

FORM APPROVED COUNTY COUNSEL
 BY: Neal R. Kipnis DATE: 10/3/12
 PURCHASING: Mark Seiler Assistant Departmental Concurrence

**SUBMITTAL TO THE BOARD OF SUPERVISORS
 COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

507



SUBMITTAL DATE:
 October 3, 2012

FROM: Riverside County Information Technology (RCIT)

SUBJECT: Lease Purchase of Mobile and Portable Radios

RECOMMENDED MOTION: That the Board of Supervisors approve and execute the attached First Amendment to the Equipment Lease Purchase Agreement with Motorola for the lease purchase of mobile and portable radios.

BACKGROUND: The final radio order for the PSEC Project has been placed. Attached is a lease agreement with Motorola for the lease purchase of additional mobile and portable radios required to meet county departmental needs. The cost for the equipment is at a fixed contract price based on the original equipment contract with Motorola.

Kevin K Crawford
 Kevin K Crawford
 Chief Information Officer

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	FY13/14
SOURCE OF FUNDS: PSEC Operating Budget			Positions To Be Deleted Per A-30	<input type="checkbox"/>
			Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE
Christopher M. Hans
 BY: Christopher M. Hans

County Executive Office Signature

- Policy
- Policy
- Consent
- Consent
- Dept't Recomm.:
- Per Exec. Ofc.:

Prev. Agn. Ref.: 3.20, 6/15/10 | **District:** ALL | **Agenda Number:**

ATTACHMENTS FILED
 WITH THE CLERK OF THE BOARD

3.41

BACKGROUND: (Continued)

The lease agreement is a seven-year fixed rate lease with a one-year deferral arrangement. The lease payment will begin in November 2013 and is budgeted in the PSEC operating budget for FY13/14. Currently the rate is estimated at 2.94%; the final fixed rate to be determined based on the current rate available upon execution of the lease document. The county's awarded finance institute could not provide a similar viable agreement with the one year deferral.

AMENDMENT No. 1 TO EQUIPMENT LEASE-PURCHASE AGREEMENT

This Amendment No. 1 to Equipment Lease-Purchase Agreement ("Amendment") is made and entered into as of October __, 2012, by and between MOTOROLA SOLUTIONS, INC., with an office located at 1303 East Algonquin Road, Schaumburg, IL 60196 ("Lessor") and County of Riverside located at 4080 Lemon Street, Riverside, CA 92501 ("Lessee").

RECITALS

Lessor and Lessee are parties to that certain Schedule A Equipment Lease-Purchase Agreement #23349 dated October __, 2012 (the "Lease") which is hereby attached to and made part of that certain Equipment Lease Purchase Agreement No. 23108 dated June 17, 2010 (the "Agreement"). Pursuant to the terms and conditions of the Lease, Lessee has leased Equipment from Lessor (as defined in the Lease).

AGREEMENTS

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants, conditions and agreements contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee hereby agree as follows:

1. Modification of legal name of Lessor in Equipment Lease-Purchase Agreement 23108.

For the purposes of this Schedule A Equipment Lease-Purchase Agreement #23349 dated October __, 2012 (the "Lease"), any reference to Motorola, Inc. under the original Agreement dated June 17, 2010 is hereby changed to Motorola Solutions, Inc.

3. Reaffirmation. Except as otherwise provided in this Amendment, all other terms and conditions of the Lease shall remain the same and the Lease shall remain in full force and effect.

4. Capitalized Terms. All capitalized terms used herein and not otherwise defined shall the meanings as set forth in the Lease.

IN WITNESS WHEREOF, the parties hereto have signed this Amendment as of the date first written above.

LESSOR: MOTOROLA SOLUTIONS, INC.

