

FIRST RESPONDER NETWORK AUTHORITY  
**BOARD RESOLUTION 46**  
AUTHORIZATION TO FURTHER EXTEND THE PERIOD FOR NEGOTIATIONS OF  
SPECTRUM LEASE AGREEMENTS WITH THE BTOP PUBLIC SAFETY RECIPIENTS  
October 25, 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, on August 13, 2013, the Board adopted a Resolution (Resolution # 41) to extend the period of negotiations on the spectrum lease agreements with the BTOP public safety recipients of the State of Mississippi (Mississippi) and the Bay Area Regional Interoperable

Communications System Authority/Motorola Solutions, Inc. (Bay-RICS/Motorola) through September 30, 2013 and authorized FirstNet's Deputy General Manager, TJ Kennedy, to continue such negotiations on FirstNet's behalf;

WHEREAS, there continues to be substantial progress in such negotiations with Mississippi and Bay-RICS/Motorola, but TJ Kennedy has advised the Board that he and these recipients have concluded that an additional extension of the negotiations period is required for such negotiations to be completed and Bill D'Agostino, FirstNet General Manager, has advised the Board that he would like to re-open negotiations with the BTOP public safety recipients of the New Jersey Department of Treasury (New Jersey), and Adams County Communications Center, Inc. (ADCOM);

WHEREAS, Mississippi, Bay-RICS/Motorola, New Jersey and ADCOM have each notified FirstNet's managers by electronic mail that it agrees to an additional extension in its 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 Mississippi, Bay-RICS/Motorola, New Jersey, and ADCOM until November 15, 2013, and authorizes FirstNet's General Manager, Bill D'Agostino, and Deputy General Manager, TJ Kennedy, to continue such negotiations on FirstNet's behalf until November 15, 2013, on which day FirstNet will notify NTIA that it has concluded the negotiations on such spectrum lease agreements.

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 October 25, 2013, at which a quorum was present and voted.

Signed,

A handwritten signature in black ink, appearing to read 'Uzoma Onyeije', written in a cursive style.

Uzoma Onyeije, Secretary