



# AGENDA

## LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

### BOARD OF DIRECTORS REGULAR MEETING

Thursday, July 7, 2011 • 9:00 a.m. – 10:30 a.m.

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

Los Angeles Regional Interoperable Communications Systems Authority (the "Authority")

#### **AGENDA POSTED: July 1, 2011**

Complete agendas are made available for review at the designated meeting location during normal business hours and may also be accessible on the Authority's website at <http://www.la-rics.org>.

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#### **Members:**

1. **William T Fujioka**, Chair, CEO, County of Los Angeles
2. **Charles L. Beck**, Vice Chair, Police Chief, City of Los Angeles
3. **Mark R. Alexander**, City Manager, representing California Contract Cities Association
4. **Leroy D. Baca**, Sheriff, County of Los Angeles
5. **Reginald Harrison**, Deputy City Manager, City of Long Beach
6. **LeRoy J. Jackson**, City Manager, City of Torrance, representing At Large Seat
7. **Dr. Mitchell H. Katz**, Director, DHS, County of Los Angeles
8. **Gerry Miller**, Chief Legislative Analyst, City of Los Angeles
9. **Daryl L. Osby**, Fire Chief, County of Los Angeles
10. **Millage Peaks**, Fire Chief, City of Los Angeles
11. **Donald Pedersen**, Police Chief, City of Culver City, representing At Large Seat
12. **Scott Pickwith**, Police Chief, representing the Los Angeles County Police Chiefs Association
13. **Kim Raney**, Police Chief, City of Covina, representing At Large Seat
14. **Harold Scoggins**, Fire Chief, representing the Los Angeles Area Fire Chiefs Association
15. **Miguel Santana**, CAO, City of Los Angeles
16. **Gregory L. Simay**, Assistant General Manager, City of Burbank Water & Power, representing At Large Seat
17. **Steven K. Zipperman**, Police Chief, Los Angeles School Police Department

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#### **Officers:**

1. **Patrick Mallon**, Executive Director
2. **Wendy L. Watanabe**, County of Los Angeles Auditor-Controller
3. **Mark J. Saladino**, County of Los Angeles Treasurer and Tax Collector
4. **Patricia Saucedo**, Board Secretary



**NOTE: ACTION MAY BE TAKEN ON ANY ITEM IDENTIFIED ON THE AGENDA**

**I. CALL TO ORDER**

**II. ANNOUNCE QUORUM – Roll Call**

**III. APPROVAL OF MINUTES – from the June 2, 2011, Board of Directors Regular Meeting**

**IV. CONSENT CALENDAR – (None)**

**V. REPORTS (1 – 3)**

1. Committee Reports
  - a. Finance Committee – Greg Simay
  - b. Legislative Committee – Daryl Osby
  - c. Operations Committee – No Report
  - d. Technical Committee – No Report

**Attachment:** Item 1a

2. Director's Report – Pat Mallon
  - a. Procurement Report
    - i. Status Update
    - ii. Protest Update
  - b. Infrastructure Site List
  - c. Site Proforma Agreement

**Attachment:** Item 2a

3. Grant Status – Susy Orellana-Curtiss
  - a. Urban Areas Security Initiative (UASI)
  - b. State Homeland Security Grant Program (SHSGP)
  - c. Public Safety Interoperable Communications Grant (PSIC)
  - d. Assistance to Firefighters Grant (AFG)

**Attachment:** Item 3

**VI. DISCUSSION ITEMS (4-5)**

4. Delegated Authority Procurement/Protest – John Geiger
5. Quorum Requirement – Jose Silva



**VII. ADMINISTRATIVE MATTERS (6-11)**

6. Fiscal Year 2011-2012 Operating Budget for the Authority – Susy Orellana-Curtiss
- a. ACTION ITEM: Approve the operating budget of \$9,786,000 to be utilized for the continued operation of the Authority for the 2011-2012 fiscal year.

**Attachment:** Item 6

7. Senate Bill 911 – Sara Henry
- a. ACTION ITEM: It is recommended that the Authority authorized the Executive Director send a letter on behalf of the Authority to support provisions of Senate Bill 911 (S. 911)

**Attachment:** Item 7

8. Senate Bill 1040 – Sara Henry
- a. ACTION ITEM: It is recommended that the Authority authorized the Executive Director send a letter on behalf of the Authority to support provisions of Senate Bill 1040 (S. 1040)

**Attachment:** Item 8

9. Agenda Guidelines and Procedures – Pat Mallon
- a. ACTION ITEM: Recommendation for adoption of policy standardizing submissions of items to be placed on the Agenda.

**Attachment:** Item 9

10. Suspension of Bylaw Pertaining to Membership – Jose Silva
- a. ACTION ITEM: Suspend election of At Large and their Alternate Directors for a period of one year.

