lukasiewicz, and Jeff Gasper left the meeting.

At 3:14, Vice Chair Hemminger made a motion to go into executive session for the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation.

At 3:30 pm, Ed Hemminger made a motion to leave executive session, which was seconded by Geoff Astles.

NEXT MEETING – December 13, 2013 at 1:30 p.m.

ADJOURNMENT – At 3:35 pm., Chair Collins-Reeves requested a motion to adjourn.

At 3:35 pm, a motion to adjourn was offered by John Sheppard and was seconded by Mark Tolbert to adjourn the November 15, 2013 Axxess Ontario Board of Directors meeting. Motion carried.

Distribution:

All attendees, present and absent
Ontario County Board of Supervisors
Clerk's Office, Board of Supervisors
Darlys McDonough, Deputy County Administrator

John Garvey, County Administrator
John Park, County Attorney
Cathy Bentzoni, County Finance Officer
Michael Wojcik, Economic Development