



# BOARD OF DIRECTORS MEETING MINUTES

LOS ANGELES REGIONAL  
INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

August 6, 2015  
Grace E. Simons Lodge  
1025 Elysian Park Drive, Los Angeles, CA 90012

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**Board Members Present:**

**Sachi Hamai**, Chair, CEO, County of Los Angeles  
**Sharon Tso**, Chief Legislative Analyst, City of Los Angeles  
**Cathy Chidester**, Director, EMS Agency, County of LA, DHS  
**Mark R. Alexander**, City Manager, CA Contract Cities Assoc.

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**Alternates For Board Members Present:**

**Patty Huber**, Asst., CAO City of Los Angeles  
**June Gibson**, Fire Administrator, City of Los Angeles Fire Dept.  
**Maggie Goodrich**, CIO, alternate for Charles L. Beck, Vice Chair, Chief of Police, Los Angeles Police Dept.  
**Chris Bundesen**, Asst., Fire Chief, alternate for Daryl L. Osby, Fire Chief, Los Angeles County Fire Dept.  
**Scott Edson**, Commander, alternate for Jim McDonnell, Sheriff, Los Angeles County Sheriff's Dept.  
**Jose Santome**, Deputy Chief, alternate for Steven K. Zipperman, Chief of Police, Los Angeles School Police Dept.  
**Joe Ortiz**, Captain, City of Sierra Madre, representing the Los Angeles County Police Chiefs Assoc.  
**Greg Grammer**, Asst., City Manager, alternate for Doug Prichard, City Manager, City of Rolling Hills Estates

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**Officers Present:**

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

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**Absent:**

**Bill Walker**, Fire Chief, City of Alhambra, representing Los Angeles Area Fire Chiefs Assoc.  
**Kim Raney**, Chief of Police, City of Covina

**AGENDA ITEM A**



**I. CALL TO ORDER**

Chair Hamai called the Regular and Special meeting of the Board to order, and ran both meetings concurrently.

**II. ANNOUNCE QUORUM – Roll Call**

Chair Hamai acknowledged that a quorum was present and asked for a roll call.

**III. APPROVAL OF MINUTES (A-B)**

**A. July 9, 2015 - Regular Meeting and Special Meeting Minutes**

Chair Hamai asked for a motion to approve, Alternate Member Jose Santome motioned first, seconded by Alternate Member Chris Bundesen. The Board's consensus was unanimous.

Ayes 12: Hamai, Tso, Chidester, Alexander, Huber, Gibson, Goodrich, Bundesen, Edson, Santome, Ortiz, and Grammer.

**MOTION APPROVED.**

**B. July 16, 2015 – Special Meeting Minutes**

Chair Hamai asked for a motion to approve, Alternate Member Jose Santome motioned first, seconded by Alternate Member Chris Bundesen. The Board's consensus was unanimous.

Ayes 12: Hamai, Tso, Chidester, Alexander, Huber, Gibson, Goodrich, Bundesen, Edson, Santome, Ortiz, and Grammer.

**MOTION APPROVED.**

**IV. PUBLIC COMMENTS – (None)**

**V. CONSENT CALENDAR – (None)**

**VI. REPORTS (C-F)**



C. Finance Committee Report – No Report

**ITEM C FINANCE COMMITTEE REPORT WAS HEARD AFTER ITEM D, THE DIRECTOR'S REPORT**

D. Director's Report – Pat Mallon

Executive Director Pat Mallon provided an update on the Funding Plan and stated during the month of July we did not receive any additional notices of withdrawal from the Authority. A recap of the impact on the Funding Plan resulting from all cities that have withdrawn is reflected in Agenda Item I. The total impact to the Funding Plan to date stands at 10.62%. The effort to revisit the Funding Plan and develop a more predictable cost of participation will resume with the appointment of John Geiger to lead that discussion with the Ad Hoc Committee.

Board Member Alexander asked when we plan on revisiting the funding plan? John Geiger stated during the month of September we will have meaningful discussions prior to opt-out period of November 23<sup>rd</sup>. The decisions would have to be brought back to this Board, if there was to be an Amendment to the Funding Plan or a Proposed Risk Funding Plan is considered. Board Member Alexander stated that extending the opt-out period should be considered, if we cannot inform member agencies of what to expect and their obligations. John Geiger stated we will try to provide sufficient time to consider any kind of changes.

Executive Director Mallon announced that Chris Holt, Federal Program Officer from National Telecommunications and Information Administration (NTIA) was in attendance at the meeting; and stated that Mr. Holt has seen progress with the project since the last visit a couple months ago.

Long Term Evolution (LTE) Project Update

As previously reported, the Corrective Action Plan (CAP) submitted to the NTIA called for the deployment of the LA-RICS LTE network at a total of 82 LTE sites and 2 additional “backhaul” sites. As reported last month, we lost a total of 5 sites, bringing the total number of sites to 79 including the two backhaul only sites. Unfortunately, this week we lost an additional site in the City of Long Beach. The City has experienced several instances of failure of their power grid and coupled with a total loss of power at their Emergency Communication and Operations Center (ECOC), they are hesitant to move forward with any activity which might affect operations at that critical facility.

With respect to the 15 identified Cell-On-Wheels (COW) sites, we are moving forward with the assistance of Southern California Edison (SCE) to deploy 10 COWs at SCE distribution stations throughout the County. 2 COWs will be located at state-owned California Highway Patrol (CHP) facilities. On Tuesday, August 4<sup>th</sup>, the County Board of Supervisors (BOS) approved the use of two Water Works sites and one County Sheriff's site to also be used for deployment of COWs.



As to the LTE construction status, as of yesterday we currently have 28 sites with completed infrastructure. We have 22 sites under construction today. Permits are in hand for 9 additional sites, which should start within the next week to 10 days, with the latest scheduled to start on August 18<sup>th</sup>. It is expected that all sites will have substantial construction completion before the grant deadline of Sept. 30<sup>th</sup>. We have 4 sites awaiting the issuance of a clearance for construction and they are the San Dimas Microwave, LADWP243, LAPP001, and Puente Hills Nike. 15 COWs sites as previously mentioned, 7 of the trailers have arrived and are being outfitted, 4 additional trailers are expected to arrive before the week's end, with the final 4 expected to be delivered next week. All trailers will be outfitted concurrently with the processing of permits for on-site electrical work.

The equipment acquisition began on July 31<sup>st</sup>, and work orders were released for 2,300 vehicle modems. They are generic in configuration and are applicable to any user. This is in addition to 1,000 vehicle modems already ordered under the Motorola contract. We are working with NTIA to obtain additional User Equipment in the form of Portable (Handheld) Devices and computer modems.

#### California FirstNet Consultation Update

On July 28<sup>th</sup>, 29<sup>th</sup> and July 30<sup>th</sup>, the State of California held their Consultation meeting with FirstNet. There was wide participation by representative from Fire, Law Enforcement, Emergency Medical Services and the Tribal Nations. Thanks to Chief Bill Walker for his attendance at the sessions. There will be a follow up meeting of the California First Responder Network (CalFRN) Board next Tuesday to discuss the path forward for California.