**Attachment:** Item 10

11. Review and Adoption of Protest Procedures – John Geiger
- a. DISCUSSION and/or ACTION ITEM: Request that the LA-RICS Board of Directors review the administrative protest procedures to be used to address the pending administrative protest to the Request for Proposal (RFP) process.

**Attachment:** Item 11



**VIII. MISCELLANEOUS – (None)**

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

1. a. Project Funding and Guidance Feedback
  - To what extent a subscriber unit would control part of the financing packet
  - To what extent will that be viewed as the responsibility of the agency
- b. Project Risk Controls
  
2. The Lifespan of Equipment and Associated Costs
  - Depreciation and Replacement of Equipment
  - Annual License Costs related to any proposals (e.g., software or other elements)
  - Annual Anticipated Maintenance Costs
  - Annual Management Operational Costs

**X. PUBLIC COMMENT**

- XI. ADJOURNMENT and NEXT MEETING:** Thursday, August 4, 2011 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.)*

Members of the public who wish to address the Board are urged to complete a Speaker Card and submit it to the Board Secretary prior to commencement of the public meeting. The cards are available in the meeting room. However, should a member of the public feel the need to address a matter while the meeting is in progress, a card may be submitted to the Board Secretary prior to final consideration of the matter.

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.



**LOS ANGELES REGIONAL INTEROPERABLE  
COMMUNICATIONS SYSTEM AUTHORITY**

2525 Corporate Place, Suite 200  
Monterey Park, California  
(323) 881-8291

PATRICK J. MALLON  
EXECUTIVE DIRECTOR

July 7, 2011

Board of Directors  
Los Angeles Regional Interoperable Communications System Authority (the "Authority")

Dear Directors:

**SUBCOMMITTEE ON MEMBERSHIP PLAN**

**SUBJECT**

Finance Committee to form a subcommittee to review membership policy.

**BACKGROUND**

On June 2, 2011, the Board of Directors proposed a subcommittee of the Finance Committee to evaluate membership policies. The subcommittee would consider the following topics:

1. Opt-in and opt-out policies
2. Commitment to broadband system separate from committed to land mobile radio system
3. Phasing approach

**PURPOSE/ JUSTIFICATION OF RECOMMENDED ACTION**

Recommend the Board of Directors discuss and provide direction as to the objectives and structure of the subcommittee.

**FISCAL IMPACT/FINANCING**

There are no fiscal impacts.

**FACTS AND PROVISIONS/ LEGAL REQUIREMENT**

The Authority's counsel has reviewed the recommended action.

**AGREEMENTS/ CONTRACTING**

No Agreements necessary.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Patrick J. Mallon", is written over the typed name.

Patrick J. Mallon  
Executive Director

cc: Counsel to the Authority

**AGENDA ITEM 1a**



**LOS ANGELES REGIONAL INTEROPERABLE  
COMMUNICATIONS SYSTEM AUTHORITY**

2525 Corporate Place, Suite 200  
Monterey Park, California  
(323) 881-8291

PATRICK J. MALLON  
EXECUTIVE DIRECTOR

Board of Directors

LA-RICS Board Meeting:  
July 7, 2011

**Members of the Board:**

**SUBJECT: SPECIAL REVIEW**

Response from the Authority's representative regarding the Special Review granted to Motorola by the Authorization on April 27, 2011.

Attachments: Special Review – LA-RICS Request for Proposals - 001

**AGENDA ITEM 2a**



**LOS ANGELES REGIONAL INTEROPERABLE  
COMMUNICATIONS SYSTEM AUTHORITY**

2525 Corporate Place, Suite 200  
Monterey Park, California  
(323) 881-8291

PATRICK J. MALLON  
EXECUTIVE DIRECTOR

June 14, 2011

 **E-MAILED**  
CV 6/15/11

**MAILED**  
CV 6/15/11

Rick Castaneda  
Vice President and Director, MSS1  
MOTOROLA SOLUTIONS, INC.  
725 S. Figueroa Street, Suite 1855  
Los Angeles, CA 90017

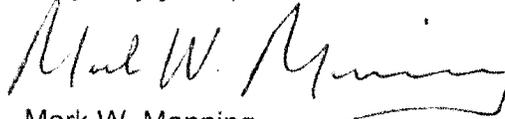
**RE: SPECIAL REVIEW - LA-RICS REQUEST FOR PROPOSALS - 001**

Attached is the response from the Authority's representative regarding the Special Review granted to Motorola by the Authority on April 27, 2011 at your third debriefing.

Motorola's Notice of Intent to Submit a Request for a Proposed Contractor Selection Review that you hand-delivered to the Authority at your last debriefing remains valid. We will notify you by separate letter when you may submit your Request for a Proposed Contractor Selection Review.

If you have any questions regarding this matter, please contact the undersigned at (323) 881-8291.

