



Board of Directors MEETING MINUTES

LOS ANGELES REGIONAL
INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

JULY 11, 2013

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

Board Members Present:

William “Bill” T Fujioka Chair, CEO, County of Los Angeles
Reginald “Reggie” Harrison, Deputy City Manager, City of Long Beach
Mark R. Alexander, City Manager, City of La Cañada Flintridge, representing the Contract Cities Association
LeRoy J. Jackson, City Manager, City of Torrance, representing At Large Seat
Gregory “Greg” L. Simay, Assistant General Manager, City of Burbank Water & Power, representing At Large Seat

Representatives For Board Members Present:

Patricia “Patty” J. Huber, representing Miguel Santana, for the City of Los Angeles Chief Administrative Office
Matias Farfan, representing Gerry Miller, for the City of Los Angeles Chief Information Office
Mark J. Bennett, representing Daryl L. Osby, for the County of Los Angeles Fire Department
David Betkey, representing, Leroy “Lee” D. Baca, for the County of Los Angeles Sheriff Department
Cathy Chidester, representing Dr. Mitchell H. Katz, for the County of Los Angeles Department of Health Services
Nancy L. Ramirez, representing Steven K. “Steve” Zipperman, for the Los Angeles School Police Department

Officers Present:

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

Absent:

Brian Cummings, Fire Chief, City of Los Angeles Fire Department
Charles “Charlie” L. Beck, Vice Chair, Police Chief, City of Los Angeles
Timothy Scranton, Fire Chief, City of Beverly Hills, representing the Los Angeles Area Fire Chiefs Association
Scott Pickwith, Police Chief, City of La Verne, representing the Los Angeles County Police Chiefs Association
Donald “Don” Pedersen, Police Chief, City of Culver City, representing At Large Seat
Kim Raney, Police Chief, City of Covina, representing At Large Seat
Wendy L. Watanabe, Auditor-Controller, County of Los Angeles
Rachelle Anema, representing Wendy L. Watanabe, Auditor-Controller, County of Los Angeles
Mark J. Saladino, Treasurer and Tax Collector, County of Los Angeles



I. CALL TO ORDER

II. ANNOUNCE QUORUM – Roll Call

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

III. APPROVAL OF MINUTES – (1)

1. June 19, 2013 Special Meeting Minutes.

MOTION APPROVED.

IV. CONSENT CALENDAR – (None)

V. REPORTS – (2–5)

2. Committee Reports
 - a. Finance Committee – No Report
 - b. Legislative Committee – No Report
 - c. Operations Committee – No Report
 - d. Technical Committee – No Report
3. Director's Report – Pat Mallon

Executive Director Pat Mallon provided an update on the Land Mobile Radio System Procurement. As reported to the Board at the June 19th meeting, we received a letter of intent from Motorola Solutions on June 18, 2013. On June 27, 2013, we received a request from Raytheon for a proposed contractor selection review. We referred the matter to the Hearing Officer, the Honorable Judge John Zebrowski, who has set the following schedule: The Raytheon protest is due by 5:00 p.m. on July 12, 2013; a response from Motorola Solutions must be submitted by 5:00 p.m. on July 26, 2013; the Authority's response is due to the Judge's office by 5:00 p.m. on July 30, 2013; and, the review meeting is scheduled for August 2, 2013.

Following the conclusion of that review process, we hope to be able to bring the contract to your Board before the end of August 2013. Based on the robustness of the document, we are going to do our best to get it out as early as is possible to the Board Members so that you can begin your review. The document is approximately 950 pages. We do anticipate that there will probably need to be some special meetings throughout the month of August and we will try to schedule those on Thursdays. This will allow us to address any questions that you might have on the documents so that, by the end of August, we can seek your approval.

We previously reported that we had submitted a request to the FCC for access to 48 reserved channels in the 700 MHz spectrum. That process continues to move slowly through the FCC. The good news for us is that there are other jurisdictions not local to Los Angeles, but there are other jurisdictions who are requesting a similar waiver, specifically Washington DC. This bolsters our request as it demonstrates a shortage of spectrum in heavily populated urban areas.

In the UASI '09 funding, as mentioned in my last report, FEMA staff had indicated support for the extension of the UASI '09 Grant and we are working with the City of Los Angeles to make sure all requirements are met. Unfortunately, even with the grant extension we will have to have the funds fully expended by the end of December 2013. We have identified equipment that we will allow us to demonstrate the concept of both UHF and 700 MHz and allow some opportunity for training. The cost model is currently being reviewed to make sure that there is no increase in cost in the contract value. Any grant modifications will be submitted through the City of Los Angeles to change the funding from planning to equipment purchases.



