



State of Delaware  
800 MHz Next Generation Meeting Minutes  
July 12, 2005

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**Attendees:**

Ackles, Michele – DTI	McDaniel, Chip - DNREC
Baker, Bryant – DTI	Oettel, William – DOC
Bower, Ronald – DOC	Patterson, Greg – Governor’s Office
Bryson, Charles – RCC	Pedersen, Robert – DivComm
Cubbage, James – DVFA	Pepper, Terry – Governor’s Office
Dempsey, Richard – Kent County	Seifert, Sharon – DTI
Dudlek, Joseph – DOC	Starkey, Elayne – DTI
Gates, Robert – DivComm	Steele, Tom – Homeland Security
Hersey-Miller, Lynn – DTI	Streets, Bill – New Castle County
Hudson, Sheldon - Budget	Wessels, Joe – DEMA
Kelleher, Dennis – RCC	Wessels, Walter – Public Health
Martin, Jeff – RCC	Whitley, Gary - RCC

**Welcome – Greg Patterson**

**Goals:**

- Project Review
- NG Consideration, Action on CO-027 (Reduction from Simulcast Distribution Amplifier Acquisition)
- NG Plan for Middletown Reaction
- Chair Transition
- Greg Patterson introduced his replacement, Terry L. Pepper, County & Local Government Relations, of the Governor’s Office, as the new chair of the 800 MHz Next Generation Committee.

**Agenda:**

- |                            |                |
|----------------------------|----------------|
| ▪ Sites Status             | Bryant Baker   |
| ▪ Plan for Middletown      | Bryant Baker   |
| ▪ 3-Site Integration       | Bryant Baker   |
| ▪ Change Order “000”       | Bryant Baker   |
| ▪ Summary and Next Meeting | Greg Patterson |

**Project Status**

- Overall – Stage 1 within budget, on time
  - Detailed equipment list review (prior to ordering)

- Main effort towards completing Construction Drawings
- Schedule repositioned for Stage 1; overall length of project will still not be effected
- Detailed Design Review (DDR)
  - Completed Stage 1; Stage 2 DDR scheduled for completion in November
  - Most private tower contractual issues have been resolved

### **Project Status – Funding**

- No cost report received from SBO for June (Bryant received the report just prior to the meeting, no chance to review)
- Project Contingency FY05: ~\$400K (Down by \$390K due to signing the RECOM change order 005)
- \$19M Bond Bill passed - FY06 is funded

### **VRS Project Activities:**

- 5 “Standard Installs” scheduled:
  - June 28 & 29 Lewes VFD Command & Control Vehicle
  - July 6 & 7 Selbyville VFD Engine
  - July 12 & 13 Bethany Beach PD Crown Vic or similar
  - July 19 & 20 Delmar VFD Ambulance
  - July 26 & 27 DSP Troop 7 Crown Vic

### **Wilmington**

- Equipment room quote of \$130K still on hold
- Landscaping for Rodney still open item:
  - City is planning two public meetings in addition to the zoning variance meeting, dates TBD
  - City has stated they will be able to handle the public outreach without State participation...

### **Iron Hill**

- Cingular turned over site management to SBC
  - Owns part of Cingular
  - Subsidiary of SBC handling site details
- Collecting lease exhibit information
  - No sign of any indemnification issues
  - Insurance is another matter

### **North Talleyville**

- Lease is in-house at DTI for signature
- Zoning Drawings being prepared

### **Hockessin**

- Conectiv has agreed to lease terms; lease is being circulated at Conectiv for approvals

### **Winterthur**

- On hold due to Global Signal situation. No updates from the museum.

### **RECOM**

- Motorola backed down to the \$390K per the approved CO amount;
- CO-005 signed
- Construction Drawings under review with team

### **Christiana Towers**

- Lease terms have been agreed-to; work has started while lease is circulated at UD for approval

### **Pike Creek**

- Lease with ATC signed
- No insurance, indemnification requirements
- Included Woodside lease as well

### **Middletown**

- Clip published in local paper to comply with FCC Section 106 (historic view shed) rules
- Strong reaction from residents
- Project requires Next Gen Committee First Responders to actively work with the community.
- Possibilities:
  - Public Hearing, meetings on the issue
  - Educational materials via newspaper, flyers, ads
- Project team activities to date include:
  - Responding to residents via phone, email
  - Research other potential (county) properties
  - Inquiries for experts in EMR and effects on health
- Project Team recommends:
  - Appoint a sub-committee to develop a community outreach plan
  - Subcommittee spearhead execution of the plan
- **Greg Patterson recommended that Terry Pepper chair a Subcommittee of the following: Richard Dempsey, Bill Streets, Jim Cubbage, Michele Ackles, and Jeff Martin.**

Question, Terry Pepper: What is the time table? Has a zoning application been submitted?  
 Jeff Martin: The zoning application was just submitted. It could be a six (6) month process. A newspaper article would do much to answer the public's questions, concerning height, radiation, location, etc.

Question, Greg Patterson: What is your insight Bill? Bill Streets: Mr. Bell, Public Safety, County Council should be contacted. We must have the sight for coverage, especially schools. What was in the news article? Michele Ackles: It was just a short notice that a tower was going to be installed and a phone number in Georgia for information. Michele noted that we will have similar issues downstate, and suggested that the committee be proactive and prepare communities for additional announcements/zoning hearings.

