



Silicon Valley Regional Interoperability Authority

APPROVED REGULAR MEETING MINUTES

**Silicon Valley Regional Interoperability Authority
Working Committee**

**Monday, May 9, 2022
Teleconference/Zoom Online Meeting**

1. Call to Order

➤ Chair Smith called the meeting to order at 2:03 pm

2. Roll Call

Chair Andy Smith SJPD/Interoperability Communications Manager	City Manager's Office Representative, San Jose	P / A
Vice Chair Brian Glass Acting Fire Chief Santa Clara County Fire	County Executive's Office Representative, Santa Clara County	P / A
Vacant	Director, Santa Clara County Communications	P / A
Brian Loventhal City Manager City of Campbell	Santa Clara County, City Managers Association	P / A
Ed Shikada City Manager City of Palo Alto	Santa Clara County, City Managers Association	P / A
Nicole Frazier Palo Alto PD Senior Technologist	At Large Member	P / A
Joey McDonald Communications Operations Manager Santa Clara Police Department	At Large Member	P / A
Ruben Torres Fire Chief City of Santa Clara	Santa Clara County Fire Chiefs Assoc. Rep	P / A

Pedro Espinoza Police Chief City of Gilroy	County Police Chiefs Association Representative	P / A
Steve Forman Battalion Chief San Jose Fire	City Manager's Office Representative, San Jose	P / A
Judy Maloney Communications Manager City of Los Altos	PSCMA Representative	P / A
Kenneth Blackwell Technology Manager VTA	VTA Representative	P / A
Randeep Sangha Assistant Superintendent VTA	VTA Representative	P / A

There are eight members present, there is a quorum.

3. Public Comment

- No members of the public present. No members of the public have commented through the Working Committee Members. No public comment.

4. Action on Consent Calendar

- a. Review and Approve Meeting Minutes from the Regular Meeting of March 14, 2022

- No public comment

- Motion to approve J. Maloney, K. Blackwell second. No comments. Roll call vote taken, Aye: 8, No: 0. Motion Carries.

5. Executive Director Updates and Presentations

- a. Cybersecurity Update – Partnership with Department of Homeland Security (DHS) for Critical Infrastructure Assessment (Verbal Report)

- DHS will be here in early August. Staff will accompany them on multiple site visits to get a firsthand understanding of what they're looking at. Likely, when we are completed, staff will come back and brief the Working Committee and Board in closed session given the sensitivity of the information of the vulnerability assessment.

- b. CalOES Grant-Funded Site on Wheels

- Construction is almost complete, and the radios are programmed. The last item to complete is radio testing, optimization, and a few items on the punch list. We have met the CalOES completion deadline. It is set up as a regional asset, and it will support SVRCS in the event a site goes down or there are large events that need additional radio infrastructure to support communications. The grant-funded portion (\$300,000) has been paid at the end of March. Once the punch list is

completed and we have signed the final acceptance, the Board-approved additional funding amount (approximately \$161,000) will be paid.

- c. Training Update – Programmers, Dispatchers and Field Users (Verbal Report)
 - May 11 is the training date for radio shop and programmers. Training will be in-person and likely held at Santa Clara Police Department’s Community Room. Staff monitoring COVID safety recommendations for training sessions.
 - Staff, the Working Committee and the Technical and Project Teams are planning a tabletop training on June 21, 2022. The hope is that the training can be conducted in-person if COVID protocols and safety allow.
 - Routine and small incident operations
 - Large incidents
 - Pursuits entering and exiting the County including coordination with adjoining counties dispatch centers and CHP
- d. Working Committee vacancy representing Santa Clara County Communications Director (Verbal Report)
 - With Heather Plamondon’s retirement, a vacancy currently exists for the Director of County Communications. Chief Glass has informed SVRIA that a candidate will be announced shortly, and the person will fill the opening on the Working Committee.
- e. New Working Committee Member Orientation
 - SVRIA staff has offered new board member orientation training before. Staff would like to offer a similar training to any of the members of the working committee, particularly our new members. The training lasts about one hour, and the topics include the history of the JPA is about, guiding documents, the technology, and key staff contacts.
- f. SVRIA Mutual Aid interest from Menlo Park Fire District and the United States Marshal’s Office.
 - There is complexity with both requests. Menlo Park Fire has to also set up interoperability with the East Bay Regional Communications System (EBRCS) for communication with Fremont Fire on calls on the Dumbarton Bridge. The US Marshals will be joining EBRCS as a paying participant. They need to complete that before joining SVRIA as a mutual aid partner.
- g. Two-year Subscriber Unit True-Up in July 2022 (Verbal Report)
 - The True-Up is completed every other year and serves as the basis for the annual maintenance and operations budget for SVRIA. Agencies add and remove radios as their operational needs change. We will count every mobile and portable radio on the SVRCS.
 - No public comment

6. Action Items

a. Senate Bill 1000 Legislation – Law Enforcement Agencies: Encryption and Radio Communications

i. Legislative Analysis and Options for Board of Directors – Staff Report Recommends that the SVRIA Working Committee advise the Board of Directors to not take a position on SB 1000.

