



AGENDA

LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY (“AUTHORITY”)

BOARD OF DIRECTORS SPECIAL MEETING

Thursday, March 24, 2022 • 9:00 a.m.

Microsoft Teams Meeting* Link: [Click here to join the meeting](#)

Call-in Number for Board Members and Public:

Public may submit a Public Comment during the meeting to the Board by accessing the Microsoft Teams Meeting Link above or by the Call-In Telephone Number below.

Telephone Number: (323) 886-6924

Conference ID: 935 034 631#

AGENDA POSTED: March 18, 2022

Complete agendas are available on the Authority’s website at <http://www.la-rics.org>.

*The procedures used for this Teleconference Meeting are governed by AB 361.

MEMBERS		ALTERNATES	
1.	Fesia Davenport , CEO County of Los Angeles Chief Executive Office	1.	John Geiger County of Los Angeles Chief Executive Office
2.	Daryl Osby (Vice-Chair) , Fire Chief County of Los Angeles Fire Department	2.	Eleni Pappas , Deputy Fire Chief County of Los Angeles Fire Department
3.	Alex Villanueva (Chair) , Sheriff County of Los Angeles Sheriff’s Department	3.	Brian Yanagi , Acting Chief County of Los Angeles Sheriff’s Department
4.	Kay Fruhwirth , Director, EMS Agency County of Los Angeles Department of Health Services	4.	Richard Tadeo , Assistant Director, EMS Agency County of Los Angeles Department of Health Services
5.	Phil Ambrose , Battalion Chief Los Angeles Area Fire Chiefs Association	5.	Vacant Seat Los Angeles Area Fire Chiefs Association
6.	Brian Solinsky , Police Chief Los Angeles County Police Chief’s Association	6.	Vacant Seat Los Angeles County Police Chief’s Association
7.	Mark R. Alexander , City Manager California Contract Cities Association	7.	Marcel Rodarte , Executive Director California Contract Cities Association
8.	David Povero , Chief of Police City of Covina Police Department	8.	Ric Walczak , Captain City of Covina Police Department
9.	Mark Fronterotta , Chief of Police City of Inglewood Police Department	9.	Ed Ridens , Deputy Chief City of Inglewood Police Department
10.	Brian Leyn , Captain City of Signal Hill Police Department	10.	Vacant Seat City of Signal Hill Police Department

OFFICERS
Scott Edson , LA-RICS Executive Director
Arlene Barrera , County of Los Angeles Auditor-Controller
Keith Knox , County of Los Angeles Treasurer and Tax Collector
Susy Orellana-Curtiss , LA-RICS Administrative Chief
Beatriz Cojulun , LA-RICS 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 – NONE**
- IV. PUBLIC COMMENTS**
- V. CONSENT CALENDAR – (A)**
 - A. FINDINGS TO CONTINUE TELECONFERENCE MEETINGS UNDER AB 361 AND RELATED ACTIONS**

It is recommended that your Board:

- 1. Find, in accordance with AB 361 Section 3(e)(3), California Government Code Section 54953(e)(3), that the Board has reconsidered the circumstances of the State of Emergency due to the COVID-19 pandemic and that the State of Emergency remains active; and
- 2. Find, in accordance with AB 361 Section 3(e)(3), California Government Code Section 54953(e)(3), that local officials continue to recommend measures to promote social distancing.

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- VI. REPORTS – NONE**
- VII. DISCUSSION ITEMS – NONE**
- VIII. ADMINISTRATIVE MATTERS (B)**
 - B. ADOPT, ADVERTISE, AND AWARD LAND MOBILE RADIO TELECOMMUNICATION FACILITY CONSTRUCTION AND INSTALLATION WORK AT THE MCI SITE AND APPROVE THE PROJECT BUDGET**

It is recommended that your Board:

- 1. Make the following finding:
 - a. Find the adoption, advertising and award of construction, implementation, and installation work at one (1) site, MCI site, to allow the design, construction, implementation, operation and maintenance activities are within the scope of the activities previously authorized at this site on August 5, 2021, which your Board previously found



categorically exempt from review under the California Environmental Quality Act (CEQA) pursuant to 14 Cal. Regs. ("CEQA Guidelines") Sections 15301, 15302, 15303 and 15304 for the reasons stated in this Board Letter and as noted in the record of the project. Further, any leased circuit work that may occur outside of MCI site, if needed to provide network connectivity to the LMR System, is also within the scope of the activities previously authorized for the MCI site on August 5, 2021, which your Board found exempt from review under CEQA pursuant to CEQA Guidelines Sections 15301, 15303 and 15304 for the reasons stated in this letter and as noted in the record of the project.