Comment, Jim Cubbage: We should include Joe Thomas and Dickie Dempsey on this committee.

Comment, Bill Streets: We should also ask for the support of Mayor Branner.

The subcommittee decided to meet shortly at the conclusion of this meeting.

### **Wrangle Hill/Milford/Laurel**

- Project team is undecided with respect to the State integrating these sites:
  - Motorola responded to de-scope request with the following:
    - Chopped \$425K off of the change orders to move to these sites as an incentive. Present CO combined amount is now down to \$1.8M
    - Will de-scope the contract by \$611K if State integrates

- Third option, to evaluate SBA building and owning the towers in exchange for increased lease amounts, not considered
  - JG Quote for complete “civil turnkey” \$2.2M
  - RCC to act as system integrator/project manager for these sites
- Total contractual value for Motorola to do all three sites: \$2.4M
  - Includes \$600K as value in current contract
  - Potential this is only half of the credit we should get
- Cost for JG, RCC work: \$1.7M
  - Includes the \$600K credit
- Delta savings: approx. \$700K
- Pros:
  - Sends message to Motorola for remainder of project towards reducing their pricing
  - Future requests for site integration more creditable
  - \$700K savings to project
- Cons:
  - Will require an emergency directive per State’s procurement law from Agency Head (or Governor)
  - Requires more management
  - Schedule risk due to the above

Comment, Jeff Martin: Motorola is still responsible for the building permits that will take several months.

Comments, Bob Pedersen: He recommends going with J.G. Contracting to build the three (3) towers. The Change order from Motorola for the towers was high. Motorola gave only a small discount as incentive to build the towers and when they heard we were considering J.G., they gave another small discount. We need to send a message to Motorola that they continue to be fair throughout the coming stages of this project and give us their best and final offers. We also do not want to close the door on other contractors.

Question, Joe Wessels: What is the quality of J.G.? Jeff Martin: Very good; they are in fact a Motorola subcontractor.

Bill Streets: Do we jeopardize the project? What is the risk in using J. G? Charles Bryson: No. Jeff Martin: Little risk and we will reduce costs. Motorola has only built one tower.

Bill Streets: Do we jeopardize the contract? Bob Pedersen: The towers are not part of the contract.

Joe Wessels: Will the construction of the towers require more management? Who would manage? Bryant Baker: DTI

Lynn Hersey-Miller interjected that speaking for Tom Jarrett, Secretary of DTI; DTI has no more resources for this project.

Joe Wessels: Could savings of the project be used for Project management by DTI?

Bryant Baker: I have not looked at that.

Greg Patterson: What is the possibility of doing one tower, to see how that goes? Bryant Baker: I do not know at this point. Bob Pedersen: That would make the cost of the towers go up.

Greg Patterson: The decision was to go “turn key” in the beginning. This would be a change in policy. There could be a risk to the schedule if we need to get an emergency directive, and this could change the relationship of RCC.

Charles Bryson: We do not want to compromise the relationship with the State

Bob Pedersen: The sole purpose of bringing Dennis Kelleher of RCC on board is to make this happen. He has extensive experience and would work under the direction of Bryant. Motorola underbid the project at 51 million and now they want to make it up.

Greg Patterson: Jim, what are your thoughts? Jim Cabbage: I am confused. We have mixed messages from DTI, and the savings would be substantial, but at what risk? I do not want to make the wrong decision.

Joe Wessels: Bryant, were the towers an afterthought? Bryant Baker: No. These are the results of not being able to execute the original plan for various reasons. Bob Pedersen: We could not convert three (3) sites as planned, so we had to build new towers.

Jeff Martin: It comes down to the time it would take to get a “directive”. We could also go back to Motorola for a lower price.

Joe Dudlek: What message does that send? Motorola will not give us their best price the first time if they feel that we will continue to ask for lower pricing.

Greg Patterson: I think we need legal advice and a DTI resolution on the recommendation. Let’s meet again in 1-2 weeks.

- Other issue: DeIDOT MOA (all DOT properties effected) still under review at DeIDOT
  - Latest comments from DeIDOT implied they want the lease revenue from the tower
  - Would require a change in DE Code for them to negotiate the leases and keep the funds...
- Action Item: Greg Patterson asked that Bryant Baker send him an e-mail detailing the issue with DeIDOT and he will contact DeIDOT.

### **Kent, Sussex**

- Dover (Stage 2 and “4”)
  - DDR for the Stage 4 work completed and signed
  - Equipment list being prepared for order
  - COPS grant for Stage 2 work in progress

**Motion Approved: The committee agreed to supply the matching funds for the COPS grant. By supplying \$850K to procure \$1M of services attributable to the 800MHz project scope, the project saves \$150K, and the City benefits by procuring additional \$2.3M of equipment with these grant funds, if approved. Grant application to Feds is due at the end of this week.**

- Woodside
  - Confirmed Woodside workable microwave site
  - Signed lease with ATC
- CO-027, credit for our acquisition of SDAs
  - Primarily impacts Kent, Sussex sites
  - Allows for more uniform system configuration across State, no need for “Broadcast Mode”
  - Credit of \$119K

**Motion Approved: The committee agreed to approve CO-027.**

**Summary: The committee will research the legal aspects of contracting the towers to J.G. Contracting, and a resolution to the recommendation by DTI.**

- **Next Meeting: Tuesday, August 2, 2005, 10:00 am, Governor’s Conference Room, Tatnall**