We have been doing site visits this week to all effected sites to determine if there is sufficient space in the existing shelters to avoid any impact on our CEQA or NEPA process. On the LTE System, the Board approved a Spectrum Manager Lease Agreement on June 19, 2013. It was referred to the FirstNet Board which approved it on June 27, 2013, and it was executed by the General Manager from FirstNet and me on July 1, 2013. On July 2, 2013, we requested a lifting of the BTOP suspension through NTIA. We received a draft support letter from FirstNet that will be sent to Department of Commerce Assistant Secretary Larry Strickling in support of our project and the lifting of the suspension. Nevertheless, we are moving forward. An update on the LTE RFP will be covered in agenda item 7 in this meeting. We are continuing with the site selection review process to make sure that all of our sites are entirely CEQA exempt. We have our Environmental Consultant inspecting those few sites that could have some environmental restriction due to an endangered species or plant. If it becomes an extended process and results in a delay to the NEPA process, we will have to drop the site. If we do have to drop a site, it does not prohibit us from replacing that site at some future point.

We are in desperate need of evaluators to review anticipated vendor proposals for the LTE Public Safety Broadband Network (PSPN) Project. So we are calling upon our members to once again anti up some evaluators. The good news is this time we have been informed by NTIA that we can use grant funds to pay for those evaluators. So particularly for the independent cities that are hard-pressed to release staff because of financial circumstances. There are some conditions as follows:

- Evaluators from LA-RICS Procurements #001, #004, and #007 cannot serve as an Evaluator for the new LA-RICS LTE RFP #008.
- Subject Matter Experts (SME) from LA-RICS Procurements #001, #004, and #007 can be a SME or an Evaluator for the new LA-RICS LTE RFP #008.
- Contract Negotiators from LA-RICS Procurements #001, #004, and #007 can be a SME but they cannot be an evaluator for the new LA-RICS LTE RFP #008.

In addition, anybody who has worked closely with the development and/or draft of the RFP cannot be an evaluator. We hope to be able to put together the evaluation team in the next couple weeks because the LTE process is a relatively new technology and we would like to spend some time bringing those evaluators up to speed. Board Member Patty Huber asked if the aforementioned information could be sent out to all members. Pat Mallon replied yes, we certainly will.

On to the Site Access Agreements, we have finalized a draft agreement and it is being shared with the City Attorney from Los Angeles. We will be disseminating it very shortly to the independent cities with a list of specific issues that we need to address along with the sites that we are looking at, and the size of the poles for those individual sites. We are also working with the CJPIA to develop the indemnification language and to secure an insurance policy so that when anything does go on those sites, the Authority has some kind of insurance against what might occur.

I also want to report that in keeping with your approval of the Project Management Contract, a year and a half or so ago; we did execute amendment # 6 on July 1, 2013. In essence, the amendment shifted hours from Phases 2 and 3 into Phase zero.

As you may recall when the Jacobs Team was brought on board it was at the end of the evaluation of RFP #2, but before we had to cancel the procurement process. From the time of the termination until now, we have been moving some hours forward from later phases of their contract. There was Amendment #3 that this Board approved with a change in the scope and hours for the issuance of RFP #LA-RICS 007. But, because of the extended time required for



negotiations and contractor selection review, we have some additional time to cover. The Jacobs Team is also working in concert with other project consultants with the development of the LTE RFP. There is no change in the current scope of work and there is no change in the total contract value previously approved.

That concludes the Director's report.

Board Member Greg Simay asked, "On the equipment, what equipment is involved and where is the exact location for installation? Pat Mallon replied, there are five sites that are County-owned sites and there are three that are City-owned sites. We do have to submit an EHP which is a federal form indicating what and where equipment will be installed. Board Member Simay asked, "So this is replacing electronics at the base of the site that would be needed anyway?" Pat Mallon replied, absolutely. There will be no loss of equipment being purchased early.

4. Project Manager's Report – Pat Mallon

Agenda Item 4 is a Project Management report from Jacobs that is included for your edification.

5. Grant Status Report – Pat Mallon

As mentioned earlier, we have determined a supportable option of expenditure of the remaining UASI '09 funds and we are hoping that with the execution of a contract we will be supported in requesting extension of the UASI '10 grant performance period.