- b. Find that the approval and award of a contract to allow for certain work be performed at any LMR System Site will be within the scope of the activities previously authorized by your Board, which your Board found to be either (1) categorically exempt from review under CEQA pursuant to 14 Cal. Regs. Sections 15301, 15302, 15303 and/or 15304; (2) statutorily exempt from review under CEQA pursuant to Public Resources Code Section 21080.25, the exemption adopted specifically for the LA-RICS project; or (3) are within the scope of the Final Environmental Impact Report (EIR) for the LA-RICS LMR System, which was previously certified under CEQA on March 29, 2016, and that the environmental findings and Mitigation Monitoring Program previously adopted by your Board are applicable and that there are no changes to the project at any LMR System sites covered in the Final EIR or to the circumstances under which the project is undertaken at these sites that require revisions to the previous EIR due to new significant effects or substantial increase in the severity of previously identified significant effects. In the event that work is required at an LMR System site that has not been analyzed and authorized previously under the aforementioned CEQA findings, the Authority will return to your Board and recommend the requisite finding.
2. Approve the proposed LA-RICS LMR Telecommunication Facility Construction and Installation work for the MCI site as follows:
 - a. Approve an estimated total project budget for the MCI site in the amount of \$1,159,987.
 - b. Approve an estimated budget for any unforeseen, unanticipated work that be required at other LMR System sites, should the need arise, in the amount of \$150,000.
 - c. Adopt plans and specifications that are on file with the LA-RICS Authority for the construction of the MCI site.



- d. Authorize the advertisement of the project for bids to be received and opened in accordance with the Instruction Sheet for Publishing Legal Advertisements.
 - e. Authorize the Executive Director to award and execute a construction contract, in the form previously approved by Counsel to the Authority, to the apparent lowest responsive and responsible Bidder, if the low bid can be awarded within the approved total project budget for the MCI site.
3. Delegate authority to the Executive Director to:
- a. Make the determination that a bid is nonresponsive and to reject a bid on that basis.
 - b. Waive inconsequential and non-material deficiencies in bids submitted.
 - c. Determine, in accordance with the applicable contract and bid documents, whether the apparent lowest responsive and responsible Bidder has timely prepared a satisfactory baseline construction schedule and satisfied all the conditions for contract award.
 - d. Take all other actions necessary and appropriate to deliver the project.
 - e. Approve and process amendments for changes in work provided they are approved as to form by Counsel to the Authority, up to the maximum amount of \$25,000, plus 5% of the amount of the original contract amount in excess of \$250,000. The Executive Director will report back to your Board monthly regarding what Amendments, if any, were approved and executed by the Executive Director in the prior month.
 - f. Authorize the issuance of one or more Notices to Proceed for the proposed work.

Agenda Item B

IX. MISCELLANEOUS – NONE

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

XI. CLOSED SESSION REPORT – NONE



XII. ADJOURNMENT AND NEXT MEETING

Regular Board Meeting on Thursday, April 7, 2022, at 9:00 a.m., via Microsoft Teams/
Teleconference Meeting.



BOARD MEETING INFORMATION

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) requests 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.)

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 as soon as possible. (323) 881-8291 or (323) 881-8295.

SI REQUIERE SERVICIOS DE TRADUCCION, FAVOR DE NOTIFICAR LA OFICINA LO MAS PRONTO POSIBLE. (323) 881-8291 o (323) 881-8295.