Very truly yours,



Mark W. Manning  
Contracts Manager

C: file  
MWM:mwm

**ISD  
ADMINISTRATION AND FINANCE SERVICE  
EXECUTIVE MANAGEMENT SERVICES DIVISION**

**M E M O R A N D U M**

 E-MAILED  
CLV 6/15/11

June 14, 2011

To: John Geiger  
General Manager

From: Hip S. Lui  
Division Manager, Retired

Subject: PROPOSER SPECIAL REVIEW REQUEST FOR PROPOSALS  
FOR LA-RICS RFP-001

 MAILED  
CLV 6/15/11

This is in response to your request for a special review regarding transmittal dated May 11, 2011, in which Motorola requested a Proposed Contractor Selection Review of the subject Request for Proposals (RFP) for Los Angeles Regional Interoperable Communication System.

The County Protest Policy provides four exclusive grounds on which a proposer may assert that they should have been determined to be the highest scored proposer.

1. The Authority materially failed to follow procedures specified in its solicitation document.
2. The Authority made identifiable mathematical or other errors in evaluating proposals.
3. A member of the Evaluation Committee demonstrated bias in the conduct of the evaluation.
4. Another basis for review as provided by State or Federal law. An explanation of the basis for this review is required.

Specifically, Motorola requested a review based on grounds #1, #2 above. Consistent with the County's Protest Policy, I, Hip Lui, retired Purchasing Manager from the Internal Services Department, not associated with the solicitation or evaluation process was assigned to review and respond to the subject request. I concluded as follows: 1) no errors occurred with the Authority following the procedures stated in the RFP solicitation document, 2) no errors occurred that resulted in Motorola not being determined to be the highest rated proposer.

**MAILED**  
ON 6/15/11



**E-MAILED**  
ON 6/15/11

In summary, it is the proposer's responsibility to perform the necessary due diligence to fully understand all requirements when responding to the solicitation per Section 1.8 of the RFP. The solicitation process provided opportunities for proposers to obtain clarifications on issues.

HL:gt

**LA-RICS Board of Directors**  
**Grant Status Report - July 7, 2011**

**Grant Extensions:**

LA-RICS has been notified that the Public Safety Interoperable Communications (PSIC), Urban Areas Security Initiative (UASI), and State Homeland Security Grant Program (SHSGP) grants have been extended. The table below reflects the new grant deadlines and period of performance dates.

<b>Grant Program</b>	<b>Grant Award</b>	<b>Deliverables</b>	<b>Grant Deadline</b>	<b>Grant Period of Performance Deadline</b>
FY 08 UASI Grant	\$ 28,883,270	System Design	May 31,2012	April 30, 2012
FY 08 SHSGP	\$ 6,852,418	System Design	May 31, 2012	April 30, 2012
FY 07 PSIC Grant	\$ 22,278,788	System Design	June 30, 2012	May 31, 2012

**Assistance to Firefighter's Grant:**

Please refer to the attached letter inviting you to participate in the Assistance to Firefighter Grant (AFG) Program Workshop hosted by the Los Angeles County Fire Department. Please contact Susy Orellana-Curtiss if you have any questions.



# LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

2525 Corporate Place, Suite 200  
Monterey Park, California  
(323) 881-8291

PATRICK J. MALLON  
EXECUTIVE DIRECTOR

July 7, 2011

Board of Directors  
Los Angeles Regional Interoperable Communications System Authority (the "Authority")

Dear Directors:

## **ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM WORKSHOP**

A Fiscal Year 2011 Assistance to Firefighters Grant (AFG) Program Workshop has been scheduled for Tuesday July 12, 2011, from 1:00 p.m. to 4:00 p.m. The workshop is being hosted by the Los Angeles County Fire Department and will be held at the Fire Department's Headquarters, 1320 North Eastern Avenue, Los Angeles, CA 90063 in Room 26 of the Training Center.

As you may be aware, the primary goal of the AFG is to meet the firefighting and emergency response needs of fire departments and non-affiliated emergency medical services (EMS) organizations. Interested representatives from fire departments and non-affiliated EMS organizations are invited to attend.

The intent of the Fiscal Year 2011 AFG Workshop is to present information on program changes, program priorities, eligibility requirements, and the application process. General assistance in the writing of a competitive narrative for a department's grant application will also be discussed.

The workshop is free of charge and participants do not need to register. Please visit [www.fema.gov/firegrants](http://www.fema.gov/firegrants) for additional workshop dates and information.

If you have any questions, please contact Susy Orellana-Curtiss at (323) 881-8292.

