

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: April 10, 2007

Consent Regular

Ordinance Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to:

A) Approve Planning Funding Agreement with Nextel Operations, Inc. (Nextel) for Nextel to pay for the planning activities necessary for the second phase of reconfiguration of the County's frequencies on the 800 MHz radio band;

B) Approve Reconfiguration Planning Phase Agreement with Motorola , Inc. (Motorola) for Motorola to provide reconfiguration planning phase services required for the County's frequencies on the 800 MHz radio band; and

C) Authorize County Administrator, or his designee to sign Consent to Release Information by Rebanding Licensee and Certificate of Completion for Planning Funding Work Agreements within the Motorola Agreement.

Summary: The Agreement with Nextel provides the terms and conditions under which Nextel will pay for the planning activities which precede reconfiguration of the County's frequencies on the 800 MHz radio band. On August 6, 2004, the Federal Communications Commission (FCC) issued an order that modified its rules governing the 800 MHz band. The purpose of the order was to reconfigure the 800 MHz band ^{To} minimize harmful interference to public safety radio communication systems in the band. The County and Nextel are both licensed on frequency allocations subject to reconfiguration. Pursuant to the order, Nextel will pay the total costs incurred by the County to effect a reconfiguration of the County's affected frequency allocations including the planning activities which precede configuration. Under the terms of the agreement, Nextel will pay Motorola for the costs incurred by the County in developing a plan to implement the reconfiguration including developing engineering plans, and other planning activities. The Agreement with Motorola provides the terms and conditions under which Motorola will develop a plan for the County to implement the reconfiguration of the County's frequencies. (FDO/ESS) Countywide (JM)

Background & Justification: Pursuant to an FCC Order, Nextel will pay all the costs associated with the County moving its frequencies within the 800 MHz radio band in order to minimize harmful interference to the public safety radio communication system.

Attachments: Agenda item is more than 50 pages;
may be viewed in Administration.

- 1. Planning Funding Agreement with Nextel
- 2. Reconfiguration Planning Phase Agreement with Motorola

Recommended by: Amy Wolf 3/9/07
Department Director Date

Approved by: [Signature] 3/26/07
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2007	2008	2009	2010	2011
Capital Expenditures	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
NET FISCAL IMPACT	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

Is Item Included in Current Budget? Yes No
 Budget Account No: Fund _____ Department _____ Unit _____ Object _____
 Reporting Category _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS:

A. OFMB Fiscal and/or Contract Development & Control Comments:

3-19-07

 OFMB

3/20/07

 Contract Dev. and Control

These contracts comply with our review requirements.

B. Legal Sufficiency:

James C. Nease Jr

 Assistant County Attorney

C. Other Department Review: