



# Board of Directors SPECIAL MEETING MINUTES

LOS ANGELES REGIONAL  
INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

November 13, 2014

**Approved**

Kenneth Hahn Hall of Administration  
500 West Temple Street, Los Angeles, CA 90012

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**Board Members Present:**

**William "Bill" T Fujioka Chair**, CEO, County of Los Angeles  
**Daryl L. Osby**, Fire Chief, County of Los Angeles Fire Department  
**Cathy Chidester**, Director, EMS Agency, County of Los Angeles Department of Health Services  
**Reginald Harrison**, Deputy City Manager, City of Long Beach  
**Mark R. Alexander**, City Manager, City of La Cañada Flintridge, representing the Contract Cities Association  
**Ron Iizuka**, Police Captain, City of Culver City, representing At Large Seat

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**Representatives For Board Members Present:**

**Graham Everett**, representing Ralph M. Terrazas, for the City of Los Angeles Fire Department  
**Sandy Jo MacArthur**, representing Charles "Charlie" L. Beck, Vice Chair, for the City of Los Angeles Police Department  
**Matias Farfan**, representing Sharon Tso, Chief Legislative Analyst, City of Los Angeles  
**David Povero**, representing Kim Raney, Police Chief, City of Covina, representing At Large Seat

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**Officers Present:**

**Pat Mallon**, LA-RICS Executive Director

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**Absent:**

**John L. Scott**, Sheriff, County of Los Angeles  
**Miguel Santana**, Chief Administrative Officer, City of Los Angeles  
**Chief William Walker**, representing LA Area Fire Chief's Association  
**Chief Scott Pickwith**, representing the Los Angeles County Police Chief's Association  
**Chief Steven K. Zipperman**, Los Angeles Unified School District Police Department  
**Vacant**, representing At Large Seat  
**Vacant**, City El Segundo, representing At Large Seat  
**John Naimo**, Auditor-Controller, County of Los Angeles  
**Joseph Kelly**, Interim Treasurer and Tax Collector, County of Los Angeles

**AGENDA ITEM A**



**I. CALL TO ORDER**

**II. ANNOUNCE QUORUM – Roll Call**

Chair Bill Fujoka made an acknowledgement that a quorum was present.

**III. APPROVAL OF MINUTES – (1-3)**

1. September 17, 2014 Special Meeting Minutes

Chair Bill Fujioka asked for a motion to approve, Board Member Cathy Chidester motioned first, seconded by Alternate Board Member Sandy Jo MacArthur. The Board's consensus was unanimous.

Ayes 10: Fujioka, Osby, Chidester, Harrison, Alexander, lizuka, Everett, MacArthur, Farfan and Povero

**MOTION APPROVED.**

2. October 2, 2014 Regular Meeting Minutes

Chair Bill Fujioka asked for a motion to approve, Alternate Board Member Sand Jo MacArthur motioned first, seconded by Board Member Ron lizuka. The Board's consensus was unanimous.

Ayes 10: Fujioka, Osby, Chidester, Harrison, Alexander, lizuka, Everett, MacArthur, Farfan and Povero

**MOTION APPROVED.**

3. October 2, 2014 Special Meeting Minutes

Chair Bill Fujioka asked for a motion to approve, Alternate Board Member Sand Jo MacArthur motioned first, seconded by Board Member Ron lizuka. The Board's consensus was unanimous.

Ayes 10: Fujioka, Osby, Chidester, Harrison, Alexander, lizuka, Everett, MacArthur, Farfan and Povero

**MOTION APPROVED.**

**IV. CONSENT CALENDAR – (None)**

**V. REPORTS (4-7)**

4. Finance Committee Report – No Report
5. Director's Report – Pat Mallon

Executive Director Pat Mallon provided an update on the Funding Plan. A discussion Item has been placed on today's agenda as Item No.9 to update you on those cities that have elected to "Opt-Out" of the Authority. No city has requested reinstatement to membership since your Board Action to extent the Opt Out period to November 2015.