By: _____

Title: _____

LESSEE: County of Riverside

By: John Tavaglione

Title: Chairman, Board of Supervisors

FORM APPROVED COUNTY COUNSEL
BY: Neal R. Kipnis DATE 10/11/12

SCHEDULE A EQUIPMENT LEASE-PURCHASE AGREEMENT

Schedule A 23349
Lease Number:

This Equipment Schedule dated as of _____ is being executed by MOTOROLA SOLUTIONS, INC. ("Lessor") and COUNTY OF RIVERSIDE (Lessee"), as a supplement to, and is hereby attached to and made a part of that certain Equipment Lease-Purchase Agreement Number **23108** dated as of June 17, 2010("Lease"), between Lessor and Lessee.

Lessor hereby leases to Lessee under and pursuant to the Lease, and Lessee hereby accepts and leases from Lessor under and pursuant to the Lease, subject to and upon the terms and conditions set forth in the Lease and upon the terms set forth below, the following items of Equipment

QUANTITY	DESCRIPTION (Manufacturer, Model, and Serial Nos.)
	Refer to attached Equipment List.
Equipment Location:	

Initial Term: 84 Months Commencement Date: 11/1/2012
First Payment Due Date: 11/1/2013

7 Annual Payments of \$327,009.92 (illustration only) as outlined in the attached Schedule B, plus Sales/Use Tax of \$0.00, payable on the Lease Payment Dates set forth in Schedule B.

EXECUTED as of the date first herein set forth.

LESSEE:

COUNTY OF RIVERSIDE

LESSOR:

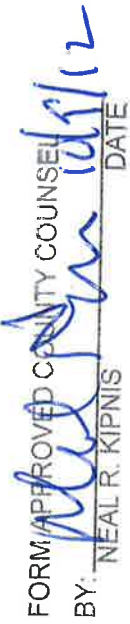
Motorola Solutions, Inc.

By: John Tavaglione

Title: Chairman, Board of Supervisors

By: _____

Title: _____

FORM APPROVED COUNTY COUNSEL
BY:  NEAL R. KIPNIS DATE: 10/11/12

Equipment List

Quantity

110	H97TGD9PW1 N	APX7000 DIGITAL PORTABLE RADIO
	QA00569	ADD: 7/800MHZ PRIMARY BAND
	QA00574	ADD: VHF SECONDARY BAND
	QA00577	ADD: LARGE COLOR DISPLAY AND FULL KEYF
	QA00579	ADD: ENABLE DUAL BAND OPERATION
	Q806	ADD: ASTRO DIGITAL CAI OPERATION
	H38	ADD: SMARTZONE OPERATION
	Q361	ADD: P25 9600 BAUD TRUNKING
	QA00580	ADD: TDMA OPERATION
	G996	ADD: PROGRAMMING OVER P25 (OTAP)
	Q947	ADD: RADIO PACKET DATA
	QA00782	ADD: ENABLE INTERNAL GPS OPERATION
	Q629	ENH: AES ENCRYPTION
	Q498	ENH: ASTRO P25 OTAR W/ MULTIKEY
110	GA00232	ADD: 3 YR REPAIR SERVICE ADVANTAGE
110	H799	ADD: TEST RESULTS/RATED AUDIO PRINTOUT
110	PMMN4062	APX7000 IMPRES RSM, NOISE CANC. EMERGEN
110	WPLN7080	APX 7000 IMPRES SINGLE UNIT CHARGER US/N
92	H97TGD9PW1 N	APX7000 DIGITAL PORTABLE RADIO
	QA00569	ADD: 7/800MHZ PRIMARY BAND
	QA00574	ADD: VHF SECONDARY BAND
	QA00579	ADD: ENABLE DUAL BAND OPERATION
	Q806	ADD: ASTRO DIGITAL CAI OPERATION
	H38	ADD: SMARTZONE OPERATION
	Q361	ADD: P25 9600 BAUD TRUNKING
	QA00580	ADD: TDMA OPERATION
	G996	ADD: PROGRAMMING OVER P25 (OTAP)
	Q947	ADD: RADIO PACKET DATA
	QA00782	ADD: ENABLE INTERNAL GPS OPERATION
	Q629	ENH: AES ENCRYPTION
	Q498	ENH: ASTRO P25 OTAR W/ MULTIKEY
92	GA00232	ADD: 3 YR REPAIR SERVICE ADVANTAGE
92	H799	ADD: TEST RESULTS/RATED AUDIO PRINTOUT
92	PMMN4062	APX7000 IMPRES RSM, NOISE CANC. EMERGEN
92	WPLN7080	APX 7000 IMPRES SINGLE UNIT CHARGER US/N
137	NNTN7038	APX 7000 IMPRES LIION 2900MAH SUBMERSIBI
40	NNTN7073	MULTI UNIT CHARGERS SIX UNIT
39	NNTN7624	IMPRESS VEHICULAR CHARGER
10	H51UCF9PW6 N	ASTRO DIGITAL APX4000, 764-870 MHz, MODEL
10	QA02756	ENH: SOFTWARE TRUNKING 9600 BAUD
10	QA01749	ADD: ADVANCED SYSTEM KEY - SOFTWARE K
10	QA00580	ADD: TDMA OPERATION
10	H869	ENH: MULTIKEY