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



LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

2525 Corporate Place, Suite 100
Monterey Park, California 91754
Telephone: (323) 881-8291
<http://www.la-rics.org>

SCOTT EDSON
EXECUTIVE DIRECTOR

March 24, 2022

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

Dear Directors:

FINDINGS TO CONTINUE TELECONFERENCE MEETINGS UNDER AB 361 AND RELATED ACTIONS

SUBJECT

The California Legislature passed AB 361 to enhance public access to local legislative body meetings during the COVID-19 pandemic and future applicable emergencies. Under AB 361, to continue to meet via teleconferencing, the local legislative body must adopt, by a majority vote, specific findings within 30 days of the first use of the teleconferencing meeting rules after October 1, 2021, and within every 30 days thereafter. The first Board meeting under AB 361 occurred on October 7, 2021, and the Board made its appropriate findings thereafter. Given the timing of the April meeting, it is time for the Board to make another finding to continue to use a telephonic meeting.

RECOMMENDED ACTIONS

It is recommended that your Board, acting on its behalf, and on behalf of the Finance, Operations and Technical Committees appointed by the Board and which are subject to the Brown Act:

1. Find, in accordance with AB 361 Section 3(e)(3), California Government Code Section 54953(e)(3), that the Board has reconsidered the circumstances of the State of Emergency due to the COVID-19 pandemic and that the State of Emergency remains active; and
2. Find, in accordance with AB 361 Section 3(e)(3), California Government Code Section 54953(e)(3), that local officials continue to recommend measures to promote social distancing.

AGENDA ITEM A

BACKGROUND

On September 10, 2021, the Legislature passed AB 361, to enhance public access to local legislative body meetings during the COVID-19 pandemic and future applicable emergencies. The Governor signed AB 361 into law on September 16, 2021. To ensure the safety of members of the public and personnel while guaranteeing the public's right to attend and participate in meetings of local legislative bodies and in alignment with the County of Los Angeles' Health Officer's recommendations to reduce crowding indoors and to support physical distancing, the Board can continue to meet via teleconferencing, in compliance with AB 361 while we are under a State of Emergency and while State or local officials continue to recommend measures to promote physical distancing. However, the Board will need to regularly consider the circumstances of the State of Emergency to determine whether teleconferencing should continue no later than 30 days after the Board's first meeting under AB 361 (October 7, 2021), and within every thirty (30) days thereafter.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Under AB 361, to continue to meet via teleconferencing, the local legislative body must adopt, by a majority vote, specific findings within 30 days of the first use of the teleconferencing meeting rules after October 1, 2021, and within every 30 days thereafter. The Board held its first meeting under AB 361 on October 7, 2021, made its first findings on November 4, 2021, its second finding on December 2, 2021, its third finding on December 20, 2021, its fourth finding on January 6, 2022, its fifth finding on February 3, 2022, and its sixth finding on March 3, 2022. As we approach the seventh 30-day deadline and given the timing of the April 2022 Board meeting, the Board needs to make the necessary findings. The Governor's declaration of a statewide emergency is still in effect, and the County of Los Angeles' Public Health Officer still currently recommends physical distancing. Under AB 361, it is appropriate for the Board to continue with a teleconference meeting for the March Special meeting.

FACTS AND PROVISIONS/LEGAL REQUIREMENT

The Authority's counsel has reviewed the recommended actions and approved as to form.

CONCLUSION

The Executive Director recommends the Board make the recommended findings.

Respectfully submitted,



SCOTT EDSON
EXECUTIVE DIRECTOR

MBC

c: Counsel to the Authority

AGENDA ITEM A



LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY

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Monterey Park, California 91754
Telephone: (323) 881-8291
<http://www.la-rics.org>

SCOTT EDSON
EXECUTIVE DIRECTOR

March 24, 2022

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

Dear Directors:

ADOPT, ADVERTISE, AND AWARD LAND MOBILE RADIO TELECOMMUNICATION FACILITY CONSTRUCTION AND INSTALLATION WORK AT THE MCI SITE AND APPROVE THE PROJECT BUDGET

SUBJECT

The Authority is seeking Board approval for the adoption, advertising and award of construction and installation work to be performed at the LA-RICS Land Mobile Radio (LMR) MCI site and at other LMR System Sites should the need arise. Your approval will result in the adoption of plans and specifications, advertisement of bid for construction, delegation of authority to the Executive Director to execute a construction contract for the MCI site, and authorization for unforeseen work at other LMR System Sites should the need arise, in accordance with the project budget not to exceed amount of \$1,309,987.