Respectfully submitted,

Patrick J. Mallon  
Executive Director

## **AGENDA ITEM 3d**



**LOS ANGELES REGIONAL INTEROPERABLE  
COMMUNICATIONS SYSTEM AUTHORITY**

2525 Corporate Place, Suite 200  
Monterey Park, California  
(323) 881-8291

PATRICK J. MALLON  
EXECUTIVE DIRECTOR

July 7, 2011

Board of Directors  
Los Angeles Regional Interoperable Communications System Authority (the "Authority")

Dear Directors:

**APPROVE THE FISCAL YEAR 2011-12 RECOMMENDED LOS ANGELES REGIONAL  
INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY OPERATING BUDGET**

**SUBJECT**

It is recommended that the Los Angeles Regional Interoperable Communications System Authority ("Authority") approve the attached Fiscal Year 2011-12 Recommended Operating Budget of \$9,786,000 to be utilized for the continued operation of the Authority.

**PURPOSE / JUSTIFICATION OF RECOMMENDED ACTION**

The attached Recommended Operating Budget will allow the Authority to expend funding on, among other things, County of Los Angeles (County) Services, contracts, travel and training, services and supplies, and equipment.

**FISCAL IMPACT / FINANCING**

The County of Los Angeles has approved a \$7.4 million contribution in its FY 2011-12 Adopted budget for the Authority. In addition, \$2.4 million will be funded by federal grants, for a budget total of \$9.8 million

Contributed expenditures from other governmental agencies are not included in this budget. We will provide a comprehensive report detailing all contributions from all members of the JPA benefiting the LA-RICS project at a later date.

**AGENDA ITEM 6**

**FACTS AND PROVISIONS / LEGAL REQUIREMENT**

The County's Treasurer and Tax Collector and Auditor-Controller have reviewed the recommended action.

Respectfully submitted,



PATRICK MALLON

Executive Director

PM:soc

c: County Counsel  
Auditor-Controller  
Treasurer & Tax Collector

Attachment: A) LA-RICS Fiscal Year 2011-12 Recommended Budget

**Los Angeles Regional Interoperable Communications System (LARICS)  
Recommended Budget  
Fiscal Year 2011-12**

FINANCING USES	FY 2011-12 RECOMMENDED
<b>Services &amp; Supplies</b>	
County of LA Services	\$5,122,000
Contracts	1,814,000
Grant Funded Expenditures	2,350,000
Travel & Training	200,000
Supplies	150,000
<b>Capital Assets-Equipment</b>	150,000
<b>Total Financing Uses</b>	<b>\$9,786,000</b>
<b>FINANCING SOURCES</b>	
<b>Other Governmental Agencies Revenue</b>	\$7,436,000
<b>Federal Grant Revenue - BTOP</b>	2,350,000
<b>Total Financial Sources</b>	<b>\$9,786,000</b>

**AGENDA ITEM 6 – ATTACHMENT A**

## County of LA Services

<b>PROJECT STAFF</b>	<b>Yearly Costs (Salary &amp; Employee Benefits)</b>
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**DISTRICT ATTORNEY (DA)**

Accounting Officer II	92,540
Administrative Services Manager III	142,785
<b>DA Total</b>	<b>\$ 235,324</b>

**TREASURER & TAX COLLECTOR (TTC)**

Senior Secretary III	70,038
<b>TTC Total</b>	<b>\$ 70,038</b>

**COUNTY OF LA FIRE**

Battalion Chief	199,632
Administrative Services Manager I	100,621
Administrative Services Manager II	109,154
Senior Management Secretary III	87,011
<b>Fire Total</b>	<b>\$ 496,418</b>

**UNFILLED POSITIONS**

Senior Secretary III (3)	210,114
Administrative Services Manager I	100,621
<b>Unfilled total</b>	<b>\$ 310,735</b>

<b>PROJECT SUPPORT STAFF</b>	<b>Yearly Costs (Salary &amp; Employee Benefits)</b>
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**Auditor Controller (A/C)**

**S&EB**

Senior Accountant-Auditor	20,022
Supervising Accountant	19,807
Accountant III (2)	10,171

**S&S**

Single Audit	50,000
<b>A/C Total</b>	<b>\$ 100,000</b>

**County Counsel**

Principal/Senior County Counsel	227,220
Deputy County Counsel	140,780
<b>County Counsel Total</b>	<b>\$ 368,000</b>

## County of LA Services

PROJECT SUPPORT STAFF	Yearly Costs (Salary & Employee Benefits)	
<b><u>Internal Services Department (ISD)</u></b>		
Administration Manager XIII		238,097
IT Specialist		85,589
Sr. Telecom Systems Engineer (4)		584,976
Sr. Telecom Systems Engineer		29,467
Telecom Systems Engineer		29,467
Telecom Systems Consultant Engineer		33,167
Sr. IT Spec.		202,164
Communication Tech. Supervisor		30,726
Communication Tower/Line Worker		16,433
Supervisor Communication Design Tech.		36,620
Elect Communication Tech.		4,294
<b>ISD Total</b>	<b>\$</b>	<b>1,291,000</b>
<b><u>LOS ANGELES COUNTY SHERIFF (LASD)</u></b>		
<b>S&amp;EB</b>		
Lieutenant (2)		376,176
Sergeant (2)		360,948
Deputy (4)		569,460
Electronics Communication Tech		102,660
Information Technology Specialist		171,384
Information Systems Analyst II		106,488
Senior Information Systems Analyst		129,720
Supervising Public Response Dispatcher		87,648
S&EB Total	\$	1,904,484
<b>S&amp;S</b>		
Lease & Tenant Improvements		325,516
Procurement MOU		20,000
<b>LASD Total</b>	<b>\$</b>	<b>2,250,000</b>
<b>Total County of LA Services</b>	<b>\$</b>	<b>5,122,000</b>