10	Q629	ENH: AES ENCRYPTION
10	G996	ADD: PROGRAMMING OVER P25 (OTAP)
10	Q887	Enh: FOUR (4) YEAR REPAIR SERVICE ADVANTAGE
10	PMMN4025	APX4000 IMPRES REMOTE SPEAKER MICROPHONE
10	WPLN4232	MOTOROLA APX4000 IMPRES SINGLE UNIT CHARGER
10	NNTN8128	HIGH CAP IMPRES NIMh Battery 1900 mAh, APX4000
73	M30TSS9PW1 N	APX7500 DUAL BAND MID POWER
	GA00244	ADD: 7/800MHZ PRIMARY BAND
	GA00308	ADD: VHF MP SECONDARY BAND
	GA00579	ADD: ENABLE DUAL BAND OPERATION
	G806	ENH: IMBE ASTRO DIGITAL CAI OPERATION
	G51	ENH: SMARTZONE OPERATION APX
	G361	ADD: P25 TRUNKING SOFTWARE
	GA00580	ADD: TDMA OPERATION
	G442	ADD: APX7500 O5 CONTROL HEAD
	G444	ADD: CONTROL HEAD SOFTWARE
	G67	ADD: REMOTE MOUNT MID POWER
	W20	ADD: KEYPAD MIC GCAI
	B18	ADD: AUXILARY SPKR 7.5 WATT
	G335	ADD: ANT 1/4 WAVE 762-870 MHZ
	G299	ADD: 1/4 WAVE ROOF TOP 150.8-162
	G996	ENH: OVER THE AIR PROVISIONING
	W947	ADD: RS232 PACKET DATA INTERFACE
	GA00229	ADD: GPS ACTIVATION
	GA00226	ADD: GPS ANTENNA
	G843	ADD: AES ENCRYPTION APX7500
	G298	ADD: ENCRYPTION P25 & MDC OTAR
73	GA00232	ENH: 3 YR REPAIR SERVICE ADVANTAGE
21	L30TSS9PW1N	APX7500 CONSOLETTTE DUAL BAND MODEL
	GA00244	ADD: 7/800MHZ PRIMARY BAND
	GA00308	ADD: VHF R2 MP SECONDARY BAND
	GA00579AA	ADD: ENABLE DUAL BAND OPERATION
	G806	ENH: ASTRO DIGITAL CAI OP APX
	G51	ENH: SMARTZONE OPERATION APX
	G361	ADD: P25 TRUNKING SOFTWARE
	GA00580	ADD: TDMA OPERATION
	G996	ENH: OVER THE AIR PROVISIONING
	L999	ADD: FULL FP W/05/KEYPAD/CLOCK/VU
	W382	ADD: CONTROL STATION DESK GCAI MIC
	CA1598	ADD: AC LINE CORD US
	QA01648	ADD: ADVANCED SYSTEM KEY - HARDWARE I
	G843	ADD: AES ENCRYPTION APX7500
	G298	ADD: ENCRYPTION P25 & MDC OTAR
21	GA00232	ENH: 3 YR REPAIR SERVICE ADVANTAGE
0	DS7825700	MULTI BAND OMNI ANTENNA, 2.5 DBI GA

