



Board of Directors MEETING MINUTES

LOS ANGELES REGIONAL
INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

NOVEMBER 7, 2013

Grace E. Simons Lodge
1025 Elysian Park Drive, Los Angeles, CA 90012

Board Members Present:

William "Bill" T Fujioka Chair, CEO, County of Los Angeles
Gerry F. Miller, Chief Legislative Analyst, City of Los Angeles
LeRoy J. Jackson, City Manager, City of Torrance, representing At Large Seat

Representatives For Board Members Present:

Ronnie Villanueva, representing James G. Featherstone, 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
David Betkey, representing, Leroy "Lee" D. Baca, for the County of Los Angeles Sheriff Department
Cathy Chidester, representing Dr. Mitchell H. Katz, for the County of Los Angeles Department of Health Services
Nancy L. Ramirez, representing Steven K. "Steve" Zipperman, for the Los Angeles School Police Department
Sam Olivito, representing Mark R. Alexander, for the Contract Cities Association
Tom Lenahan, representing Gregory "Greg" L. Simay, City of Burbank, At Large Seat

Officers Present:

Pat Mallon, LA-RICS Executive Director
Patricia Saucedo, Board Secretary

Absent:

Miguel Santana, CAO, City of Los Angeles
Reginald "Reggie" Harrison, Deputy City Manager, City of Long Beach
Bill Walker, Fire Chief, City of Alhambra, representing the Los Angeles Area Fire Chiefs Association
Scott Pickwith, Police Chief, City of La Verne, representing the Los Angeles County Police Chiefs Association
Donald "Don" Pedersen, Police Chief, City of Culver City, representing At Large Seat
Kim Raney, Police Chief, City of Covina, representing At Large Seat
Daryl L. Osby, Fire Chief, County of Los Angeles
Wendy L. Watanabe, Auditor-Controller, County of Los Angeles
Mark J. Saladino, Treasurer and Tax Collector, County of Los Angeles



I. CALL TO ORDER

II. ANNOUNCE QUORUM – Roll Call

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

III. APPROVAL OF MINUTES – (1)

1. October 3, 2013 – Regular Meeting Minutes.

Ayes: 10 - Fujioka, Miller, Jackson, Villanueva, MacArthur, Betkey, Chidester, Ramirez, Olivito, and Lenahan

MOTION APPROVED.

Chairman Bill Fujioka announced that beginning January 2014, a change in the Brown Act will require a record of how the Board Members vote on agenda items. If there is a unanimous vote, it will be recorded accordingly. If less than unanimous, or anyone who decides to abstain, it may require proceeding with a roll call vote.

IV. CONSENT CALENDAR – (None)

V. REPORTS – (2-5)

2. Committee Reports

- a. Legislative Committee – Olyvia Rodriguez

Ms. Olyvia Rodriguez stated, the Committee met on October 16, 2013, to discuss various issues relating to recommendations on T-Band and new grant opportunities. There was not a quorum present at the meeting; therefore, no action was taken. However, there were discussion items relating to comments from LA-RICS to the FCC submitted this past May 2013. Specifically, LA-RICS would strongly support efforts to allocate new spectrum resources for public safety to address the loss of the T-Band. However, if adequate spectrum should not be available, LA-RICS respectfully requests that the FCC support Congress with revisiting the forced migration of public safety from T-Band. It is important to consider the FCC's response as LA-RICS and a number of jurisdictions have conveyed concerns with the challenges of implementing H.R. 3630. Although there is no specific action being recommended at this time, the Committee may want to consider requesting Congress pass legislation to extend the deadline to migrate from T-Band. The Committee will continue to look closely at this issue and return to your Board with recommendations.

The Committee also briefly discussed grant opportunities. We are going to continue to work with the Finance Committee on identifying new grant opportunities at the State and Federal levels. LA-RICS is currently looking into the possibility of applying for Federal Infrastructure Grants and grants beyond Homeland Security Federal Grants.



3. Director's Report – Pat Mallon

Executive Director Pat Mallon provided an update on the four committee vacancy status. A number of our meetings have been held with no action taken due to the lack of a quorum. We plan to review meeting minutes to check which seats are vacant and contact the Board Members to seek replacement for those inactive members. We anticipate a high volume of items that are important to address within these Committees in the near future.

On the LTE project, proposals have been submitted and the evaluation process is underway. Grant funds are available to pay for the evaluators and so we will be carrying a motion to this Board at the next meeting to amend the LA-RICS Project Budget to allow reimbursement to those agencies that have contributed staff.

