

**BayRICS GUIDING PRINCIPLES AND GOALS
FOR SMLA NEGOTIATION AND BOOM MODIFICATIONS**

BayRICS negotiating team, including the BayRICS General Manager, Board Chair, Vice-Chair and Technical Advisory Committee Chair, will follow these five guiding principles for all terms and conditions of the spectrum lease and any proposed changes to the BOOM Agreement:

- 1) No increased user fees or costs for BayRICS or its Members. Goals include:**
 - a. Better certainty of user fees after year 1
 - b. System enhancement and expansion plan to spread costs over a larger user base and provide greater value for users
- 2) No loss in system performance or functionality throughout the duration of the agreement. Goals include:**
 - a. Ensure SLA's are met and the system is operated and maintained to public safety performance levels (minimum downtime)
 - b. Ensure that the system will be operated and maintained by an experienced, established system integrator.
- 3) Any secondary use of spectrum shall not infringe on public safety service levels. Goals include:**
 - a. Guarantee of sufficient spectrum capacity on day-to-day basis
 - b. Guarantee of full spectrum capacity for a major incident (as defined by BayRICS)
 - c. Guarantee that secondary use will result in no limitation or degradation of service or functionality for public safety users
 - d. The parties should develop a revenue sharing plan to support system enhancement/expansion
 - i. Assumption: System enhancements will result in increased revenues (better network and more users)
- 4) Ensure a non-obsolete system at end of the (10-year?) period. Goals include:**
 - a. BayWEB network should meet current and developed standards for nationwide network set by FirstNet through its learning processes/RFI's
- 5) Ensure BayRICS members are sufficiently compensated for use of resources (fiber/sites) in the network. Goals include:**
 - a. Capital improvements made to facilities shall be retained by member agencies contributing those assets
 - b. Site/fiber-owning agencies shall be fairly compensated for their contributions
 - c. Resources contributed by the member agencies shall be used in accordance with the laws and regulations surrounding the facilities (i.e. commercial use of sites and fiber)
 - d. If system core design is changed, the JPA should be properly compensated for any related costs