21	DSBA10120	118 TO 174 FIBERGLASS OMNI
12	L30URS9PW1 N	APX7500 CONSOLETTA SINGLE BAND 7/800
	GA00244	ADD: 7/800MHZ PRIMARY BAND
	G806	ENH: ASTRO DIGITAL CAI OP APX
	G51	ENH: SMARTZONE OPERATION APX
	G361	ADD: P25 TRUNKING SOFTWARE
	GA00580	ADD: TDMA OPERATION
	G996	ENH: OVER THE AIR PROVISIONING
	L999	ADD: FULL FP W/05/KEYPAD/CLOCK/VU
	W382	ADD: CONTROL STATION DESK GCAI MIC
	CA1598	ADD: AC LINE CORD US
	QA01648	ADD: ADVANCED SYSTEM KEY - HARDWARE 1
	G843	ADD: AES ENCRYPTION APX7500
	G298	ADD: ENCRYPTION P25 & MDC OTAR
12	GA00232	ENH: 3 YR REPAIR SERVICE ADVANTAGE
12	DS7825700	MULTI BAND OMNI ANTENNA, 2.5 DBI GA
0	DSBA10120	118 TO 174 FIBERGLASS OMNI
2	L3217	MC2500 MULTI-CHANNEL DESKSET
2	L3276AC	TONE REMOTE ADAPTER
2	DDN6340	GENERIC RADIO CABLE WITH UNTERMINATEI
1	RVN4178	RSS - RADIO SERVICE SOFTWARE
2	DDN6124	RSS PROGRAMMING CABLE WITH DB25 CONN
1	M30URS9PW1 N	APX7500 SINGLE BAND 7/800 MID POWER
	GA00244	ADD: 7/800MHZ PRIMARY BAND
	G806	ENH: IMBE ASTRO DIGITAL CAI OPERATION
	G51	ENH: SMARTZONE OPERATION APX
	G361	ADD: P25 TRUNKING SOFTWARE
	GA00580	ADD: TDMA OPERATION
	G442	ADD: APX7500 O5 CONTROL HEAD
	G444	ADD: CONTROL HEAD SOFTWARE
	G66	ADD: DASH MOUNT MID POWER
	W20	ADD: KEYPAD MIC GCAI
	B18	ADD: AUXILARY SPKR 7.5 WATT
	G335	ADD: ANT 1/4 WAVE 762-870 MHZ
	G299	ADD: 1/4 WAVE ROOF TOP 150.8-162
	G996	ENH: OVER THE AIR PROVISIONING
	W947	ADD: RS232 PACKET DATA INTERFACE
	GA00229	ADD: GPS ACTIVATION
	GA00226	ADD: GPS ANTENNA
	G843	ADD: AES ENCRYPTION APX7500
	G298	ADD: ENCRYPTION P25 & MDC OTAR
20	M26UGA9PW1 N	153 HPD1000 MODEM 700/800MHZ
20	G335	153 ADD: ANTENNA 1/4 WAVE 764-870MHZ
20	G309	153 ADD: DATA CABLE 16.5 FT USB W/IGNIT
5	DSTMND7661	207 COMPACT MOBILE DUPLEXER