As you may recall in the execution of the Spectrum Manager Lease Agreement (SMLA), LA-RICS needed to identify some Key Learning Conditions that could serve as a demonstration project to FirstNet. We identified the incorporation of secondary responders into the system and how those will be managed. The Key Learning Conditions Agreement was executed on October 31, 2013. Condition one demonstrates our plan to incorporate those second and third tier responders into the system, including the potential of sharing of assets, specifically of fiber. Secondly, the SMLA includes incorporating a mechanism to alert the network operating center that the system is congested, and, third, how we can use software to affect an adjustment to the Quality of Service so that the spectrum is available for first responders as the specific incident may require.

On the LMR System, Motorola has completed site visits on 73 sites that were included in the base design. They are in the process of completing the tasks of developing those Project Descriptions. A Notice to Proceed was issued on October 29, 2013, to add 15 sites for Project Descriptions only. In the project contract we had identified three additive alternates; one of those additive alternates was for the bounded area coverage. As we move forward with the CEQA process, it was prudent to include those additional sites that would be part of that bounded area into the CEQA analysis. We have moved \$173,000 forward from the additive alternate allocation. This does not increase the contract value; it just moves the \$173,000 forward so we can get the project descriptions on those 15 sites and allows one package for the CEQA and NEPA review for all 88 sites. This item has been reviewed and approved by the Oversight Committee. As of today, we have issued Amendment #1 which was approved by your Board on August 15, 2013, allowing the early acquisition of equipment. This is Amendment #2, so the maximum contract value remains at \$280,354,954. For Phase 1 activities, it is at \$24,308,611.

On Site Access Agreements, as previously announced, drafts were sent to City Managers for each City in which a LMR or LTE sites will be located. We have met with the majority of the Cities and we have just a few remaining. The main question that is being asked at these meetings is about the cost of participation. A couple of the Cities have alluded to the collection of fees for use of the underlying property. We are very concerned, as if there are fees associated with the underlying property it is going to drive the subscriber cost up. As for example, for the LTE System, if we have 232 sites and we are charged \$1,500 per month for each site, the annual operating cost increases over \$4 million per year. And that has to be absorbed in subscriber fees. If we have 35,000 subscribers, that is an additional \$10 per month that would be required to be paid just for the use of the underlying property.

Board Member LeRoy Jackson asked a question regarding cost for member agencies that will not be contributing infrastructure. Pat Mallon stated this is something we will have to evaluate to determine the best path forward. There will be a series of three outreach meetings as part of the funding plan development, in which specific input can be incorporated. We are trying to create a



document that brings in all of those concerns. And before we move forward, we will certainly share a draft with you.

On the frequency use agreements, we are fast approaching a juncture where we have to have commitment of channels. We have had on-going discussions with the County for the 700 frequencies and UHF spectrum. We are still awaiting responses from the City of Los Angeles and the City of Long Beach. We are in need of additional UHF channels beyond those in Channel 15 to support the analog voice radio system as well as the narrow band mobile data system.

Chair Fujioka has selected Board Members to serve on the Oversight Committee; they represent the Cities of Long Beach and Los Angeles, and the County. We held a telephone conference call on October 23, 2013, in which committee members were briefed on Amendment #2 (previously discussed with you). They were also briefed on the status of the UASI '10 funds and the need to identify items or services that can be completed before the grant expiration of March 31, 2014. They were also given an update on the site access meetings being held with the member cities, as well as the critical nature of the frequency commitments for the LMR design.

With the approval of Amendment #7 last month to the Jacob's contract, we now have the assistance of a public outreach firm as a subcontractor to the Jacob's team. They are working to develop an update to the video the CEO's staff developed about a year ago. They will also update the LA-RICS website and provide us with a City Manager's staff report to support the site access agreements approval process. They will prepare City Council presentations in the event City Managers determine a LA-RICS presentation is needed, and they will provide community and outreach presentation material if we have community meetings. Lastly, they will provide constituency presentation material for police and fire and EMS personnel who don't know what LA-RICS is. We are also developing briefing material such as the Frequently Asked Questions (FAQ) Sheet.

PMC, a consultant for the County, has been retained to help develop the Funding Plan. They have released a questionnaire to all member cities soliciting input into the development of the Funding Plan. The questionnaire asked for items, such as frequency uses, what type of system they have, the number of radios and data usage, and for input into the metrics to be included with the development of the cost distribution. They are looking at a series of three workshops to obtain further input from stakeholders; one is scheduled for November, to report on the findings of the questionnaire; the second is in December, to report on the development of the cost distribution plan; and the final one will be in January, which will actually share a Funding Plan draft with the Members. Our goal is to have it completed for your February Board meeting, at which time it can be released. Members can then go through their opt out process.

At the last meeting, Mr. Simay raised a question again about Membership and Partial Membership in the Board. The Authority Counsel is reviewing the JPA documents and we anticipate agendaizing that for discussion with the Board.

