

MARIN EMERGENCY RADIO AUTHORITY

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DATE: June 26, 2019
TO: MERA Governing Board
FROM: Maureen Cassingham, Executive Officer
SUBJECT: AGENDA ITEM **B-1**: PROPOSED FIRST AMENDMENT TO NEXT GENERATION RADIO SYSTEM IMPLEMENTATION AGREEMENT BETWEEN THE MARIN EMERGENCY RADIO AUTHORITY AND THE COUNTY OF MARIN

Recommended Action: Approve the Proposed First Amendment to Next Generation Radio System Implementation Agreement Between the Marin Emergency Radio Authority and the County of Marin.

Background: The current MERA/County Next Gen Implementation Agreement is set to terminate on June 30, 2019, or at such date the Project is accepted as complete by MERA. The Project's estimated completion date from DPW is now sometime in 2023. The need to extend the Agreement has permitted MERA to reflect on all its Sections of the to the benefit of the Next Gen Project and MERA's contractual relationship with DPW.

MERA staff, in consultation with the MERA President and Vice President, is proffering the following amendments:

Section 8 (Fees), which permits MERA to charge DPW for MERA staff services if materially significant to Project Implementation;

Section 9 (Payment) which requires invoice accuracy, adequate documentation, and DPW Director confirmation of same as conditions for payment plus permits MERA request of an independent audit of DPW services and costs associated with Next Gen Implementation;

Section 10 (Terms of Agreement) which provides for successive one-year Agreement renewals subsequent to the first one-year renewal, which terminates on June 30, 2020;

Section 11 (Relationship Between DPW and MERA) which requires MERA approval of any agreement over \$25,000, which reflects a reduction from \$1M, and timely (within 7 days of request) provision of information reasonably requested by the Executive Officer or Deputy Executive Officer;

Section 14 (Notices) which is revised to cite MERA's new host member address in Corte Madera effective July 1, 2019;

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Section G of Exhibit A to the Agreement which is revised to ensure DPW attendance at all MERA meetings wherein Next Gen is to be discussed, formally reported on, or when requested by the Executive Officer;

Section I of Exhibit A which is revised to ensure monthly written Project status reports are provided to the Next Gen Project Oversight Committee, including contract expenditures to date per contract; and

Exhibit A Section J which is revised to conform with Section 5 of the Agreement.

Again, these revisions are proposed based on Project performance to date and to enhance the parties relationship and communications.

ATTACHMENT:

B-1a Proposed First Amendment to Next Generation Radio System Implementation Agreement
Between MERA and the County of Marin