20	HK1851	683	MOTOMESH DUO VMM 4.9 GHZ DC
20	RVN5268	75	WM-HA SOFTWARE, 1 NODE
	VMSG490103TNCM-		
20	MT1		4.9GHz / GPS combination antenna is from Laird
60	M30URS9PW1 N		APX7500 SINGLE BAND 7/800 MID POWER
	GA00244		ADD: 7/800MHZ PRIMARY BAND
	G806		ENH: IMBE ASTRO DIGITAL CAI OPERATION
	G51		ENH: SMARTZONE OPERATION APX
	G361		ADD: P25 TRUNKING SOFTWARE
	GA00580		ADD: TDMA OPERATION
	G442		ADD: APX7500 O5 CONTROL HEAD
	G444		ADD: CONTROL HEAD SOFTWARE
	G67		ADD: REMOTE MOUNT MID POWER
	W20		ADD: KEYPAD MIC GCAI
	B18		ADD: AUXILARY SPKR 7.5 WATT
	G335		ADD: ANT 1/4 WAVE 762-870 MHZ
	G299		ADD: 1/4 WAVE ROOF TOP 150.8-162
	G996		ENH: OVER THE AIR PROVISIONING
	W947		ADD: RS232 PACKET DATA INTERFACE
	GA00229		ADD: GPS ACTIVATION
	GA00226		ADD: GPS ANTENNA
	G843		ADD: AES ENCRYPTION APX7500
	G298		ADD: ENCRYPTION P25 & MDC OTAR
2300	RLN4941		REC ONLY EARPIECE W/TRANSLUCET TUBE

County of Riverside (Schedule B)						
Compound Period	Annual					
Nominal Annual Rate	2.94 %					
Effective Annual Rate	2.94 %					
	Event	Start Date	Amount	Number	Period	End Date
	1 Loan	11/1/2012	\$2,041,979.28	1		
	2 Payment	11/1/2013	\$327,009.92	7	Annual	11/1/2019

AMORTIZATION SCHEDULE - Normal Amortization

Loan	11/1/2012	\$2,041,979.28				
Payment #	Due Date	Payment	Interest	Principal	Balance	
1	11/1/2013	\$327,009.92	\$60,034.19	\$266,975.73	\$1,775,003.55	
2	11/1/2014	\$327,009.92	\$52,185.10	\$274,824.82	\$1,500,178.73	
3	11/1/2015	\$327,009.92	\$44,105.25	\$282,904.67	\$1,217,274.06	
4	11/1/2016	\$327,009.92	\$35,787.86	\$291,222.06	\$926,052.00	
5	11/1/2017	\$327,009.92	\$27,225.93	\$299,783.99	\$626,268.01	
6	11/1/2018	\$327,009.92	\$18,412.28	\$308,597.64	\$317,670.37	
7	11/1/2019	\$327,009.92	\$9,339.55	\$317,670.37	\$0.00	
Grand Totals		\$2,289,069.44	\$247,090.16	\$2,041,979.28		

Last interest amount increased by 0.04 due to rounding.

The above schedule is for illustration purposes only and will be modified with final rates three days prior to the board meeting.

INITIAL INSURANCE REQUIREMENT: \$2,041,979.28

Except as specifically provided in Section five of the Lease hereof, Lessee agrees to pay to Lessor or its assignee the Lease Payments, including the interest portion, in the amounts and dates specified in the above payment schedule.

LESSEE:

COUNTY OF RIVERSIDE

LESSOR:

Motorola Solutions, Inc.

By: John Tavaglione

Title: Chairman, Board of Supervisors

Date: _____

By: _____

Title: _____

Date: _____

FORM APPROVED COUNTY COUNSEL
 BY: Neal R. Kipnis DATE: 10/11/12

CERTIFICATE OF INCUMBENCY

I, _____ (Signature of Secretary/Clerk) do hereby certify that I am the duly elected or appointed and acting Secretary or Clerk of COUNTY OF RIVERSIDE, an entity duly organized and existing under the laws of the State of Florida that I have custody of the records of such entity, and that, as of the date hereof, the individuals named below are the duly elected or appointed officers of such entity holding offices set forth opposite of their respective names. I further certify that (i) the signatures set opposite their respective names and titles are their true and authentic signatures and (ii) such officers have the authority on behalf of such entity to enter into that certain Schedule A Equipment Lease Purchase Agreement number **23349** dated _____, 2012 between **COUNTY OF RIVERSIDE** and Motorola Solutions, Inc.