#### Land Mobile Radio (LMR) Project Status

Executive Director Mallon reported on the LMR environmental status, and stated that discussions with FEMA and the City of Los Angeles are continuing relative to the Environmental Impact Analysis. The first draft of the Programmatic Environmental Assessment for the LMR project has been submitted to the City of Los Angeles as Grant Administrator for the UASI grant. We are continuing outreach efforts to the federal agencies on whose land we are proposing LMR installations. These agencies include U.S. Forest Service, U.S. Fish and Wildlife Service, the Army Corp of Engineers and Bureau of Land Management.

#### Urban Areas Security Initiative (UASI) Report from Judge Robert Bonner

We are in receipt of the draft Memorandum of Agreement (MOA) from Judge Robert Bonner, on behalf of the UASI Approval Authority. That draft is included in your packet for discussion today under Agenda Item J.

E. Project Manager's Report – Pat Mallon



The Jacobs Project Management Report and Motorola Monthly Report are included in your package as Agenda Item E.

F. Grant Status Report – Pat Mallon

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

John Geiger provided an update on Agenda Item C, the Finance Committee Report, which is a report from the July 23, 2015, meeting. There were two central items and one of those items is Agenda Item M, Fiscal-Year Budget 2015-16. The second item was for shortfall of budget for 2015-16 County personnel that are assigned to the LA-RICS project team in connection with an alleged decision made by FEMA that funding the staff would be considered supplanting. In addition, the City of Los Angeles, the grant administrator for UASI has notified LA-RICS that apparently the USAI Approval Authority has disallowed use of UASI grants to fund project staff.

Board Member Chidester stated she sits on the Approval Authority for the UASI grant and does not recall a vote being taken to not fund the project team or to prevent UASI grants from being used for project staff generally, and requested minutes from the UASI meeting where that decision was made.

John Geiger stated there are two issues before us, one is the issue of FEMA supposedly making a determination that use of UASI grant funds to pay for LA-RICS Project Team is supplanting. On July 13, 2015, Chair Hamai transmitted a correspondence to FEMA to clarify this is in fact not a supplanting issue. The second is the notification from the LA City grant administrators of the UASI grant that despite any finding made by FEMA; apparently the UASI Approval Authority already denied the use of funds for project team.

Chair Hamai asked Board Member Chidester if she was asking the Finance Committee to provide the minutes. Board Member Chidester stated yes, if the Finance Committee can provide minutes from the UASI Approval Authority meeting where that decision was made, or if they can be requested directly from the UASI Approval Authority, it would be helpful. John Geiger stated we will contact the City of Los Angeles grant administrator to forward this request.

Alternate Member Edson stated he was the Captain of Communications in Fleet when we started this process and he recalls when we built project team for LA-RICS, the City of Los Angeles supplied a Fire Chief and a Los Angeles Police Department Lieutenant. In conversations with them they stated their salaries were also being reimbursed by the UASI grant for project staff. The Fire Chief also sits on the UASI Committee and may recall whether a vote was taken not to fund project team members. Alternate Board Member Bundesen stated yes the Fire Chief sits on that Approval Authority Board. He also stated this is the first time the Fire Chief has



heard that funding for LA-RICS project team is not allowed as fundable under the UASI grants.

Alternate Board Member Goodrich stated she does not sit on the UASI Committee, but she can address this issue because she has been responsible for Grants for the Police Department for the last seven years; as well as has staff that is assigned. Alternate Board Member Goodrich went on to state I do not think you will find any minutes from the Approval Authority that state UASI funds can't be used to fund LA-RICS project team, because that decision has not been made yet. The first step in receiving a determination based on whether an expense is allowable or not is to seek approval from the grantor first. There has not been a vote by the Approval Authority to disallow grant funds to pay for LA-RICS project team members. In terms of the Fire Chief and Lieutenant, they were approved previously to be funded with UASI funds. The rule around the grant funding is if an agency is already funding a position prior to seeking approval from the grantor, the grantor typically will deny that request and determine it as supplanting. The agency has shown that they have funds available to pay for the employee(s) salary. The City of Los Angeles Police Department structured their request to the grantor as if we did not have anyone assigned specifically to LA-RICS. The Lieutenant position was created only after the grantor approved a Lieutenant for LA-RICS. There was never a Lieutenant assigned to the project that was paid for by the City of Los Angeles.

Chair Hamai raised two questions, in terms of having us respond to FEMA, she has received word that the UASI Board or the UASI grant administrator has decided not to forward our letter on behalf of the LA-RICS Board to FEMA, and thus we would like to understand how we address this issue.

Alternate Board Member Goodrich stated the LA-RICS letter that was directed to FEMA, was not sent because LA-RICS does not have standing to make that request because the grant administrator has to do so. The Mayor's office will be forwarding the letter this week and making the formal request and asking for that determination.

Finance Chair Geiger stated LA-RICS had asked that the item requesting the supplanting letter be sent to FEMA be agenized by the UASI Approval Authority for the July 27, 2015 meeting, for formal action, however, for whatever reason, it did not go forward at that time. And thus, we are in a bit of limbo in understanding who makes the determination to engage in communication with FEMA to clarify the matter. I encourage the agencies to work closely together on this in the very near future, because this is a huge determination. It is a fairly small number in the overall budget, which is what has held up this budget and as of July 1, 2015; we have not been able to issue checks for payment on expenses included.

Alternate Board Member Goodrich stated placing it on an Approval Authority agenda would be premature, as the first step would be to confirm whether it is an allowable



expense. The letter will be forwarded this week with a cover letter to FEMA to formally request a determination. Ms. Goodrich expressed her concern about the letter is that it explicitly states there are other ways to pay for salaries, if salaries are determined as not allowable.

Finance Committee Chair John Geiger stated there are four suggestions in Agenda Item H, and the fourth suggestion states to change to third party private vendors/consultants, which could result in an increase in cost, as well as losing pragmatic knowledge and institutional history. He suggests that the agencies work together to keep the LA-RICS project as is.

Alternate Board Member Goodrich asked for an organizational chart that explains the positions and responsibilities for each staff member.

Executive Director Mallon stated the chart and description for each of the positions is included in the Budget item. In addition, Executive Director Mallon informed the Board the positions are contracted by the Authority to the County. The Authority actually has no source of funds, only the revolving fund which serves to advance funds for grant-funded expenditures. The Authority contracts with various County departments for their services and from the revolving fund, reimburse the County departments.

Alternate Board Member Goodrich asked if there is a written contract between the County and LA-RICS. Executive Director Mallon stated, yes, there is. Alternate Board Member Goodrich asked if that is the agreement that recently expired in June. Executive Director Mallon stated for each County employee we have service agreements with the County Departments that are ongoing and they are not expired. John Geiger stated that a copy of a service agreement is in your packet under Agenda Item H.

Chair Hamai stated the staff has been with LA-RICS along with the LA City staff for some time, and it is very surprising that this comes up as an issue for the 2014-15 budgets; curious as to why this had not been alerted as an issue earlier. Alternate Board Member Goodrich stated UASI grants had not previously funded these positions, and thus, a different grant (SHSGP) funding them is different.