In regards to the LTE site status, we have 93 sites with fully executed Access Agreements. The County of Los Angeles has 91; City of Gardena has 1, and City of Industry has 1. Your Board has previously approved Site Access Agreements with the City of Los Angeles and the City of El Monte. Yesterday, the Los Angeles City Council approved the Site Access Agreements for their 50 sites. Additionally, the City of El Monte Council approved the agreement for their site and



Execution of the agreement is pending. Agenda Item No. 10 on today's agenda presents Site Access Agreements for the Cities of Arcadia, Azusa, Claremont, Covina, Vernon, and nine additional sites from the County of Los Angeles. This represents a total of 13 sites. Please note that Monterey Park was agenized as well, but will need to be continued to a later date so the parties can finalize some additional terms. The City Councils of Azusa and Claremont have already approved their Agreements. Your Board has previously approved Agreements with Baldwin Park, Compton, Diamond Bar, and La Habra for a total of 6 additional sites. City Council action by each of these cities is pending.

A Discussion Item has been placed on today's agenda as Agenda Item No. 8 to discuss the status of other Site Access Agreements. We will delineate those Cities with sites that we need to drop from the project either because of direct requests from the Cities or due to the fact that we have been unable to negotiate an acceptable agreement.

In regards to Environmental documentation, we are continuing to submit the required packages by site to the State Historical Planning Office (SHPO). To date, we have submitted FCC Form 620 and 621s for 175 sites. 163 submissions have been approved. NTIA is reviewing 13 sites for exemption from SHPO review. Ten FCC Form 620/621s remain to be developed/submitted to SHPO.

In regards to the LTE contract status, there have been changes to the specific sites and their individual requirements. These changes include the dropping of sites, and the addition of disguises to monopoles such as pine trees, palm trees, or fire hose drying racks. These changes are included for your consideration as an action item in the Special Meeting Agenda for today. Aside from that consideration, the total LTE contract value remains at \$175,583,275. There has been no change to the Term of the Contract.

As previously reported, the Los Angeles County Firefighters Union recently sent a message to their membership and to other unions objecting to the siting of cellular installations at fire stations. In 2004, the International Association of Fire Fighters issues a resolution that raises concerns with LTE tower installations and the radio frequency emissions. Since that time, a number of studies have been completed by such entities as the American Cancer Society, National Cancer Institute, National Institute of Environmental Health Science, World Health Organization and Food and Drug Administration. Each has failed to show there is any association between exposure and health problems. We have retained the services of Dr. Jerrold Bushberg, a professor of Radiation Biology at UC Davis's medical school and an expert in RF Health and Safety. Dr. Bushberg met with representatives of the Los Angeles City Fire Union on October 20, 2014. He is scheduled to meet with the Los Angeles County Fire Union hopefully in the near future. The LA-RICS staff and our technical consultants are committed to support the outreach effort to all service unions. We were scheduled to initiate construction on the first LTE site this week, but asked Motorola to hold off temporarily until late this week or early next week.

In regards to the LMR current status, there has been no change to the status of the LMR contract since your last meeting. There has, however, been progress with respect to the LMR project as a whole. As previously reported, we have installed LMR equipment at 3 sites for the 700 MHz system and 5 sites for the T-Band system. Optimization of these transmitter sites began on November 3, 2014. Testing of the Hybrid system concept will commence shortly. We have not pursued any Site Access Agreements for the LMR system to date; however, we must begin that process soon. We anticipate bringing Agreements for County sites to you for consideration at your December meeting.

In regards to the LMR Environmental Process, the Jacobs Team is moving forward with assembling the EIR for the LMR project. They are completing the requisite biological and historical site assessments. We are working with FEMA to determine if Categorical Exclusions



can be granted for certain sites. Amendment No. 9 to the LMR contract with Motorola Solutions is on your agenda for today as Item No. 11.

6. Project Manager's Report – Pat Mallon

The Jacobs Project Management Report and Motorola Monthly Report are included in your package as Agenda Item No. 6

7. Grant Status Report – Pat Mallon

There has been no change to the grant status since your last meeting.