4. Project Manager's Report – Pat Mallon

Executive Director Pat Mallon stated that the Jacob's report is included in your agenda package. Included with that is a Contractor's status report from Motorola. We are anticipating some hurdles to overcome and our staff is fully engaged in both the LTE and LMR system.



5. Grant Status Report – Pat Mallon

Executive Director Pat Mallon stated, as reported in the last meeting, the City's Grant Administrators advised us that FEMA is not supportive of any extension on the UASI '10 grant that is set to expire on March 31, 2014. We have developed a list of options to expend those funds and we are continuing to work with the City's Grant Administrators to obtain the necessary FEMA approvals.

Last month Mr. Jackson asked for information on the disposition of previous years' grants from SHSGP and UASI. We are preparing a synopsis based on information available and will distribute it once it is completed.

6. Long Term Evolution (LTE) Technology Presentation – Televate, LLC.

Pursuant to a request from Mr. Jackson last month, the Authority's broadband system consultant, Joe Ross, gave a presentation on the LTE System. A PowerPoint worksheet was provided to each Board Member and made available to members of the public. He also announced that next Wednesday, November 13th at 1:00 p.m. at LA-RICS Headquarters, there will be a presentation and discussion meeting with Member Agencies and technology managers.

There were some questions and answers during this presentation that satisfied the Board members.

VI. DISCUSSION ITEM – (None)

VII. ADMINISTRATIVE MATTERS – (6–8)

6. LMR Contract Amendment No. 3 – Pat Mallon

It is recommended that your Board:

a. Make the following findings:

- i. Find that approval and execution of the Amendment for the additional purchase and use of equipment in Phase 1 of Agreement No. LA-RICS 007 is exempt from review under the California Environmental Quality Act (CEQA) as it is not a project under CEQA pursuant to CEQA Guidelines Sections 15378 and 15061(b)(3);
- ii. Find that the additional purchase and use of selected equipment during Phase 1 of the Agreement, including the Site-On-Wheels, is categorically exempt from CEQA pursuant to CEQA Guidelines Sections 15301, 15303, and 15311(c) for the reasons stated in this letter and in the record for the project; and,
- iii. Find that the purchase and use of the Site-On-Wheels is also exempt from review under CEQA as it is not a project under CEQA pursuant to CEQA Guidelines Section 15378(b).

- b. Delegate authority to the Executive Director, to execute Amendment Three to Agreement No. LA-RICS 007 for the LMR System, substantially similar to the attached, exercising the Unilateral Option for all Work pertaining to the purchase and use of additional selected equipment in Phase 1 and the Site-On-Wheels, and to issue one or more



Notices to Proceed to Motorola Solutions, Inc. ("Motorola") for this Work. Execution of Amendment Three shall increase the total contract amount by \$1,285,230, increasing the Maximum Contract Sum from \$280,354,954 to \$281,640,184.

Pat Mallon presented this item as described above. The Board members did not have any questions on this matter. The item moved with a motion for approval. The vote was unanimous, all in favor of the recommendations described, with no objections.

Ayes: 10 - Fujioka, Miller, Jackson, Villanueva, MacArthur, Betkey, Chidester, Ramirez, Olivito, and Lenahan

MOTION APPROVED.

7. Permit to Enter County Sites for Locating Equipment Purchase – Phase 1

Authorize the Executive Director to complete negotiations and execute in substantially similar form, the attached Permit to Enter with the County of Los Angeles, to allow for the deployment of this equipment purchased in Phase 1 to occur at County sites.

Pat Mallon presented this item as described above. The Board members did not have any questions on this matter. The item moved with a motion for approval. The vote was unanimous, all in favor of the recommendation described, with no objections.

Ayes: 10 - Fujioka, Miller, Jackson, Villanueva, MacArthur, Betkey, Chidester, Ramirez, Olivito, and Lenahan

MOTION APPROVED.

VIII. CLOSED SESSION REPORT – (9) Discussed Out of Sequence

8. Conference with Legal Counsel - Anticipated Litigation (subdivision (d)(2) of Government Code Section 54956.9) Significant exposure to litigation (one case).

Chairman Bill Fujioka stated there was no reportable action taken during the closed session.

IX. MISCELLANEOUS – (None)

X. PUBLIC COMMENTS – (None)

XI. ITEMS FOR FUTURE DISCUSSION AND/OR ACTION BY THE BOARD

9. Project Funding

10. Project Risk Controls

XII. ADJOURNMENT

Chair Bill Fujioka stated that Board Member Jackson had a number of questions regarding the system and how it is going to start laying out. Instructions were given to begin those discussions during the next few meetings.

Chair Bill Fujioka further announced that the next Board meeting will be held on December 5, 2013.

The meeting was adjourned.