RECOMMENDED ACTIONS

It is recommended that your Board:

1. Make the following finding:
 - a. Find the adoption, advertising and award of construction, implementation, and installation work at one (1) site, MCI site, to allow the design, construction, implementation, operation and maintenance activities are within the scope of the activities previously authorized at this site on August 5, 2021, which your Board previously found categorically exempt from review under the California Environmental Quality Act (CEQA) pursuant to 14 Cal. Regs. ("CEQA Guidelines") Sections 15301, 15302, 15303 and 15304 for the

AGENDA ITEM B

reasons stated in this Board Letter and as noted in the record of the project. Further, any leased circuit work that may occur outside of MCI site, if needed to provide network connectivity to the LMR System, is also within the scope of the activities previously authorized for the MCI site on August 5, 2021, which your Board found exempt from review under CEQA pursuant to CEQA Guidelines Sections 15301, 15303 and 15304 for the reasons stated in this letter and as noted in the record of the project.

- b. Find that the approval and award of a contract to allow for certain work be performed at any LMR System Site will be within the scope of the activities previously authorized by your Board, which your Board found to be either (1) categorically exempt from review under CEQA pursuant to 14 Cal. Regs. Sections 15301, 15302, 15303 and/or 15304; (2) statutorily exempt from review under CEQA pursuant to Public Resources Code Section 21080.25, the exemption adopted specifically for the LA-RICS project; or (3) are within the scope of the Final Environmental Impact Report (EIR) for the LA-RICS LMR System, which was previously certified under CEQA on March 29, 2016, and that the environmental findings and Mitigation Monitoring Program previously adopted by your Board are applicable and that there are no changes to the project at any LMR System sites covered in the Final EIR or to the circumstances under which the project is undertaken at these sites that require revisions to the previous EIR due to new significant effects or substantial increase in the severity of previously identified significant effects. In the event that work is required at an LMR System site that has not been analyzed and authorized previously under the aforementioned CEQA findings, the Authority will return to your Board and recommend the requisite finding.
2. Approve the proposed LA-RICS LMR Telecommunication Facility Construction and Installation work as follows:
 - a. Approve an estimated total project budget for the MCI site in the amount of \$1,159,987.
 - b. Approve an estimated budget for any unforeseen, unanticipated work that be required at other LMR System sites, should the need arise, in the amount of \$150,000.
 - c. Adopt plans and specifications that are on file with the LA-RICS Authority for the construction of the MCI site.
 - d. Authorize the advertisement of the project for bids to be received and opened in accordance with the Instruction Sheet for Publishing Legal Advertisements.

- e. Authorize the Executive Director to award and execute a construction contract, in the form previously approved by Counsel to the Authority, to the apparent lowest responsive and responsible Bidder, if the low bid can be awarded within the approved total project budget for the MCI site.
3. Delegate authority to the Executive Director to:
 - a. Make the determination that a bid is nonresponsive and to reject a bid on that basis.
 - b. Waive inconsequential and non-material deficiencies in bids submitted.
 - c. Determine, in accordance with the applicable contract and bid documents, whether the apparent lowest responsive and responsible Bidder has timely prepared a satisfactory baseline construction schedule and satisfied all the conditions for contract award.
 - d. Take all other actions necessary and appropriate to deliver the project.
 - e. Approve and process amendments for changes in work provided they are approved as to form by Counsel to the Authority, up to the maximum amount of \$25,000, plus 5% of the amount of the original contract amount in excess of \$250,000. The Executive Director will report back to your Board monthly regarding what Amendments, if any, were approved and executed by the Executive Director in the prior month.
 - f. Authorize the issuance of one or more Notices to Proceed for the proposed work.