Administrative Chief Orellana-Curtiss informed the Board the application for funding of the LA-RICS Project team was submitted to the grant administrators in March 2014, and notification regarding a supposed supplanting issue was received well over a year later on June 1, 2015. Chair Hamai stated it took over a year for notification to be received.

Alternate Board Member Patty Huber asked for clarification that SHSGP issued some portion of funding for the project team but was not sure if it was 100% or for certain activities? Administrative Chief Orellana-Curtiss stated the funding from



SHSGP was for project team expenditures incurred in FY 14-15, excluding those positions previously determined as management & administration. Unfortunately, the award available under the SHSGP grants is not sufficient to fund the project team in its entirety in FY 15-16.

Alternate Board Member Goodrich asked if the Joint Power Authority (JPA) took a formal vote for those project team members' contracts. Executive Director Mallon stated yes the approval of the agreement took place in 2011. Finance Committee Chair John Geiger provided an example of staff contributed by the Authority post adoption of the funding plan, himself included, where services were provided to support the project, yet the County did not seek reimbursement. Those were truly contributions to the project, and thus, if the County now sought reimbursement for his position, that would be supplanting.

Alternate Board Member Goodrich stated in packet Agenda Item H, the agreement between the County and the JPA expires June 30, 2015, is there an amendment? Administrative Chief Orellana-Curtiss stated there is an amendment. Alternate Board Member Goodrich asked if that was voted on by the JPA. Administrative Chief Orellana-Curtiss stated the amendments are contemplated in the original agreement, are addressed annually, via adoption of the budget, which identifies each position, their corresponding annual costs, etc.

Chair Hamai asked, if this is tied into the budget. Administrative Chief Orellana-Curtiss stated yes it is. Chair Hamai stated the Budget is before us today. The adoption of the fiscal year budget will adopt the exhibits that serve as an attachment to the Memorandum of Understanding (MOU). John Geiger stated each MOU was issued as a delegated authority by the Executive Director, rather than having each MOU come before the Board. The Board has never approved any individual MOU previously, only approving the original agreement that permitted the Authority to use County staff.

## **VII. DISCUSSION ITEMS (G-L)**

### **G. Outreach Update**

The purpose of this discussion item is to update your Board on the status of outreach pertaining to the Long Term Evolution (LTE) Public Safety Broadband Network (PSBN) project.

Outreach Staff worked with the City of Los Angeles Stakeholders and Council Districts and determined that individual door to door community outreach was required for the following Los Angeles Police Department (LAPD) sites: 77<sup>th</sup> Street Station, Devonshire Area Station, and Van Nuys Area Station.



The County of Los Angeles Department of Health Services, EMS Director and Assistant Director worked with the Union representatives for the hospital employees to determine whether or not outreach will be required. Notification was received that no outreach is required for staff of the hospital sites and Independent Cities.

There are a total of 15 COW sites in the deployment plan.

Residents and/or businesses within 500 feet of COW sites will receive outreach in the form of door to door noticing one week prior to installation.

LMR Outreach will be provided to affected stakeholders and municipalities during the environmental and site acquisition phases in order to achieve CEQA clearance and buy-in on the part of these agencies. It will be important to provide these agencies with accurate technical information about the LMR project to proactively combat any inaccurate information put forward by project opponents.

#### H. Urban Area Security Initiative (UASI) Grant Funding for LA-RICS Project Team Staff

The purpose of this discussion item is to update your Board on discussions held by the Finance Committee meeting at their regular meeting of July 23, 2015, as well as Special Meeting of August 4, 2015.

Alternate Board Member Gibson asked for clarification on the request for grant funding, the seeking of retro-active funding for project team in 2014-15, and if the County absorbed those funds and now is seeking reimbursement for those same positions? Administrative Chief Orellana-Curtiss stated upon adoption of the funding plan the County no longer provided funding for the project team. The Authority, via its adopted funding plan, would fund the project staff and identified UASI grants for those positions. The Board adopted a funding plan that identified three administrative positions that we agree are not reimbursable by the grants, deemed management and administration by the grant administrator; all the other items were identified as being grant funded, and applications were submitted as such, to fund those positions in FY 14-15. The County also is not the recipient of the UASI funds here, but the Authority.

Alternate Board Member Gibson stated she wasn't sure if this is the forum to discuss this, perhaps this supplanting issue can be brought back to the Finance Committee for a detailed discussion. Alternate Board Member Gibson stated as a representative from the Fire Department, the understanding was the liability to the members was going to be limited, and now this adds on to the liability of the members if they agree to assume it, if the determination of supplanting is reached by FEMA. The determination needs to be made whether or not the members are supportive of having to pay for these positions.



Board Member Alexander asked if the County has been funding these positions previous to the adopted funding plan, yet this is an obligation of the Authority, the UASI funds are for the Authority, not the County, why is FEMA looking at this as something that is already funded? The JPA hasn't funded these positions, we as the Authority had not funded these positions previously, the County contributed the support, but it was not an obligation of the County.

Alternate Board Member Goodrich stated from the grant perspective, the grantor doesn't look at who was funding the positions, just the fact that it was funded. Where the funds were coming from is not typically the consideration. Board Member Alexander stated if the funding is discontinued the obligation is still with the Authority's responsibility. Administrative Chief Orellana-Curtiss states Ms. Gibson touched on that point, first that the County of Los Angeles has not budgeted funding for these positions since commencement of Fiscal Year 2014-15. Second, this Authority has not approved funding these positions outside of the grants, and thus there is no local funding source for these positions. Alternate Board Member Goodrich stated but there is a budget before us that includes these positions and if we approve this budget then we are agreeing to fund these items in some way. Administrative Chief Orellana-Curtiss stated the budget actually identifies the costs specifically as grant funded, as it did previously, and thus the JPA is not approving a budget where the JPA will fund the positions; those are actually shown as funded by SHSGP / UASI grants. Alternate Board Member Goodrich stated then we need to include language on how those positions will be paid, as we can't approve a budget with a line item that doesn't have funding allocated to it yet.

Administrative Chief Orellana-Curtiss stated until we receive the determination from FEMA, and unfortunately we have not had an opportunity to discuss these points with them, the Board letter recommends we return to your Board with an amendment if there is a change in funding source. Your Board would be approving to fund the project team via grants. Board Member Chidester asked if we remove the positions for three or six months will that detrimentally affect the project? Chair Hamai stated yes, removing staff at the eleventh hour would be absolutely a detriment. We need to approve the budget, so that we can start making payments that are reimbursable by our grants. Chair Hamai asked us to pause the discussion for the actionable item M, coming up.

I. Status of Membership Opt-Out and Impact on Funding Plan

The purpose of this discussion item is to update your Board on the number of member agencies that have opted-out of the LA-RICS Membership to date, and corresponding impact on the Adopted Funding Plan.



