



**Contra
Costa
County**

To: Board of Supervisors
From: David Twa, County Administrator
Date: February 25, 2014

Subject: Bay Area Regional Interoperable Communications System (BayRICS) Joint Powers Authority (JPA) Site Access and Use Agreement

RECOMMENDATION(S):

ACCEPT notice of termination from Motorola Solutions, Inc., and AUTHORIZE the County Administrator, or designee, to terminate the County's Site Access and Use Agreement with Motorola, related to the construction and maintenance of the Bay Area Wireless Enhanced Broadband (BayWEB) system, a public safety project of the Bay Area Regional Interoperable Communications System (BayRICS) Joint Powers Authority (JPA).

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

The Bay Area Regional Interoperable Communications System (BayRICS) Joint Powers Authority (JPA) previously engaged with Motorola Solutions, Inc. in a project to build the Bay Area Wide Enhanced Broadband (BayWEB) high speed data service system for use by various public safety agencies within the San Francisco Bay Area. This new system would utilize the frequency band allocated by the Federal Communication Commission (FCC) for public safety (700MHZ) and would be based on the new "Long Term Evolution" (LTE) wireless data standard. Contra Costa County coverage would have been provided by

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **02/25/2014** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I
Supervisor
Candace Andersen, District II
Supervisor
Mary N. Piepho, District III
Supervisor
Karen Mitchoff, District IV
Supervisor

ABSENT: Federal D. Glover, District V
Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: February 25, 2014

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Ed Woo, CIO
925-383-2688

cc:

utilizing many of the County's current radio sites such as Kregor Peak, Highland Peak, Cummings Skyway, and Nichol Knob.

In January 2012, the County executed a Site Access and Use Agreement that specified terms and conditions under which Motorola Solutions, Inc., would be permitted to access County owned or leased radio sites and facilities to build and maintain the BayWEB system. Motorola recently notified the U.S. Department of Commerce that it is

BACKGROUND: (CONT'D)

pulling out of the grant due to federally-imposed changes to the agreed-upon business model. Article 13.3 of the County's Site Access and Use Agreement with Motorola permits Motorola to terminate the Agreement upon 60 days prior written notice for any reason including if either the federal grant or JPA agreement is terminated. The attached letter from Motorola dated January 31, 2014 serves as notice of termination.

CHILDREN'S IMPACT STATEMENT:

No impact.

ATTACHMENTS

Notice of SAU Termination from Motorola Solutions, Inc. Related to BayWEB