## Contracts

<b>SERVICES</b>	<b>Maximum Contract Sum</b>
Executive Director	200,000
Professional Consultant (Executive Assistant)	139,200
Legal Services	124,800
Project Management	1,000,000
CPA Firm / Audit Preparation	150,000
Public Relations / Public Outreach	200,000
<b>Total Contracts</b>	<b>\$ 1,814,000</b>

## Grant Funded Expenditures

<b>SERVICES</b>	<b>Maximum Contract Sum</b>
Environmental Assessment Consultant	50,000
Broadband Engineering	1,500,000
CEQA Environmental Consultant	800,000
<b>Total Grant Funded Expenditures</b>	<b>\$ 2,350,000</b>



# LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

2525 Corporate Place, Suite 200  
Monterey Park, California  
(323) 881-8291

PATRICK J. MALLON  
EXECUTIVE DIRECTOR

July 7, 2011

Board of Directors  
Los Angeles Regional Interoperable Communications System Authority (the "Authority")

Dear Directors:

## APPROVE RECOMMENDATION OF LEGISLATIVE COMMITTEE TO SUPPORT SENATE BILL 911 (S. 911)

### SUBJECT

It is recommended that the Authority authorize the Executive Director to send a letter on behalf of the Authority to support provisions of S.911. Furthermore, this action would authorize the Executive Director to develop an outreach strategy to disseminate the Authority's position to organizations and agencies across the country.

### BACKGROUND

On June 8, 2011, Chairman John D. (Jay) Rockefeller and Ranking Member Kay Hutchinson led the Senate Commerce Committee in sending S. 911, the Public Safety Spectrum and Wireless Innovation Act, to the full Senate for consideration. The bill was approved by the Commerce Committee by a 21-4 vote.

Key Provisions of the S. 911 include the following:

- Establishes a framework for the deployment of a nationwide, interoperable, wireless broadband network for public safety
- Allocates 10 megahertz of spectrum, known as the "D-block," to public safety
- Establishes a private, nonprofit corporation to be known as the "Public Safety Broadband Corporation", with a 15 member Board of Directors:
  - 4-Federal members (Sec. Commerce, Sec. Homeland Security; Attorney General; Director OMB); lifetime terms
  - Secretary of Commerce appoints 11 nonfederal members to serve as non-federal members of the Board:
    - Minimum of 3 public safety professionals and minimum of 3 state/local or tribal representatives; two, 3-year staggered terms maximum
    - Members must ensure geographic and regional representation
    - Nonfederal members must be qualified in one of the following areas: public safety, technical expertise, broadband network management or financial

## **AGENDA ITEM 7**

- The Public Safety Broadband Corporation shall hold the single public safety broadband license and is responsible for building, deploying and operating a nationwide, interoperable public safety broadband network
- Directs the National Science Foundation and the National Institute of Standards and Technology to conduct cutting edge research into transformative wireless technologies.
- Establishes a "Public Safety Trust Fund" authorized for the following uses:
  - Payment of auction incentives
  - Broadcaster relocation (\$1B max.)
  - State/Local Implementation fund to assist state, regional and local jurisdictions to identify, plan, and implement the most efficient and effective way to integrate the equipment and infrastructure associated with the public safety broadband network (\$250M)
    - Requires each state to designate a single officer or governmental body to serve as coordinator of grant funds
  - Public Safety Broadband Corporation funding split out by:
    - Evolved Packet Core development (\$1.25B)
    - Radio Access Network build out (\$10.5B)
  - Public Safety Research and Development through NIST (\$100M per year from 2012-2016)
  - Advanced Information and Technology Research (\$250M per year from 2012-2016) split between National Science Foundation (\$130M) and DARPA (\$70M)
  - Deficit Reduction - Any amounts remaining after the deduction of the amounts required shall be deposited in the General Fund of the Treasury, where such amounts shall be dedicated for the sole purpose of deficit reduction.
- Repurposing federal spectrum for commercial purpose and federal spectrum sharing
  - Amends eligible federal entities
  - Amends eligible federal frequencies
- Updates the spectrum relocation process to facilitate opportunities for federal government spectrum sharing and reallocation
- Directs Federal agencies to study the economic value of the spectrum that they use to better inform federal spectrum management decisions
- Directs NTIA to develop a strategic spectrum plan to identify how spectrum is being used across the federal government, opportunities to increase efficient use of federally allocated spectrum and infrastructure, an assessment of future spectrum needs, and plans to incorporate these needs in the frequency assignment, equipment certification, and review processes

#### **PURPOSE/ JUSTIFICATION OF RECOMMENDED ACTION**

This bill will impact the LA-RICS broadband network, LA-SafetyNet, since the Authority received a waiver from the Federal Communication Commission (FCC) to permit early building in the public safety spectrum band.