J. Draft Memorandum of Understanding Between ICIS and LA-RICS

The purpose of this discussion item is to share the enclosed Draft Memorandum of Understanding (MOU) between the Los Angeles Regional Interoperable Communications System (LA-RICS) and the Interagency Communications Interoperability System (ICIS). The Draft MOU Enclosure 1 was prepared by Judge Robert Bonner, a former Federal Judge in the Central District of California and former Administrator of the U.S. Drug Enforcement Administration. Judge Bonner was retained as a mediator/arbitrator by the Los Angeles – Long Beach Urban Areas Security Initiative (UASI) Approval Authority to assist with funding interoperable communications projects going before the UASI Approval Authority. Enclosure 2 reflects proposed edits made by ICIS to the MOU.

Board Member Alexander stated despite the technical issues that need to be resolved, this may be an approach to the issue that we are facing with the LTE and commends the Interagency Communications Interoperability (ICIS) and staff for coming up with this alternative.

K. Costs for Terminated Sites – Opportunity Lost

At your Board meeting of July 9, 2015, Board Member Alexander requested a report on opportunity lost in connection with funds expended on remediating County of Los Angeles (County) and City of Los Angeles (City) sites that were previously approved as part of the Public Safety Broadband Network (PSBN), and were subsequently terminated. The cost expended for design and construction for these sites is approximately \$6.3 million (M). An additional \$14.3M was spent on equipment ordered for those sites, and \$2.3M spent on construction restoration activities for the terminated sites. This \$22.9M excludes possible out of scope work at these dropped sites that are currently being resolved via the claims process.

Board Member Alexander asked how much of the cost will not be funded with the grants. Executive Director Mallon stated all the cost except the restoration of the hose drying racks. Board Member Alexander asked to report back on hard/soft match corresponding to these opportunity losses. Executive Director Mallon stated it is 15.05%. Board Member Alexander states he factors that to be \$3.4M, how will that be paid? Executive Director Mallon states that will be made up of both hard and soft match. Board Member Alexander stated members are responsible for repayment of the hard match, and thus would like the dollar amount at some time for the member agencies when it comes to how much of this results in hard match.

L. Public Safety Broadband Network Dropped Sites - System Impact

The purpose of this discussion item is to update your Board on the status of the Public Safety Broadband Network (PSBN) and the impact on the System reflecting sites dropped to date, as well as sites that may be at risk.



When we lose sites, coverage and capacity of the system is impacted in the immediate vicinity of where that site was located. Since the presentation of the Corrective Action Plan (CAP) item to your Board on May 7, 2015, we have lost six sites in total but a net loss of five because Santa Monica (MOR) replaced Bell Gardens PD (BGP001) early in the CAP deployment.

Board Member Chidester asked if the coverage would be different once an MOA is entered into with ICIS. Executive Director Mallon stated this item is to address the PSBN coverage. The LA-RICS and ICIS MOA is to address the LMR system.

## **VIII. ADMINISTRATIVE MATTERS (M-Q)**

### **M. APPROVE THE FISCAL-YEAR 2015-16 PROPOSED LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY OPERATING BUDGET**

It is recommended that your Board:

It is recommended that the Los Angeles Regional Interoperable Communications System Authority (Authority) approve the enclosed Fiscal-Year 2015-16 Proposed Operating Budget of \$136,259,000 to be utilized for the continued operation of the Authority (Enclosure 1), pending a formal response from FEMA regarding the funding of Project staff with Urban Areas Security Initiative (UASI) grant funds.

We will return to your Board once we hear from FEMA to determine if a revised Operating Budget will need to be considered.

Chair Hamai motioned first but opened the item for discussion. Alternate Member Gibson asked do we know when FEMA will respond, understanding the letter has not been transmitted to FEMA yet? Finance Chair Geiger stated we do not have an expectation on when FEMA will respond, as the letter was already transmitted by the Chair directly to FEMA, but apparently the City of LA grant administrator has said it has to go through them, and they have not indicated when it will be transmitted. Alternate Member Gibson stated it would be in the best interest of the members not to approve the budget for the entire year but instead for a limited period of time, for say a 90-day period, would that be sufficient to meet the immediate needs and then have another meeting. Board Member Alexander stated even if we adopt a budget for a 90-day period, we are still funding these positions, correct? Is that really solving the issue, on a temporary basis? Alternate Member Gibson states the project can't proceed without these positions, but is concerned with agreeing to the budget for the entire year with this unresolved issue. Finance Chair Geiger stated there may be items in the budget that cannot be carved up into 90-day period, such as insurance, and thus, the 90-day adoption will not work for the entire budget. Alternate Member Goodrich stated the time period would help us in terms of discussions with the



grantor in that we have the opportunity to state positions are only approved for the 90-day period.

Alternate Member Huber would like to note the budget continues to show the Executive Director position as 50% Broadband Technology Opportunities Program (BTOP) and 50% SHSGP/UASI. Administrative Chief Orellana-Curtiss stated it would be 50% BTOP through the performance period of the grant only. Alternate Member Huber and Alternate Member Goodrich asked if we can have it further clarified for the remaining nine months as 100% SHSGP/UASI. Administrative Chief Orellana-Curtiss stated we could have identified as funded 50% BTOP and 50% SHSGP/UASI through September 30, 2015, and 100% SHSGP/UASI effective October 1, 2015.

Alternate Member Edson asked if we can approve the annual budget with the exception of the supplanting items of concern, and address those with approval in 90 days. Chair Hamai stated we need to include adoption of funding for all line items. Alternate Member Edson stated if we had to take these positions back, there is nowhere to put the staff, as these are fully contracted items to the Authority.

Chair Hamai reiterated her motion to approve the item as-is, but would entertain alternate motion. Alternate Member Goodrich stated it would be really helpful in discussions with the grantor to not fully fund the staff for one year, moving that we approve the budget for a period of 90-days.

Board Member Alexander asked who is issuing the pay check is it the County or Authority? Administrative Chief Orellana-Curtiss stated the County does not have a budget for these items. Chair Hamai stated these positions are contracted items with the County. Board Member Alexander asked who is actually paying for these items. Administrative Chief Orellana-Curtiss stated the Authority is paying for these items via the Authority's revolving fund, established by the County, managed by the Authority's Fiscal Agent, the County of Los Angeles Auditor-Controller, out of a fund that is replenished via reimbursement grants. Board Member Alexander stated is there a way not to include it at all from the JPA budget and the County will continue to pay; then we can do an amendment to it later once the issue is resolved. Chair Hamai stated that would mean we are supplanting as the County would be paying for it under its budget. She also stated these items were hired for the LA-RICS project on a contract from the County, we do not have positions available at the County to put them back on to. She also stated if the UASI grants come back and state that they will not pay nor will SHSGP, then County would be solely liable for these positions? Why wouldn't the JPA be responsible? Board Member Alexander stated at that point we would come back to the Board and revisit other options.

Administrative Chief Orellana-Curtiss stated she has a comment for the 90-day recommendation. There are some line items that require a full year term, such as



the lease and insurance; we can do the 90-days for staffing. Alternate Member Goodrich stated she would approve to amend those line items.