**VI. DISCUSSION ITEMS (8-9)**

8. Status of Site Access Agreements with Member Agencies- Pat Mallon

Executive Director Pat Mallon discussed the status of Site Access Agreements with Member Agencies. Board Member Osby asked that he and Pat Mallon make joint calls to those member agencies that rely on the Los Angeles County Fire Department for services. Board Member Alexander asked about the impact to surrounding cities if member agencies choose to not allow access to their site. Executive Director indicated that the impact would have to be determined by our contractor. Chair Fujioka requested that the Authority provide him with a list of those member agencies so that he can personally contact them in regards to allowing site access. Board Member Alexander would like to know the impact to La Canada Flintridge in the event that Glendale does not allow access to their sites.

Board Member Harrison expressed concern with the height of the monopoles in residential neighborhoods as well as some of the space challenges that the City of Long Beach is having at some of the site locations.

9. Funding Plan True-Up-Pat Mallon

Executive Director Pat Mallon discussed the funding plan true-up and the impact of the withdrawal of member agencies from the project. Board Member Alexander commented on the fact that while some of the member agencies have chosen to opt out, they have still allowed access to their sites. Chair Fujioka requested that the Authority continue to provide status updates to the Board on the number of members who have opted out and the impact to the funding plan.

**VII. ADMINISTRATIVE MATTERS (10-11)**

10. **APPROVE SITE ACCESS AGREEMENTS WITH THE COUNTY OF LOS ANGELES AND THE CITIES OF ARCADIA, AZUSA CLAREMONT, COVINA, MONTEREY PARK, AND VERNON**

It is recommended that your Board:

- a. Find that the approval and execution of the Site Access Agreements by the LA-RICS

Authority does not result in any change to the PSBN project, or to the circumstances under which the project is being undertaken, and that the determination that these activities are exempt from review under the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.25, the statutory exemption adopted specifically for the LA-RICS project, remains unchanged; and



- b. Authorize the Executive Director to finalize and execute, substantially similar in form to those attached, one or more Site Access Agreements with the County of Los Angeles and the Cities of Arcadia, Azusa, Claremont, Covina, Monterey Park and Vernon. These Site Access Agreements are for the Long Term Evolution

(LTE) broadband communication sites within its respective jurisdictions or under its control.

Attachments: Item 10

Executive Director Mallon stated that the site access agreement for the City of Monterey Park is being removed from today's Board item.

Chair Bill Fujioka asked for a motion to approve, Board Member Mark Alexander motioned first, seconded by Alternate Board Member Sandy Jo MacArthur. The Board's consensus was unanimous.

Ayes 10: Fujioka, Osby, Chidester, Harrison, Alexander, Iizuka, Everett, MacArthur, Farfan and Povero

**MOTION APPROVED.**

11. **APPROVE AMENDMENT NO. NINE FOR AGREEMENT NO. LA-RICS 007 FOR LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM-LAND MOBILE RADIO SYSTEM; APPROVE AMENDING THE FISCAL YEAR 2014-2015 OPERATING BUDGET TO INCREASE THE GRANT FUNDED EXPENDITURES LINE ITEM TO \$41,726,000**

It is recommended that your Board:

1. Make the following findings:
  - a. Find that authorizing the activities covered by the Unilateral Options for Phase 2 (Site Construction and Site Modification), Phase 3 (Supply LMR Components), and Phase 4 (LMR System Implementation), and execution of Amendment 9, which would allow design, construction, implementation, operation, and maintenance of LMR System infrastructure at the 26 LMR System Sites currently contemplated in the Design and set forth in the attached Amendment, including all Work included in the Agreement No. LA-RICS 007, as well as any amendments and Notices to Proceed as referenced herein and in the Agreement, are statutorily exempt from review under California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.25 for the reasons stated in this letter and as noted in the record of the project. b. Find that any leased circuit work that may occur outside of a LMR System Site, if needed, to provide connectivity to the LMR System site, is categorically exempt under CEQA pursuant to CEQA Guidelines Sections 15301, 15303, and 15304 for the reasons stated in this letter and as noted in the record of the project.