Per the waiver order issued on May 10, 2010, the Public Safety Spectrum Trust (PSST) holds the license for the 700MHz spectrum. The waiver jurisdictions (LA-RICS included) entered into a lease agreement with PSST and provides quarterly reports to the FCC as part of the waiver requirement. It is anticipated that S. 911 will transition the governance of this spectrum from PSST to the Public Safety Broadband Corporation (PSBC). Transitioning details are not known at this time, and will most likely be developed after the PSBC is set up.

As a recipient of the FCC waiver and leasee of the 700 MHz spectrum, the Authority will need to work close with the PSBC to ensure compliance with the technical requirements and any arising lease agreements.

While S. 911 provides for public-private enterprise sharing, it is important to note that the bill permits only federal government spectrum sharing and revenue generated from this sharing must be approved by the National Telecommunication Information Administration (NTIA) and Office of Management and Budget (OMB). Revenue generated will be deposited into the Spectrum Relocation Fund to be used to pay the sharing costs of an eligible Federal entity incurring such costs. Any amounts in the Fund that are remaining after the payment of relocation and sharing costs are reverted to and deposited in the General Fund of the Treasury.

The LA-RICS Authority's staff believes that S. 911 provides a good governance model for the nationwide broadband system and supports the allocation of the D Block to public safety. LA-RICS Authority's staff recommends actively monitoring the bill and the PSBC to assess future impacts as well as seek a seat on the PSBC Board of Directors.

On June 16, 2011, the Legislative Committee convened and approved supporting the current version of the bill. Specifically, the Legislative committee recommended:

- Supporting the allocation of the D Block to public safety
- Including in communications to Congress that frequencies used by the Los Angeles region must not be auctioned
- Seeking future funding that becomes available to States and local entities.

Senator Rockefeller made statements to reporters during the week of June 27th discussing the possibility of rolling this bill into the deficit reduction package. However, it is unclear if this proposal has support and negotiations continue over the draft bill.

**FISCAL IMPACT/FINANCING**

There are no fiscal impacts.

**FACTS AND PROVISIONS/ LEGAL REQUIREMENT**

The Authority's counsel has reviewed the recommended action.

**AGREEMENTS/ CONTRACTING**

No Agreements necessary.

Respectfully submitted,



Patrick J. Mallon  
Executive Director

cc: Counsel to the Authority



# LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

2525 Corporate Place, Suite 200  
Monterey Park, California  
(323) 881-8291

PATRICK J. MALLON  
EXECUTIVE DIRECTOR

July 7, 2011

Board of Directors  
Los Angeles Regional Interoperable Communications System Authority (the "Authority")

Dear Directors:

## APPROVE RECOMMENDATION OF LEGISLATIVE COMMITTEE TO SUPPORT PROVISIONS OF SENATE BILL 1040 (S. 1040)

### SUBJECT

It is recommended that the Authority authorize the Executive Director to send a letter on behalf of the Authority to support provisions of S.1040. Furthermore, this action would authorize the Executive Director to develop an outreach strategy to disseminate the Authority's position to organizations and agencies across the country.

### BACKGROUND

On May 19, 2011, Senators Joe Lieberman and John McCain introduced Senate Bill 1040, The Broadband for First Responders Act of 2011. The bill was referred to the Senate Committee on Commerce, Science and Transportation, however there is no status at this time regard when the Committee will consider the bill.

Key Provisions of the S. 1040 include the following:

- Allocates 10 megahertz of spectrum, known as the "D-block," to public safety
- Directs the Federal Communications Commission to:
  - Establishes rules to permit the public safety broadband licensee to authorize providers of public safety services to construct and operate a wireless public safety broadband network in public safety broadband spectrum
  - Provides for roaming by Federal, State and local governments
  - Provides priority access to public safety entities
  - Authorizes the shared use, sublicensing or leasing of the public safety broadband spectrum and network infrastructure by entities that are not defined as public safety services, subject to the requirements that public safety services retain priority access to the spectrum, pursuant to procedures adopted by the Commission
    - Any revenues derived from such shared use shall be deposited in the Public Safety Interoperable Broadband Network Maintenance and Operation fund
  - Establishes rules to enable nationwide interoperability and roaming across any commercial network