Counsel Truc Moore stated she is concerned about carving out specific line items from the budget for funding for a year. The recommendation that is in the board letter states we would adopt a budget pending a formal response from FEMA. Once we hear from FEMA we would revisit the budget. The Board has the option to approve the budget until we hear back from FEMA. Alternate Member Goodrich stated she does not know how we can approve a budget that is not funded. Counsel Moore clarified the option was to exclude full-year approval for the line item for project team funded by UASI/SHSGP grants, and approving only that line item for 90 days. Counsel Moore indicated that she has spoken with Auditor-Controller and they have no authority to pay bills if a budget is not adopted today.

Chair Hamai motioned first, Alternate Member Edson provides a second. Chair Hamai stated there has been an amendment to that motion. Chair Hamai asked for roll call. Chair Hamai clarified motion is to approve the budget for a period of 90-days.

Ayes 6: Huber, Gibson, Tso, Alexander, Grammer, and Goodrich.

Noes 6: Hamai, Bundesen, Edson, Chidester, Santome, and Ortiz.

Counsel Moore stated the item does not carry.

Chair Hamai stated the original motion is to approve what is before the Board and asked for roll call.

Ayes 5: Hamai, Bundesen, Edson, Chidester, and Santome.

Noes 7: Huber, Gibson, Goodrich, Tso, Ortiz, Alexander, and Grammer.

Counsel Moore stated the item does not carry.

Board Member Alexander stated he can vote on a budget today, but need to be cognizant of the supplanting issue. Alternate Member Edson stated there has not been an issue previously, concerned there was no indication from the Approval Authority until now, over a year later, and so he is concerned about changing our direction without hearing from FEMA. Alternate Member Goodrich stated we would not have heard anything as far as a change in direction from the UASI Approval Authority as this was never brought before the UASI Approval Authority, and so there would not be a determination from them. The first time the grant is being requested to cover these costs was made this week.



Chair Hamai stated that information is not correct. The original request was made in 2014; it has been a year and half. Administrative Chief Orellana-Curtiss stated we submitted request in March of 2014 to UASI which included funding of the LA-RICS project team. Alternate Member Huber asked when did we submit request for SHSGP. Administrative Chief Orellana-Curtiss stated four weeks ago, as a modification to our SHSGP spending plan, as a result of the notification received from the LA City UASI grant administrators on June 1 regarding the purported supplanting issue. Administrative Chief Orellana-Curtiss stated we only have funds under SHSGP to cover expenditures for the project team in 2014-15. The Authority does not have sufficient SHSGP grant awards to cover project team expenditures for 2015-16.

Board Member Alexander stated the real issue appears to be we do not know if UASI would consider an alternative to the supplanting issue. Administrative Chief Orellana-Curtiss stated there had not been an issue raised of supplanting until June 1<sup>st</sup> of this year. We have \$250,000 in available SHSGP funds. Alternate Member Huber stated but there is specific SHSGP line under "contractor and consultant services" that shows \$700,000 in uses for 2015-16 not \$250,000. Administrative Chief Orellana-Curtiss stated that is correct, \$250,000 of that is available for funding staff. The other amount has been identified in our spending plans to fund consultant work. Board Member Alexander asked the Executive Director if other grants can be shifted, such as BTOP. Executive Director Mallon stated that one of the other issues raised to us by the LA City grant administrators is that by using SHSGP funds to pay for costs incurred by the project team in FY 2014-15, we would jeopardize ability to use UASI funds to cover project team funds in 2015-16. Administrative Chief Orellana-Curtiss stated that concern has already been addressed by the grant administrators, but comingling couldn't occur where staff funded by SHSGP would be for work performed in FY 14-15, with specific deliverables identified and completed in FY 14-15, and thus assuring there would be no comingling of funds.

Alternate Member Huber asked what activities did SHSGP fund in 2014-15? Administrative Chief Orellana-Curtiss stated the entire project team was funded in 2014-15, with the exception of the three M&A positions. The \$1.866M that was funded in 2014-15, 100% funded by SHSGP and those activities range from contracts, outreach, engineering services, operations, technical work, etc. Thus, we are being encouraged by the SHSGP grant administrators to pursue clarification on the UASI grant, as the same consideration should be given as on SHSGP, which did not deem it supplanting.

Board Member Alexander stated the 90-day option was the prudent course, and encouraged members reconsider their vote. Chair Hamai asked Counsel Moore in



terms of the line items in the budget that are for an annual period, how do we deal with those items. Counsel Moore stated we may not be able to pick out all items at this time, on the fly, that should be approved for one year. The budget provided for funding the JPA for the year overall, and items may be inadvertently left out if the Board tries to identify which items they will fund for a year. Chair Hamai stated she agrees with Counsel Moore she does not want to rush through the items today in trying to identify what will be funded for a year. She asked Executive Director Mallon if there will be a Special Meeting. Executive Director Mallon stated yes. Chair Hamai asked to approve this until our Special Meeting or next meeting to come up with a new budget that line outs the annual cost and the 90-day period. Board Member Tso stated when it comes to funds that we do not have, proposes a shorter timeframe for the budget. As well as to asking staff to come back with a revised budget, which identifies the sources of funding and whether they are approved, as well as an alternate budget. Finance Chair Geiger proposed approving the budget for the full year, with the exception of the line item in question, and approving that line item for a shorter term, returning to the Board with updates as they are received, but no later than 90-days.

Alternate Board Member Edson stated that would be his motion. That the specific line item for the project team identified as funded by UASI/SHSGP grants be approved only for 90-days, identifying the specific items that are impacted, and approving the remaining budget for the full year. Chair Hamai stated she'd appreciate having the items called out at the next meeting, returning a revised budget identifying those positions that have only been approved for 90-days and the rest would be paid for the year. Alternate Board Member Edson reiterated his motion. Chair Hamai second the motion and asked for roll call.

Ayes 9: Huber, Hamai, Bundesen, Edson, Chidester, Santome, Ortiz, Alexander, and Grammer.

Noes 3: Gibson, Goodrich, and Tso.

Counsel Moore stated the item carries.

**MOTION APPROVED.**

**N. RESTORATION OF HOSE DRYING RACKS – TERMINATED SITES HOSERACK REPLACEMENT**

It is recommended that your Board:



1. Direct each site owner to pay for replacement hose drying rack(s)demolished by the Authority vendor with the intent to build new PSBN antenna/hose drying rack hybrid structures; or
2. Consider whether to amend the Adopted Funding Plan to include these costs, by increasing the Member Funded Joint Powers Agreement (JPA) Operations line item to pay for the replacement hose drying racks.

Board Member Chidester asked if the hose-drying racks replacement are for the same type or different. Executive Director Mallon stated the hose-drying racks that have been removed were of an old standard and the replacement is of a newer standard. The cost is estimated at \$68,000 per site, the total cost is about \$1.3M for the 20 sites. Alternate Member Gibson asked which agencies are affected. Executive Director Mallon stated City of Los Angeles Fire Department has 1 site. The County of Los Angeles Fire Department has 17 sites.