On the LTE funding, as previously reported earlier, we did receive an extension from NTIA until September 2013 and a longer extension will be negotiated as part of the lifting of the suspension. We have been told that the extension will be until September 2015.

VI. DISCUSSION ITEM (6)

6. JPA Board Meetings – Rescheduling – Pat Mallon

Executive Director Pat Mallon reported that in the last couple of months we have rescheduled some Board meetings. Board Member Alexander asked that there be some discussion of the process that we use in rescheduling of the meetings. When we do have the need to reschedule a meeting, our first task is to coordinate the availability of a quorum of Board Members as well as a venue. The Board Secretary attempts to get as many dates as are clear here at this Lodge or in meeting rooms such as the Hall of Administration. She then puts out a broadcast to the Board Members saying that these dates are available and to please respond back if you are available. If we can pull together a quorum, then we confirm and send out the notice. I realize that this is a significant imposition on your schedules. We really appreciate that, and are trying to do the best that we can to keep all the pegs in the holes.

Board Member LeRoy Jackson asked, "Do we usually have a reason for the rescheduling and if so, what is the reason? Pat Mallon stated, in the last couple of instances the Chair was not available, and his Alternate was not available. Our next step is to see if the Vice Chair or his Alternate is available. In these cases neither the Chair or the Vice Chair or either of their Alternates was available, so we had nobody to run the meeting.

Board Member Mark Alexander stated, "My request in putting this item on the agenda is to change the process in one manner, and that is, rather than put out a date for the rescheduled meeting, instead, survey the Board with at least two dates to find the optimal number of



members.” Chairman Fujioka stated, “That’s fair.” Pat Mallon stated, “Okay, we will do that. We will find a venue or more than one venue and put that out and see what we come up with.” Board Member Simay stated, “That would be a good idea for the special meetings that we are expecting to have in August.” Pat Mallon stated, “We will do that too.” Board Member Jackson also added, “And if we could have the reasoning of why we are rescheduling?” Pat Mallon agreed.

VII. ADMINISTRATIVE MATTERS (7–8)

7. Authorize the Executive Director to Release Request for Proposal for the Delivery of the Long Term Evolution System – Pat Mallon

RECOMMENDATION: It is recommended that your Board:

- a. Authorize the Executive Director or his designee to release a Request for Proposal (“RFP”) for the LA-RICS Long Term Evolution (“LTE”) system;
- b. Find that County procurement and contracting policies, programs and procedures are adopted for purposes of the RFP and any contract resulting from the RFP, to the extent and in the manner as will be reflected in the RFP, and not otherwise; and,
- c. Authorize the Executive Director or his designee to issue addenda to the RFP that the Executive Director determines, in his discretion, are consistent with the general scope of the RFP.

Executive Director Pat Mallon advised that the LA-RICS team has been diligently working to finalize the LTE RFP. We are facing a significant time constraint even if we extend the grant period to September 2015. We do anticipate, with the splitting of the RFPs, that the number of interested enterprises will be significantly more than the two that we’ve had on the LMR. That could extend our evaluation process. We have been working with the FirstNet consultants to incorporate their input. We have set July 31st as a target date for the release of the RFP. So our request is that you allow us to release the RFP when it is ready. We do anticipate that there will be some members of the Board that will want to review it. If there are issues that are raised by the Board Members that we cannot resolve to their satisfaction, we will hold it until further discussion on August 1st. We are also asking that the County Procurement and Contracting Policies and Procedures used for the LMR RFP will be used for the LTE System. And that you authorize me or a designee to issue any addenda that might be required once the initial RFP is released.

Counsel of the Authority, Amanda Drukker, stated that the paraphrasing of the second recommended action is a little different than what is stated in the Agenda Item. The Board should consider a finding “that the County’s procurement and contracting policies, programs and procedures are adopted for purposes of the RFP and any contract resulting from the RFP, to the extent and in the manner as will be reflected in the RFP, and not otherwise. Just in case there are some revisions from what was in LMR based on the two different procurements, etc.”

Chairman Fujioka stated, so we have three recommendations. Do we need three votes or we can take care of it all in one? Any questions? We’ll move forward with one.