## **AGENDA ITEM 8**

- Requires each State to submit a plan to the Secretary of Homeland Security and the FCC detailing the terms and aspects of the phased deployment for the network
- Specifies organizations to serve as Board of Directors
- Directs the Treasury to:
  - Establishes in the Treasury the “Public Safety Interoperable Broadband Network Construction Fund”
  - Establishes in the Treasury the “Public Safety Interoperable Broadband Network Maintenance and Operation Fund”
  - Directs Secretary of Treasury to deposit proceeds from auctions into these two funds
- Establishes grant program to assist States, municipalities, and Indian tribes to establish a nationwide public safety interoperable broadband network in the 700 MHz band.
- Authorizes the FCC to auction various specified spectrum ranges to fund the construction, maintenance and operation  
Directs each federal law enforcement agency, within 10 years to move all noncommercial network communications to spectrum allocated in 700 MHz and 800 MHz band
- Spectrum below 512 MHz
  - Prohibits FCC from renewing public safety licenses on frequencies above 170 MHz and below 512 MHz, unless licensee is able to demonstrate
    - Migration will cause considerable economic hardship to the State or local government
    - Migration will adversely impact ability of the licensee to protect and serve community
    - Insufficient number of frequencies above 700 MHz band to support land mobile communication needs
  - Not later than 5 years after enactment – recommendation to Congress on feasibility of public safety entities ending their use of spectrum located on frequencies above 170 MHz and below 512 MHz and moving all such use to spectrum licensed to public safety services in 700 MHz and 800 MHz bands.
  - Secretary shall make funds from Maintenance and Operation Fund to facilitate migration of public safety entity use of spectrum located above 170 MHz and below 512 MHz to 700 MHz and 800 MHz bands
- Eligibility for Use
  - Non-governmental entities may use the spectrum on secondary basis provided that:
    - Secondary use does not cause harmful interference to public safety users of that spectrum;
    - The non-governmental entity seeking such secondary use demonstrates to the Commission that such secondary use will not cause interference to public safety users of that spectrum; and
    - If such secondary use causes any interference to a public safety user, such entity shall immediately cease such use until such interference has been mitigated to the satisfaction of the public safety user.
  - Fee for Secondary Use - The Commission shall charge a recurring licensing fee to each non-governmental entity for any secondary use

#### **PURPOSE/ JUSTIFICATION OF RECOMMENDED ACTION**

S. 1040 will impact the LA-RICS broadband network, LA-SafetyNet, since the Authority received a waiver from the Federal Communication Commission (FCC) to permit early building in the public safety spectrum band. S. 1040 is similar to S. 911 in that it allocates the D Block to public

safety and allows the public safety broadband licensee to establish rules for roaming, interoperability and access. Additionally, it provides for an initial funding source for construction and maintenance of the broadband system.

LA-RICS staff has expressed serious concern regarding Section 207 of the bill, which states that the FCC shall not renew any license to use spectrum located on frequencies above 170 MHz and below 512 MHz granted to a public safety licensee unless the licensee is able to demonstrate:

1. That migration to a different spectrum band will cause considerable economic hardship to the State or local government jurisdiction in which such license is located;
2. Migration to a different spectrum band would adversely impact the ability of the licensee to protect and serve the community which such licensee is located;
3. There are an insufficient number of frequencies above 700 MHz band to support the land mobile communication needs of the licensee.

This section is an effort to force public safety systems to relocate to the 700/800 MHz spectrum. Although LA-RICS is likely to meet the criteria, LA-RICS staff recommends opposing this section.

On June 16, 2011, the Legislative Committee convened and approved supporting the current version of the bill, insofar that it is consistent with the following themes:

- Supporting the allocation of the D Block to public safety
- Including in communications to Congress that frequencies used by the Los Angeles region must not be auctioned
- Supporting the bill contingent upon public safety retaining the VHF (136-174 MHz) and UHF (450-520 MHz) frequencies bands.

#### **FISCAL IMPACT/FINANCING**

There are no fiscal impacts.

#### **FACTS AND PROVISIONS/ LEGAL REQUIREMENT**

The Authority's counsel has reviewed the recommended action.

#### **AGREEMENTS/ CONTRACTING**

No Agreements necessary.

Respectfully submitted,



Patrick J. Mallon  
Executive Director

cc: Counsel to the Authority



# LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

2525 Corporate Place, Suite 200  
Monterey Park, California  
(323) 881-8291

PATRICK M. MALLON  
EXECUTIVE DIRECTOR

July 7, 2011

Board of Directors  
Los Angeles Regional Interoperable Communications System Authority (the "Authority")

Dear Directors:

## **RECOMMEND THE AUTHORITY ADOPT A POLICY FOR SUBMITTING AGENDA ITEMS TO THE LA-RICS JOINT POWERS AUTHORITY**

### **SUBJECT**

It is recommended the Authority adopt a policy standardizing how agenda submissions for the Authority's consideration are placed on the agenda.