Board Member Alexander stated he is opposed to both options because the County Board of Supervisors made this decision it was not made by the JPA Board. The third option I would suggest is that we ask the County of Los Angeles Board of Supervisors to pay for the cost.

Board Member Alexander motioned to have the Board of Supervisors pick up the cost for restoration of the fire sites. Amend option 1 for payment to come from County general fund. Motion was seconded by Alternate Member Edson. Chair Hamai asked for roll call.

Ayes 7: Huber, Gibson, Goodrich, Tso, Ortiz, Grammer, and Alexander.

Noes 5: Hamai, Bundesen, Edson, Chidester, and Santome.

Counsel Moore stated item does not carry.

Board Member Alexander stated, "The item should have carried. Eight members is for quorum, voting is for the majority." Counsel Moore stated, "Eight votes are needed" and cited that Section 2.09 of the JPA Agreement requires the majority of the appointed Board of Directors to take any action by the Board. Chair Hamai stated to Board Member Alexander, "Can you amend your motion to leave it up to how the County will pay for the sites?" Board Member Alexander stated he will amend his motion to leave it up to the County on how they would like to pay for the sites. Alternate Member Santome stated just for clarity there is no amendment because it goes back to option 1. Board Member Alexander stated yes that is correct.

Board Member Alexander motioned first, seconded by Alternate Member Edson.



Ayes 12: Huber, Gibson, Goodrich, Tso, Hamai, Bundesen, Edson, Chidester, Santome, Ortiz, Alexander, and Grammer.

**O. DELEGATE AUTHORITY TO THE EXECUTIVE DIRECTOR TO EXECUTE A ROAD ACCESS AGREEMENT WITH THE BEL VINTAGE HOMEOWNERS ASSOCIATION**

It is recommended that your Board:

1. Delegate authority to the Executive Director to execute the Road Access Agreement with the Bel Vintage Homeowners Association, substantially similar in form to the enclosed.

Alternate Member Santome asked do we plan to move any heavy equipment that might cause damage to the road. Executive Director Mallon stated we do need heavy equipment to lift the microwave to the tower. Counsel stated we have insurance if damage occurs.

Alternate Member Edson motioned first, seconded by Alternate Member Chris Bundesen. The Board's consensus was unanimous.

Ayes 12: Hamai, Tso, Chidester, Alexander, Huber, Gibson, Goodrich, Bundesen, Edson, Santome, Ortiz, and Grammer.

**P. APPROVE SITE ACCESS AGREEMENT WITH THE JUDICIAL COUNCIL OF CALIFORNIA**

It is recommended that your Board:

1. Find that the approval and execution of the SAA by the LA-RICS Authority does not result in any change to the Public Safety Broadband Network (PSBN) project, or to the circumstances under which the project is being undertaken, and that the determination that this activity is 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.
2. Authorize the Executive Director to finalize and execute, substantially similar in form to the enclosed SAA with the Judicial Council of California. This SAA is for the Long Term Evolution (LTE) broadband communication site within the Judicial Council's jurisdiction or under its control.

Alternate Member Huber asked how this meets the statutory exemption. Executive Director Mallon stated it has to be a public safety facility or an existing transmitter



site and publicly-owned. This facility has existing transmitter and it is publicly-owned.

Alternate Member Santome motioned first, seconded by Board Member Chidester. The Board's consensus was unanimous.

Ayes 12: Hamai, Tso, Chidester, Alexander, Huber, Gibson, Goodrich, Bundesen, Edson, Santome, Ortiz, and Grammer.

**Q. ACCESS AGREEMENT/PERMIT WITH THE CITY OF LOS ANGELES HARBOR DEPARTMENT**

It is recommended that your Board:

1. Find that the approval and execution of the Access Agreement/Permit by the LA-RICS Authority does not result in any change to the Public Safety Broadband Network (PSBN) project or to the circumstances under which the project is being undertaken, and that the determination that this activity is 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.
2. Authorize the Executive Director to finalize and execute an Access Agreement/Permit with the Port of Los Angeles. This agreement would be for the Long Term Evolution (LTE) broadband communication site within the City of Los Angeles Harbor Department or under its control.

Chair Hamai motioned first, seconded by Alternate Member Santome. The Board's consensus was unanimous.

Ayes 12: Hamai, Tso, Chidester, Alexander, Huber, Gibson, Goodrich, Bundesen, Edson, Santome, Ortiz, and Grammer.

**IX. MISCELLANEOUS – (None)**

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

**XI. CLOSED SESSION REPORT**

Conference with Legal Counsel – Anticipated Litigation (subdivision (d) (2) and (d) (4) of Government Code Section 54956.9) (2 cases)

The Board entered into Closed Session at 10:42 a.m., and returned to Open Session at 10:56 a.m. The Brown Act does not require a report.



**XIII. ADJOURNMENT and NEXT MEETING:**

Prior to adjournment, Board Member Alexander asked County Counsel to review the quorum and voting rules set forth in the JPA Agreement, Counsel Moore indicated she would. Chair Hamai announced adjournment of this meeting at 11:04 a.m., along with the Special Meeting. The Board's consensus was unanimous. The next Board meeting will take place on Thursday, September 10, 2015, at 9:00 a.m., at the Grace E. Simons Lodge.



## BOARD MEETING INFORMATION

Members of the public are invited to address the LA-RICS Authority Board on any item on the agenda prior to action by the Board on that specific item. Members of the public may also address the Board on any matter within the subject matter jurisdiction of the Board. The Board will entertain such comments during the Public Comment period. Public Comment will be limited to three (3) minutes per individual for each item addressed, unless there are more than ten (10) comment cards for each item, in which case the Public Comment will be limited to one (1) minute per individual. The aforementioned limitation may be waived by the Board's Chair.

*(NOTE: Pursuant to Government Code Section 54954.3(b) the legislative body of a local agency may adopt reasonable regulations, including, but not limited to, regulations limiting the total amount of time allocated for public testimony on particular issues and for each individual speaker.)*

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It is requested that individuals who require the services of a translator contact the Board Secretary no later than the day preceding the meeting. Whenever possible, a translator will be provided. Sign language interpreters, assistive listening devices, or other auxiliary aids and/or services may be provided upon request. To ensure availability, you are advised to make your request at least 72 hours prior to the meeting you wish to attend. (323) 881-8291 or (323) 881-8295

SI REQUIERE SERVICIOS DE TRADUCCION, FAVOR DE NOTIFICAR LA OFICINA CON 72 HORAS POR ANTICIPADO.

The meeting is recorded, and the recording is kept for 30 days.



# **BOARD OF DIRECTORS SPECIAL MEETING MINUTES**

**LOS ANGELES REGIONAL  
INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY**

August 6, 2015  
Grace E. Simons Lodge  
1025 Elysian Park Drive, Los Angeles, CA 90012

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**Board Members Present:**

**Sachi Hamai**, Chair, CEO, County of Los Angeles  
**Sharon Tso**, Chief Legislative Analyst, City of Los Angeles  
**Cathy Chidester**, Director, EMS Agency, County of LA, DHS  
**Mark R. Alexander**, City Manager, CA Contract Cities Assoc.