Name	Title	Signature
_____ (Individual who signed Lease documents should be listed here and sign where applicable)		

IN WITNESS WHEREOF, I have executed this certificate and affixed the seal of _____, hereto this _____ day of _____, 2012.

By: _____
(Signature of Secretary/Clerk)

SEAL

FORM APPROVED COUNTY COUNSEL
BY: NEAL R. KIPNIS 10/15/12
DATE

Evidence of Insurance

Fire, extended coverage, public liability and property damage insurance for all of the Equipment listed on Schedule A number **23349** dated _____ to that certain Equipment Lease Purchase Agreement number **23108** dated June 17, 2010 will be maintained by the **COUNTY OF RIVERSIDE** as stated in the Equipment Lease Purchase Agreement.

This insurance shall name MOTOROLA SOLUTIONS, INC. or its assignee as additional insured and loss payee for the term of the Schedule A number **23349** dated _____.

This insurance is provided by:

_____ **A CSAC Excess Insurance Certificate
of Coverage will be provided**

Name of insurance provider

Address of insurance provider

City, State and Zip Code

Phone number of insurance provider

Fax number of insurance provider and email contact information

In accordance with the Equipment Lease Purchase Agreement Number **23108** , **COUNTY OF RIVERSIDE** , hereby certifies that following coverage are or will be in full force and effect:

Type	Amount	Effective Date	Expiration Date	Policy Number
Fire and Extended Coverage	_____	_____	_____	_____
Property Damage	_____	_____	_____	_____
Public Liability	_____	_____	_____	_____

Lessee:

COUNTY OF RIVERSIDE

Insurance Provider

By: John Tavaglione

By: _____

Its: Chairman, Board of Supervisors

Its: _____

Date: _____

Date: _____

STATEMENT OF ESSENTIAL USE/SOURCE OF FUNDS

To further understand the essential governmental use intended for the equipment together with an understanding of the sources from which payments will be made, please address the following questions by completing this form or by sending a separate letter:

1. What is the specific use of the equipment?
Public Safety Communications

2. Why is the equipment essential to the operation of **COUNTY OF RIVERSIDE**?
Mission Critical

3. Does the equipment replace existing equipment?

If so, why is the replacement being made?

4. Is there a specific cost justification for the new equipment?

If yes, please attach outline of justification.

5. What is the expected source of funds for the payments due under the Lease for the current fiscal year and future fiscal years? PSEC Operating Budget

Lessee: **COUNTY OF RIVERSIDE**
By: John Tavaglione
Its: Chairman, Board of Supervisors
Date: _____

FORM APPROVED COUNTY COUNSEL
BY: NEAL R. KIPNIS 10/9/12
DATE

EQUIPMENT LEASE PURCHASE AGREEMENT DELIVERY AND ACCEPTANCE CERTIFICATE

The undersigned Lessee hereby acknowledges receipt of the Equipment described below ("Equipment") and Lessee hereby accepts the Equipment after full inspection thereof as satisfactory for all purposes of lease Schedule A to the Equipment Lease Purchase Agreement executed by Lessee and Lessor.

Equipment Lease Purchase Agreement Date: June 17, 2010

Lease Schedule A Date: _____

Equipment Lease Purchase Agreement No.: 23108

Lease Schedule A No. : 23349

EQUIPMENT INFORMATION

QUANTITY	MODEL NUMBER	EQUIPMENT DESCRIPTION
		Equipment referenced in lease Schedule A# 23349 dated _____. See Schedule A for a detailed Equipment List.

LESSEE:

COUNTY OF RIVERSIDE

Date Accepted: _____

By: _____

FORM APPROVED COUNTY COUNSEL

BY: NEAL R. KIPNIS

DATE 6/17/12