2. Approve Amendment No. 9 to Agreement No. LA-RICS 007 for a Land Mobile Radio System with Motorola Solutions, Inc. ("Motorola") (Attachment A), which revises the Agreement as follows:
  - a. Removal of one (1) LMR System Site and all the Work and equipment associated with this site.
  - b. Include Phase 1 Project Description Work only for 26 potential replacement LMR System Sites.
  - c. For the 26 LMR System Sites currently contemplated in the Design and set forth in the attached Amendment only, exercise the Unilateral Options for all Work pertaining to Phase 2 (Site Construction and Site Modification), Phase 3 (Supply LMR System Components), and Phase 4 (LMR System Implementation) increasing the total Contract Sum to \$71,935,671.
  - d. Allow for the issuance of one or more Notices to Proceed for: (1) the Work contemplated in Amendment No. 9; (2) Phase 3 (Supply LMR System Components) and Phase 4 (LMR System Implementation) Work to order equipment, install, optimize, test, commission, and deploy LMR System facilities at the 26 LMR System Sites currently contemplated in the Design set forth in the attached Amendment; and (3) for Phase 2 (Site Construction and Site Modification) Work, but only after receipt of the required Federal approvals for the sites for which the Notice to Proceed are being issued, including approvals associated with the National Environmental Policy Act (NEPA) and Section 106 of the National Historic Preservation Act. 3. Amend the Fiscal Year 2014-2015 Operating Budget to increase the Grant Funded Expenditures line item by \$18,264,000, thus increasing the total from \$23,462,000 to \$41,726,00 (Attachment B), to allow the Authority to pay for work contemplated under Recommended Actions 2b, 2c and 2d. 4. Delegate authority to the Executive Director to execute Amendment No. 9, in substantially similar form to the attached Amendment.
3. Amend the Fiscal Year 2014-2015 Operating Budget to increase the Grant Funded Expenditures line item by \$18,264,000, thus increasing the total from \$23,462,000 to \$41,726,00 (Attachment B), to allow the Authority to pay for work contemplated under Recommended Actions 2b, 2c and 2d.
4. Delegate authority to the Executive Director to execute Amendment No. 9, in substantially similar form to the attached Amendment.

Attachments: Item 11

Alternate Board Member Sandy Jo MacArthur asked if there are any concerns with completion of construction by the June of 2015. Executive Director Pat Mallon stated that a trip to Washington D.C. may be necessary. Board Member Harrison asked when will the CEQA exemption sunsets. Executive Director Pat Mallon stated in 2017.

Chair Bill Fujioka asked for a motion to approve, Alternate Board Member Sand Jo MacArthur motioned first, seconded by Board Member Cathy Chidester. The Board's consensus was unanimous.

Ayes 10: Fujioka, Osby, Chidester, Harrison, Alexander, Iizuka, Everett, MacArthur, Farfan and Povero

**MOTION APPROVED.**



**VIII. MISCELLANEOUS – (1)**

**EXECUTIVE DIRECTOR PAT MALLON SPECIAL COMMENTS:**

On behalf of the LA-RICS project team; we would like to convey a huge debt of gratitude to Mr. Fujioka. We all recognize that the present state of the project is in large part the result of Mr. Fujioka's leadership and, to say the least, financial support.

He has been a staunch supporter of the team and has lead us through some unsettling territory as we have dealt with the federal grantors. His ability to negotiate the political arena is unsurpassed.

I also would like to personally thank him for his counsel and individual support. He has consistently provided guidance and underscored that "Obstacles are what you see when you take your eyes off the goal!"

We all wish Bill happiness and a long healthy life in retirement.

**IX. PUBLIC COMMENTS (NONE)**

**X. ITEMS FOR FUTURE DISCUSSION AND/OR ACTION BY THE BOARD (NONE)**

**XI. ADJOURNMENT and NEXT MEETING:**

Chair Fujioka announced adjournment of this meeting. The Board's consensus was unanimous.

The next Board Meeting will take place on Thursday, December 4, 2014, at 9:00 a.m., at the Grace E. Simons Lodge.