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**Alternates For Board Members Present:**

**Patty Huber**, Asst., CAO City of Los Angeles  
**June Gibson**, Fire Administrator, City of Los Angeles Fire Dept.  
**Maggie Goodrich**, CIO, alternate for Charles L. Beck, Vice Chair, Chief of Police, Los Angeles Police Dept.  
**Chris Bundesen**, Asst., Fire Chief, alternate for Daryl L. Osby, Fire Chief, Los Angeles County Fire Dept.  
**Scott Edson**, Commander, alternate for Jim McDonnell, Sheriff, Los Angeles County Sheriff's Dept.  
**Jose Santome**, Deputy Chief, alternate for Steven K. Zipperman, Chief of Police, Los Angeles School Police Dept.  
**Joe Ortiz**, Captain, City of Sierra Madre, representing the Los Angeles County Police Chiefs Assoc.  
**Greg Grammer**, Asst., City Manager, alternate for Doug Prichard, City Manager, City of Rolling Hills Estates

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**Officers Present:**

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

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**Absent:**

**Bill Walker**, Fire Chief, City of Alhambra, representing Los Angeles Area Fire Chiefs Assoc.  
**Kim Raney**, Chief of Police, City of Covina



**I. CALL TO ORDER**

Chair Hamai called the Special meeting of the Board to order, and ran both meetings concurrently.

**II. ANNOUNCE QUORUM – Roll Call**

Chair Hamai acknowledged that a quorum was present and asked for a roll call.

**III. CONSENT CALENDAR – (None)**

**IV. REPORTS (None)**

**V. ADMINISTRATIVE MATTERS (A-B)**

**A. APPROVE AMENDMENT NO. 12 FOR AGREEMENT NO. LA-RICS 008 FOR LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM PUBLIC SAFETY BROADBAND NETWORK**

It is recommended that your Board:

1. Find that the approval of, execution of, and work covered by Amendment No. 12 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 this activity is exempt from review under 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. Also find that the approval of, execution of, and work covered by Agreement No. LA-RICS 008 is exempt from review under the CEQA under CEQA Guidelines Section 15061 (b)(3), and is also not a project under CEQA pursuant to CEQA Guidelines Sections 15378(b)(2) and 15378(b)(5).
2. Approve Amendment No. 12 to Agreement No. LA-RICS 008 for the PSBN with Motorola Solutions, Inc. (Motorola), substantially similar in form to the Enclosure, which revises the Agreement to:
  - (a) Remove forty-two (42) PSBN Sites from the scope of the PBSN resulting in cost reduction in the amount of \$12,989,223.
  - (b) Remove the tower foundations from seven (7) PSBN Sites as part of construction restoration Work to return the sites to preconstruction conditions in the amount of \$37,607.



- (c) Include construction restoration Work for one (1) PSBN Site LASDCVS to return the site to preconstruction conditions in the amount of \$19,800.
  - (d) Include and purchase 5,000 UICC in the amount of \$245,000.
  - (e) Include and purchase of five (5) CISCO routers and five (5) corresponding units of data service in the amount of \$17,500.
  - (f) Account for site construction changes and corresponding adjustments to Final Acceptance requirements and closeout activities that will facilitate final spend of funds during the BTOP grant performance period.
  - (g) Account for the correction in costs to remedy miscalculations in the amount of \$165,422.
  - (h) Authorize the reduction in the Maximum Contract Sum by \$12,353,154 (\$12,989,223 – \$636,069 when taking the above cost increases into consideration) from \$166,238,851 to \$153,885,697.
3. Allow for the issuance of one or more Notices to Proceed for the Work contemplated in Amendment No. 12.
  4. Delegate authority to the Executive Director to execute Amendment No. 12 in substantially similar form to the enclosed Amendment.

Board Member Alexander asked with the regard to restoration cost, how are those going to be paid. Executive Director Mallon stated from the Broadband Technology Opportunities Program (BTOP) grant, except for the 15.05% match. Board Member Alexander stated as previously discussed you're going to come back with a number, including restoration.

Chair Hamai asked for a motion to approve, Alternate Member Santome motioned first, seconded by Chair Hamai. The Board's consensus was unanimous.

Ayes 12: Hamai, Tso, Chidester, Alexander, Huber, Gibson, Goodrich, Bundesen, Edson, Santome, Ortiz, and Grammer.

## **B. MEMORANDUM OF AGREEMENT WITH THE CITY OF LOS ANGELES FOR USE OF THE CITY OF LOS ANGELES' MICROWAVE SYSTEM**

It is recommended that your Board:

1. Find that the approval and execution of the Agreement for use of the City's Microwave System is exempt from review under the California Environmental



Quality Act (CEQA), because it is not a project as defined in Sections 15378(b) (2) and (b)(5) of the State CEQA Guidelines; and that it is also categorically exempt from the provisions of CEQA under State CEQA Guidelines Section 15061(b)(3).

2. Delegate authority to the Executive Director to execute an Agreement, substantially similar in form to the enclosed, between the City and the Authority to allow the Authority to use the City's Microwave System at no cost to the Authority, to enhance the connectivity of the PSBN, which shall commence upon execution for a term of fifteen (15) years unless otherwise terminated pursuant to the terms of the Agreement.

Chair Hamai asked for a motion to approve, Alternate Member Huber motioned first, seconded by Alternate Member Santome. The Board's consensus was unanimous.

Ayes 12: Hamai, Tso, Chidester, Alexander, Huber, Gibson, Goodrich, Bundesen, Edson, Santome, Ortiz, and Grammer.

Board Member Alexander asked for a follow up or agenized item to the discussion regarding the amount of votes required to carry a motion. Per Counsel Moore, the read of the JPA Agreement states that the vote requires the majority of appointed Board of Directors. In addition the concern is the literal read of that language. Board Member Alexander stated he is an appointed director and Alternate Member Grammer is elected director, Alternate Member Grammer's vote would not count. Board Member Alexander requests that Counsel revisit the language.

**VI. MISCELLANEOUS – (None)**

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

**VIII. CLOSED SESSION REPORT (None)**

**IX. ADJOURNMENT and NEXT REGULAR MEETING:**

Chair Hamai announced adjournment of this meeting at 11:04 a.m. The Board's consensus was unanimous. The next Board meeting will take place on Thursday, September 10, 2015, at 9:00 a.m., at the Grace E. Simons Lodge.



## BOARD MEETING INFORMATION

Members of the public are invited to address the LA-RICS Authority Board on any item on the agenda prior to action by the Board on that specific item. Members of the public may also address the Board on any matter within the subject matter jurisdiction of the Board. The Board will entertain such comments during the Public Comment period. Public Comment will be limited to three (3) minutes per individual for each item addressed, unless there are more than ten (10) comment cards for each item, in which case the Public Comment will be limited to one (1) minute per individual. The aforementioned limitation may be waived by the Board's Chair.

*(NOTE: Pursuant to Government Code Section 54954.3(b) the legislative body of a local agency may adopt reasonable regulations, including, but not limited to, regulations limiting the total amount of time allocated for public testimony on particular issues and for each individual speaker.)*

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SI REQUIERE SERVICIOS DE TRADUCCION, FAVOR DE NOTIFICAR LA OFICINA CON 72 HORAS POR ANTICIPADO.

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# BOARD OF DIRECTORS SPECIAL MEETING MINUTES

LOS ANGELES REGIONAL  
INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

August 27, 2015  
Kenneth Hahn Hall of Administration  
500 West Temple Street, Conference Room 743, CA 90012

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**Board Members Present:**

**Sachi Hamai**, Chair, CEO, County of Los Angeles

**Cathy Chidester**, Director, EMS Agency, County of LA, DHS

**Larry Giannone**, Chief of Police, City of Sierra Madre, representing the Los Angeles County Police Chiefs Assoc.

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**Alternates For Board Members Present:**

**Dean Gialamas**, Division Dir., alternate for Jim McDonnell, Sheriff, Los Angeles County Sheriff's Dept.

**Jose Santome**, Deputy Chief, alternate for Steven K. Zipperman, Chief of Police, Los Angeles School Police Dept.

**Matias Farfan**, Asst., Chief Legislative Analyst, City of Los Angeles

**Chris Bundesen**, Asst., Fire Chief, alternate for Daryl L. Osby, Fire Chief, Los Angeles County Fire Dept.

**Graham Everett**, Asst., Chief, City of Los Angeles Fire Dept.

**David Povero**, Captain, City of Covina of Police Dept.

**Sam Olivito**, Executive Dir., CA Contract Cities Assoc.

**Greg Grammer**, Asst., City Manager, alternate for Doug Prichard, City Manager, City of Rolling Hills Estates

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**Officers Present:**

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

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**Absent:**

**Charles L. Beck**, Vice Chair, Chief of Police, Los Angeles Police Dept.

**Bill Walker**, Fire Chief, City of Alhambra, representing Los Angeles Area Fire Chiefs Assoc.

**Miguel Santana**, CAO City of Los Angeles



**I. CALL TO ORDER**

Chair Hamai called the Special meeting of the Board to order.

**II. ANNOUNCE QUORUM – Roll Call**

Chair Hamai acknowledged that a quorum was present and asked for a roll call.

**III. PUBLIC COMMENTS**

**IV. CONSENT CALENDAR – (None)**

**V. REPORTS (None)**

**CLOSED SESSION OCCURRED AT 9:06 A.M. REGULAR SESSION REOPENED AT 9:37 A.M., BROWN ACT DOES NOT REQUIRE A REPORT.**

**VI. ADMINISTRATIVE MATTERS (A-B)**

**A. APPROVE AMENDMENT NO. 13 FOR AGREEMENT NO. LA-RICS 008 FOR LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM PUBLIC SAFETY BROADBAND NETWORK**

It is recommended that your Board:

1. Find that the approval and execution of Amendment 13 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.
2. Approve Amendment No. 13 to Agreement No. LA-RICS 008 for the PSBN with Motorola Solutions, Inc. (Motorola), substantially similar in form to the Enclosure, which revises the Agreement to:
  - a. Remove seventy-seven (77) PSBN Sites from the scope of the PSBN for a cost decrease in the amount of \$30,511,394.
  - b. Replace one (1) PSBN Site (LAPP001 which will replace LAFD049) and the equipment and Work associated with the replacement of this site with an increase in the amount of \$404,053.



- c. Reconcile microwave equipment to align with the final backhaul design resulting in a cost increase in the amount of \$813,381.
  - d. Identify equipment for PSBN Sites that have since been dropped from the PSBN design where such equipment ordered, manufactured and/or delivered and installed in an increased amount of \$10,727,207.
  - e. Account for site construction changes at an additional cost in the amount of \$482,923.
  - f. Account for corrections in costs to certain miscalculations for a cost decrease in the amount of \$25,854.
  - g. Account for various site reconciliations and corresponding adjustments for a cost decrease in the amount of \$6,304,207.
  - h. Authorize the reduction in the Maximum Contract Sum by \$24,413,891 (\$36,841,455 – \$12,427,564 when taking the above cost increases and reductions into consideration) from \$153,885,697 to \$129,471,804.
3. Allow for the issuance of one or more Notices to Proceed for the Work contemplated in Amendment No. 13.
  4. Delegate authority to the Executive Director to execute Amendment No. 13 in substantially similar form to the enclosed Amendment.

Executive Director Mallon commented on Recommendation 2f regarding the corrections for miscalculations. He stated "We have gone back for review to make sure we count every dollar. We continue to review in a fashion that is auditable by the Federal, and as a result to that we have identified a miscalculation of \$25,854."

Chair Hamai asked for a motion to approve, Alternate Member Santome motioned first, seconded by Alternate Member Gialamas. The Board's consensus was unanimous.

Ayes 11: Hamai, Gialamas, Santome, Farfan, Chidester, Bundesen, Everett, Povero, Olivito, Giannone, and Grammer.

## **B. AMENDMENT NO. 17 FOR PROJECT AND CONSTRUCTION MANAGEMENT SERVICES**

It is recommended that your Board:



1. Approve Amendment No. 17 to the Project and Construction Management Services contract with Jacobs, in substantially similar form to the Enclosure, which revises the contract to:
  - a. Increase the environmental scope of services for the LMR System portion of the contract for the development of nine (9) NEPA-compliant EAs, associated biological and cultural resources, surveys and record searches and reports as well as required environmental compliance monitoring effort in the amount of \$3,442,250.
  - b. Reallocate funds from subsequent phases to Phase 1 to continue Phase 1 LMR activities while the environmental work is in progress in the amount of \$1,961,996.
  - c. Reduce costs through implementation of various staff efficiencies in subsequent phases for a cost decrease of \$2,443,700, which will partially offset the increase to the Maximum Contract Sum.
  - d. Increase the Maximum Contract Sum by \$2,960,546 ( $\$3,442,250 + \$1,961,996 - \$2,443,700$  when taking increases and cost savings into consideration) from \$32,643,105 to \$35,603,651.
2. Delegate authority to the Executive Director to execute Amendment No. 17 with Jacobs, substantially similar in form to the Enclosure.

Chair Hamai asked for a motion to approve, Board Member Giannone motioned first, seconded by Chair Hamai. The Board's consensus was unanimous.

Ayes 11: Hamai, Gialamas, Santome, Farfan, Chidester, Bundesen, Everett, Povero, Olivito, Giannone, and Grammer.

**VII. MISCELLANEOUS – (None)**

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

**IX. CLOSED SESSION REPORT**

Conference with Legal Counsel – Anticipated Litigation (subdivision (d) (2) and (d) (4) of Government Code Section 54956.9) (2 cases)



**X. ADJOURNMENT and NEXT REGULAR MEETING:**

Chair Hamai announced adjournment of this meeting at 9:46 a.m. The Board's consensus was unanimous. The next Board meeting will take place on Thursday, September 10, 2015, at 9:00 a.m., at the Grace E. Simons Lodge.



## BOARD MEETING INFORMATION

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