BACKGROUND

On January 7, 2021, your Board authorized the Executive Director to enlist the assistance of County of Los Angeles Department of Public Works (Public Works) for the procurement of architectural and engineering (A&E) services via a Request for Proposal (RFP) as well as a prequalification process and Invitation for Bid (IFB) to acquire construction contractors.

In connection with this authorization, on December 15, 2021, Public Works, on behalf of the Authority, released the LMR Telecommunication Facility Construction and Installation Project Request for Statement of Qualifications (RFSQ). As a result of a successful solicitation process, on February 3, 2022, your Board approved a list of five (5) prequalified Bidders to bid on Invitation for Bids (IFBs) for construction work such as the buildout of the MCI site that is before your Board for consideration.

The recommended actions seek your Board's approval to proceed with the adoption, advertisement, and resultant award of a contract for construction and installation work to be performed at the MCI site.

As your Board is aware, the Authority had an emergent need to solicit for alternate A&E and construction services to complete the LMR System buildout to augment the Agreement the Authority has in place with Motorola Solutions, Inc. (MSI) due to ongoing schedule and contractor performance issues.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended actions will authorize the Executive Director to adopt, advertise, and award the LA-RICS LMR Telecommunication Facility Construction and Installation work at the MCI site, adopt the respective plans and specifications, authorize the issuance of an IFB for construction, award a respective contract resulting from a successful IFB solicitation, delegate certain authority to the Executive Director to carry out these actions, for a total aggregate not to exceed amount of \$1,309,987.

To achieve and complete the final buildout of the LMR System, the Authority enlisted the assistance of Public Works to issue the RFP for performance of engineering design and related services, which successfully yielded an agreement and resulted in construction drawings for the MCI contemplated in this Board Letter. Additionally, Public Works assisted with the issuance of an RFSQ to develop a list of Prequalified Bidders to secure construction contractors on behalf of the Authority.

As a result of both of these solicitations, the Authority now has the ability to proceed with the buildout of the MCI site, which is the last site required to be constructed to complete LMR System sites. It is necessary to proceed with the IFB for the MCI site as it is the final step in the procurement process and will allow the Authority to award a contract to the lowest, responsive Bidder from the Prequalified Bidder list previously approved by your Board. Please refer to the table below for specific project budget information.

Additionally, we are seeking your Board's approval to use the resultant lowest Bidder to perform additional unforeseen, unanticipated work at other LMR System sites should the need arise. It should be noted that such additional unforeseen, unanticipated work would only be exercised in instances where the current Contractor MSI is not able to perform the work or is unwilling to perform the work.

Item No.	Site Name	Site Type	Estimated Project Budget for Base Scope	Estimated Project Budget for Potential Site Enhancements	Contingency Amount for Unforeseen LMR Construction and Installation Work	Total Not to Exceed Project Budget Amount
1.	MCI	Collocation	\$676,408	\$483,579	\$150,000	\$1,309,987
TOTAL AGGREGATE NOT TO EXCEED AMOUNT:						\$1,309,987

CONTRACTING PROCESS

On December 15, 2021, Public Works issued an RFSQ on behalf of the Authority to develop a list of Prequalified Bidders to bid on IFBs for the construction of one (1) or more LMR sites. The solicitation was posted on the County's "Doing Business with Us" website, on Public Works' "Business Opportunities" website, and on the LA-RICS website. Additionally, the RFSQ was advertised in three (3) newspapers: La Opinion, Los Angeles Daily Journal, and the Los Angeles Sentinel.

On December 28, 2021, an optional Prequalification Conference was held and on January 18, 2022, five (5) Statements of Qualifications (SOQs) were submitted in response to the RFSQ. Each SOQ was reviewed for compliance with the minimum qualifications set forth in the RFSQ. After a careful review, all five (5) SOQs were determined to meet the minimum qualifications as well as the overall RFSQ qualification threshold of 60% of the maximum 130 points.