Board Member LeRoy Jackson asked, "The RFP then is different from the radio (system) to a certain extent in that this one is price specific, because we have a certain amount of money to spend?" Pat Mallon replied, no. It differs from the LMR RFP in that, instead of listing a number of sites that they can choose from to make their design, we are giving them specific sites because they meet the requirements of our CEQA exemption. There will be some design in the backhaul. There is an element of design. That is where there will be a need for an evaluation as opposed to it being just a low bid. Board Member Jackson asked, "I'm not suggesting low bid. I'm saying in this case, we have a very specific amount of money to spend, and are asking the proposers to live within that specific amount of money. Pat Mallon and Chairman Fujioka replied "no", not at all. Chairman Fujioka clarified, "If we were to restrict the bids to only those grant dollars I think we are looking at it incorrectly. The bid should request the best that we have available. We could bill the region for additional costs should it be higher than the grant dollars. We don't expect it to be significantly higher. But, I think it would be a mistake to say we could only bid to this amount. Because then you'll get a system to that exact amount that may not be the best system or the optimum system." Board Member Jackson stated, "I am a little uncomfortable in that, you know our highest priority is the interoperable radio system. We still don't have a way of how to match up with the potential full cost of that system. This one was a grant that came from nowhere. It is a very nice grant. It's a nice addition to what we have, but it is not the interoperable system in this phase of the element. We have no plan on how we'd get additional money, there is highly questionable possibilities getting additional grant money in this venue so I am a little uncomfortable going out with an RFP in which we don't know how much it's going to cost or how big it's going to be." Chairman Fujioka replied, "For myself, I tend to be a little more positive. Where once we get going on both systems, it's my intent that we would go to DC and 'say we are going to be your poster child.' We are aggressively going to pursue additional funds. When the day is over, we have the ultimate control. We can choose to "not" award the RFP." If someone comes forward and says that we have a buck fifty to spend and someone says it is going to cost you ten bucks, you know seven times what we have in our back pocket, at that point and time, we could make a decision. But I think if we were to say, only bid based on this buck fifty, what we are going to get may not be the system you really want. So let's see what comes in the front door. Then we'll decide what we want to accept."

Board Member Greg Simay stated, "I propose maybe just three general things to keep in mind. One is, regardless of the total scope that the bidder has, in the worst case if we're stuck with just the money that we have, that we would have a useful starter system to show for it. The second one is that we are not obligating ourselves to spend any more money than we have in any given time; the same controls that we've put in for LMR. And the third, that we would just be mindful that when the date and time comes when Broadband and Radio technology can merge, that there is nothing about the system where we will have to take a step backwards. That it is designed so that it can accommodate technological advances without having to undo a lot. I think if we have those three things, I don't think we'll be putting ourselves in a pickle." Chairman Fujioka stated, "That is essentially the goal."

Board Member Mark Alexander moved for the recommended actions; second by other Board Members.

MOTION APPROVED.



8. California Joint Powers Insurance Authority – Membership Resolutions – Pat Mallon

It is recommended that your Board adopt the attached Resolution Nos. 1, 2, and 3, borne as a result of the California Joint Powers Insurance Authority (CJPIA) Board meeting on June 26, 2013.

Executive Director Pat Mallon stated, at your last meeting your Board approved participation in the California Joint Powers Insurance Authority and to obtain insurance for Directors and Officers through that organization. Subsequent to that action, CJPIA advised us that we needed the completion of three Resolutions. The first one is for the Authority to join the CJPIA as a member; number two is to authorize the pooling of insurance through the CJPIA; and number three is a resolution delegating the handling of any claims to the CJPIA. Since these are all Resolutions that are beyond the scope of the authorization that you've provided, we are requesting your approval of the three Resolutions.

Chairman Fujioka called for questions. Board Member Alexander questioned if this included coverage for Officers errors and omissions or if that is being handled separately? Pat Mallon invited Maria Galvan of the CJPIA to address the question. Maria stated, "It is part of the liability program." Chairman Fujioka called for other questions? None heard, he moved for a motion to approve.

Board Member Alexander motioned to approve Resolutions 1, 2, and 3, seconded by Board Member Jackson; with no objections.

MOTION APPROVED.

VIII. CLOSED SESSION REPORT – (None)

IX. MISCELLANEOUS – (None)

X. PUBLIC COMMENTS – (None)

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

- 9. Project Funding
- 10. Project Risk Controls
- 11. Rules Regarding Designation of Board Alternates

XII. ADJOURNMENT

Director Pat Mallon requested an item be addressed in the next meeting that is to discuss Board Alternates and their temporary fill-ins.

Chairman Fujioka mentioned he did not receive any requests for Public Comments. He further stated that the next meeting is scheduled for August 1, 2013. This meeting is adjourned. Thank you very much.