- Executive Director presented staff report and analysis of proposed State legislation including current status as SB 1000 moves through the Senate and Assembly.
- Operationally: Encryption is mostly complete with SVRIA Law Enforcement members and the County Sheriff who have transitioned to encryption on their primary dispatch talkgroups. There is one small community college district police department who is finishing encryption transition, less than 50 radios.
- SVRIA does not have a signed agreement with State DOJ as SVRIA is not a law enforcement agency and has no need to access the state records and identification database (CLETS).
- State DOJ has no regulatory authority over SVRIA. In the event personally identifiable information (PII) is transmitted over one of the South Bay Interoperability Talkgroups, there is no action the State could take against SVRIA.
- The mission of SVRIA is to deliver operations on the SVRCS. No matter the encryption status of SVRIA's law enforcement agencies, the Interoperability Talkgroups will always be available for shared, multi-agency regional communications.
- Public Policy: State legislative effort with legislation introduced by Senator Becker (Santa Clara/San Mateo) that would require unencrypting communication on police primary talkgroups. Personally identifiable information is the reason for encryption after an October 2020 memo from the State Department of Justice. This legislation would unwind a lot of the work SVRIA, and its members have done in the last three years. There is a cost to unencrypt radios, mostly staff time. There is a provision for reimbursement for unfunded State mandates. Staff is keeping a close eye on the reimbursement process and language.
- Executive Director noted that there has not been a complete cost analysis on the bill. Costs that would be incurred by the state and reimbursing local agencies to fulfill the mandate of a new law.
- Executive Director noted that SVRIA was established as a technical joint powers authority (JPA). There has not been legislative advocacy action and SVRIA does not have the staff or resources to effectively analyze proposed legislation.
- Executive Director outlined SVRIA's role to support member agencies elected officials and staff with technical analysis or the legislation so the agencies could make their own public policy position.
- Executive Director noted that one member's City Council had taken a support position and another member's City Council had taken an oppose position on the legislation. There is a desire to keep all members united in the delivery of services to their public safety and public service agencies within SVRIA.

- Executive Director noted there would be added workload on dispatchers and officers.
- Chair Smith expressed concerns about the added workload on dispatchers and dispatch centers should SB 1000 become law. In San Jose PD's case, additional dispatchers would be needed to operate the encrypted talkgroups to relay PII and run information through CLETS. Dispatch centers are already understaffed and attempting to add new positions would be costly and difficult to fill.

Chair Smith noted additional groups are organizing to oppose the bill. Executive Director was aware of the California Police Chiefs and California Sheriffs' Association were opposed and there was also opposition from dispatcher groups including Cal NENA (National Emergency 9-1-1 Association).

- No public comment.

➤ Motion to accept staff recommendations **J. Maloney, K. Blackwell** second. No comments. Roll call vote taken, Aye: 8, No: 0. Motion Carries.

b. Annual Audit – Receive and Recommend Approval to Board of Directors

- Executive Director provided an overview of the SVRIA Audit and Auditor, Alex Hom from Moss, Levy & Hartzheim.
- Presented highlights and noted the SVRIA is clean and without exceptions.
- The FY20/21 Audit is much more of a typical SVRIA audit compared to last year's audit that accounted for previously built capital infrastructure, but the equipment had not yet been capitalized or depreciated.
- The Auditor gave the Authority an unmodified clean opinion. Auditor looked at making sure all the processes that SVRIA did, like purchasing transactions, receipts, and made sure the balance sheet items were correct. Auditor found no significant findings. The controls seemed good for a special district your size.
- No public comment.

➤ Motion to accept staff recommendations **J. Maloney, K. Blackwell** second. No comments. Roll call vote taken, Aye: 8, No: 0. Motion Carries.

7. Future Items for Discussion

- No Working Committee member announcements

8. Adjournment

- Chair Smith adjourned the meeting at 2:35 pm