### **BACKGROUND**

On June 2, 2011, the Board of Directors requested a policy that would set criteria and procedures for placing items on the next meetings agenda.

### **PURPOSE/ JUSTIFICATION OF RECOMMENDED ACTION**

It is recommended that Authority members wishing to submit an item for Authority consideration:

1. Submit the item in writing to [submit@la-rics.org](mailto:submit@la-rics.org) by the close of business on the tenth (10<sup>th</sup>) day prior to the Authority's scheduled meeting.
2. Identify the agenda category associated to the item based on the following categories:
  - a. Report
  - b. Action Item
  - c. Discussion Item
  - d. Administrative Matter
  - e. Miscellaneous
  - f. Items for Future Discussion
3. If the item is an Action Item or requires a Board Letter, provide supporting documents or information to address the following, if applicable:
  - a. Background
  - b. Purpose/Justification of Recommended Action
  - c. Fiscal Impact/Financing

## **AGENDA ITEM 9**

- d. Facts and Provision/Legal Requirement
- e. Agreements/Contracting

Standardization of agenda submissions will accelerate the agenda development process, resulting in more efficiently run meetings, increasingly effective Board decision-making ability and additional staff capacity to support the Authority.

**FISCAL IMPACT/FINANCING**

There are no fiscal impacts.

**FACTS AND PROVISIONS/ LEGAL REQUIREMENT**

The Authority's counsel has reviewed the recommended action.

**AGREEMENTS/ CONTRACTING**

No Agreements necessary.

Respectfully submitted,



Patrick J. Mallon  
Executive Director  
PJM:ss

cc: Counsel to the Authority



**LOS ANGELES REGIONAL INTEROPERABLE  
COMMUNICATIONS SYSTEM AUTHORITY**

2525 Corporate Place, Suite 200  
Monterey Park, California  
(323) 881-8291

PATRICK J. MALLON  
EXECUTIVE DIRECTOR

July 7, 2011

Board of Directors  
Los Angeles Regional Interoperable Communications System Authority (the "Authority")

Dear Directors:

**SUSPENSION OF BYLAWS – ARTICLE 3, SECTION 3.01**

**SUBJECT**

Suspend election of At Large and their Alternate Directors for a period of one year.

**BACKGROUND**

The June 2, 2011 Board of Directors meeting contained agenda item VII.2, Suspension of Bylaws – Article 3, Section 3.01. Board members did not take action on this item, and thus we're including it for action on today's agenda.

**PURPOSE/ JUSTIFICATION OF RECOMMENDED ACTION**

Recommend the Board of Directors suspend Bylaws – Article 3, Section 3.01 for a period of one year from June 2, 2011, allowing for uninterrupted governance by the current At-Large Directors and Alternates. Absence of such action would result in the expiration of the At-Large Directors and their alternates' terms.

**FISCAL IMPACT/FINANCING**

There are no fiscal impacts.

**FACTS AND PROVISIONS/ LEGAL REQUIREMENT**

The Authority's counsel has reviewed the recommended action.

**AGREEMENTS/ CONTRACTING**

No Agreements necessary.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Patrick J. Mallon", is written over the typed name.

Patrick J. Mallon  
Executive Director

cc: Counsel to the Authority

**AGENDA ITEM 10**



# LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

2525 Corporate Place, Suite 200  
Monterey Park, California  
(323) 881-8291

PATRICK J. MALLON  
EXECUTIVE DIRECTOR

July 7, 2011

Board of Directors  
Los Angeles Regional Interoperable Communications System Authority (the "Authority")

Dear Directors:

## **REVIEW OF ADMINISTRATIVE PROTEST PROCEDURES**

### **SUBJECT**

Discuss the administrative protest procedures to be used to address the pending protest.

### **BACKGROUND**

At the June 2, 2011 Board of Directors meeting, Board member Leroy Jackson requested staff include the following item on the next meeting agenda:

Review by the Board of Directors the Administrative Protest Procedures to be used to address the administrative protest to the Request for Proposals (RFP), including:

- The individual assigned to conduct the preliminary review;
- The delegation by the Board to an administrative appeals panel, including details on the nature of training required to serve on such panel; the composition of the panel; and, timeline for consideration.

### **PURPOSE/ JUSTIFICATION OF RECOMMENDED ACTION**

To obtain clarification on the administrative protest procedure.

### **FISCAL IMPACT/FINANCING**

There are no fiscal impacts.

### **FACTS AND PROVISIONS/ LEGAL REQUIREMENT**

The Authority's counsel has reviewed the recommended action.

**AGENDA ITEM 11**

**AGREEMENTS/ CONTRACTING**

No Agreements necessary.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Patrick J. Mallon".

Patrick J. Mallon  
Executive Director

cc: Counsel to the Authority