



FIRST RESPONDER NETWORK AUTHORITY
BOARD RESOLUTION 41

AUTHORIZATION TO FURTHER EXTEND THE PERIOD FOR NEGOTIATIONS OF
SPECTRUM LEASE AGREEMENTS WITH THE STATE OF MISSISSIPPI AND THE BAY
AREA REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM AUTHORITY
August 13, 2013

WHEREAS, Congress enacted the Middle Class Tax Relief and Job Creation Act of 2012 (Act), which mandates the creation of a nationwide interoperable wireless broadband network that will enable police, firefighters, emergency medical service professionals, and other public safety officials to more effectively communicate and perform their missions;

WHEREAS, the Act creates the First Responder Network Authority (FirstNet), an independent authority within the Department of Commerce's National Telecommunications and Information Administration (NTIA), charged to take "all actions necessary" to build, deploy, and operate the network, in consultation with State, local, tribal, and territorial entities;

WHEREAS, on February 12, 2013, the Board adopted a Resolution (Resolution # 18) to authorize its member, Sue Swenson, to negotiate on FirstNet's behalf on spectrum lease agreements (Agreements) with the Broadband Technology Opportunities Program (BTOP) public safety recipients for a period no longer than 90 days following the adoption of the Resolution;

WHEREAS, Resolution 18 authorized the 90-day negotiation period to be extended for a brief period of time upon the mutual agreement of FirstNet and a recipient, which negotiation period closed on May 13, 2013;

WHEREAS, on May 8, 2013, June 12, 2013, and July 22, 2013, the Board adopted three Resolutions (Resolution # 28, Resolution # 32, and Resolution # 35) to extend the period for

negotiations on the spectrum lease agreements with the BTOP public safety recipients through June 12, 2013, July 12, 2013, and August 13, 2013, respectively; and authorized Sue Swenson to continue such negotiations on FirstNet's behalf;

WHEREAS, there continues to be substantial progress in such negotiations with the State of Mississippi and the Bay Area Regional Interoperable Communications System Authority, but Sue Swenson has advised the Board that she and these recipients have concluded that an additional extension of the negotiations period is required for such negotiations to be completed;

WHEREAS, the State of Mississippi and the Bay Area Regional Interoperable Communications System Authority have each notified Sue Swenson by electronic mail that both entities agree to an additional extension of the negotiations process with FirstNet;

NOW THEREFORE BE IT RESOLVED that the FirstNet Board hereby agrees to extend its period for negotiations on spectrum lease agreements with the State of Mississippi and the Bay Area Regional Interoperable Communications System Authority through September 30, 2013, and authorizes FirstNet's Deputy General Manager, TJ Kennedy, to continue such negotiations on FirstNet's behalf.

I, the undersigned, Secretary of the First Responder Network Authority, do hereby certify that the above is a true and correct copy of a resolution adopted at the meeting of the Board of the First Responder Network Authority on August 13, 2013, at which a quorum was present and voted.

A handwritten signature in black ink, appearing to read 'Uzoma Onyeije', with a long horizontal line extending to the right.

Uzoma Onyeije, Secretary