On January 27, 2022, the Bidders were notified of their qualification as a Prequalified Bidder and the initial list of Prequalified Bidders was established. On February 3, 2022, your Board approved a list of five (5) prequalified Bidders to bid on Invitation for Bids (IFBs) for construction work. Advertising for the construction bids (IFBs) will be transmitted to the list of Prequalified Bidders.

FISCAL IMPACT/FINANCING

The total aggregate not to exceed amount of \$1,309,987 for the construction of the MCI site is contemplated in the recommended actions will be fully funded by an open and awarded UASI grant in the current adopted FY 2021-22 and future adopted budgets, as deemed necessary.

ENVIRONMENTAL DOCUMENTATION

With respect to the MCI site, as the CEQA lead agency, the Authority determined on August 5, 2021, that design, construction, implementation, operation and maintenance of the LMR System infrastructure at the MCI site is exempt from review under CEQA pursuant to CEQA Guidelines Sections 15301, 15302, 15303 and 15304. This determination is based on a detailed analysis of the site, which demonstrates that the communications equipment and tenant improvement proposed at the site (1) consist of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographic features, involving negligible or no expansion of existing or former use (Guidelines § 15301); (2) consists of the replacement or reconstruction of existing structures that would be located on the same site and would have the same purpose and capacity of the structure replaced (Guidelines § 15302); (3) consist of construction and location of limited

numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and/or the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure (Guidelines § 15303); and (4) consist of minor alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees (Guidelines § 15304). The Authority also determined on August 5, 2021, that leased circuit work that may occur outside of the site is categorically exempt under CEQA pursuant to CEQA Guidelines Section 15301, 15303 and 15304. Approval and execution of a construction contract for the MCI site are within scope of the previously authorized activities, and the determination that these activities are exempt from CEQA remains unchanged. This determination is supported by substantial evidence in the custody of the Authority, which is incorporated in relevant part into the record of proceedings for the approval and execution of a construction contract for the MCI site.

With respect to work that may occur at other LMR System sites, as the CEQA lead agency, the Authority has previously determined from November 13, 2014 to August 5, 2021 that design, construction, implementation, operation and maintenance at these LMR system sites are either (1) categorically exempt from review under CEQA pursuant to 14 Cal. Regs. Sections 15301, 15302, 15303 and/or 15304; or (2) statutorily exempt from review under CEQA pursuant to Public Resources Code Section 21080.25, the statutory CEQA exemption adopted specifically for the LA-RICS, which exempts these activities as long as they meet certain criteria set forth in the exemption; or (3) the Authority has evaluated the environmental impacts of the project in the EIR prepared by the LA-RICS Authority for the LMR System. On March 29, 2016, your Board certified the Final EIR for the LMR System in compliance with CEQA, made findings with respect to the environmental impacts of the project, and adopted the Mitigation Monitoring Program (MMP) as a condition of approval for the project. The currently recommended action related to the sites in the Final EIR are for project activities that are within the scope of the impacts analyzed in the previously certified Final EIR and the Board's previous environmental findings, and adoption of the MMP are applicable. Moreover, there have been no changes to the impacts analyzed or to the circumstances under which the project is undertaken for LMR System sites in the Final EIR that would require revisions to the previous EIR due to new significant effects or a substantial increase in the severity of previously identified significant effects pursuant to Public Resources Code section 21166 or CEQA Guidelines sections 15162 and 15163. The previously adopted MMP will continue to apply.

Upon the Board's approval of the recommended actions, the Authority will file a Notice of Exemption with the County Clerk for the MCI site in accordance with Section 21152(b) of the California Public Resources Code and Section 15062 of the State CEQA Guidelines and will file a Notice of Determination with the County Clerk in accordance with Section 21152(a) of the California Public Resources Code.

FACTS AND PROVISIONS/LEGAL REQUIREMENT

Counsel to the Authority has reviewed the recommended actions and has approved as to form.

CONCLUSION

Upon the Board's approval of the recommended actions, the Executive Director will have delegated authority to proceed in a manner described in the recommended actions.

Respectfully submitted,



SCOTT EDSON
EXECUTIVE DIRECTOR

JA

cc: Counsel to the Authority