

RESOLUTION 2026-001

Resolution of the Bay Area Regional Interoperable Communications Systems Authority Board of Directors Termination of the Joint Powers Authority Agreement and Dissolution of the Bay Area Regional Interoperable Communications Systems Authority

WHEREAS, California Government Code § 6500 *et seq.* (known as the “Joint Exercise of Powers Act”) outlines the procedures and requirements for the creation, operation and dissolution of joint powers authorities; and

WHEREAS, the Bay Area Regional Interoperable Communications Systems Authority (“BayRICS” or the “JPA”) was created pursuant to the Joint Exercise of Powers Act on or about May 2, 2011 (the “JPA Agreement”); and

WHEREAS, the purpose of the BayRICS JPA Agreement was to create an agency to develop and establish a regional, interoperable public safety broadband communications system and other advanced information systems for interoperable public safety communications; and

WHEREAS, Government Code § 6510 provides a joint powers agreement may be continued for definite term or continued until rescinded and terminated; and

WHEREAS, Section 1.05 of the JPA Agreement provides the JPA Agreement shall continue until terminated pursuant to Section 6.04 of the JPA Agreement; and

WHEREAS, Section 6.04 provides that the JPA Agreement may be terminated by a two-thirds (2/3) supermajority vote of the BayRICS governing Board of Directors and upon written consent from their respective agencies; and

WHEREAS, BayRICS has become inactive in recent years and its purpose has been served; and

WHEREAS, the Board of Directors finds it in the best interest of the member agencies to terminate the JPA Agreement and dissolve the JPA to provide clarity as to the status of BayRICS and to release member agencies from the JPA Agreement; and

WHEREAS, California Government Code § 6503.5 states that a joint powers agency shall file two (2) copies of the a notice with the Secretary of State whenever a joint powers agreement provides for the creation of an agency and whenever a joint powers agreement is amended; and

WHEREAS, BayRICS now wishes to initiate termination of the JPA Agreement by (1) approving this Resolution of Termination to terminate the BayRICS JPA Agreement and dissolve the BayRICS JPA no sooner than the date that a two-thirds supermajority of the member agencies is reached by written consent of the member agencies in the form of a resolution of their respective governing bodies and has been transmitted to the Secretary of the Board; and (2) authorizing the Secretary of the Board of Directors to take all necessary steps to effectuate the

JPA Agreement termination and JPA dissolution, including paying any outstanding debts and obligations and disbursing remaining funds to the member agencies in an amount proportional to each member agency's contribution.

NOW, THEREFORE BE IT RESOLVED, by the Bay Area Regional Interoperable Communications Systems Authority Board of Directors, that all above recitals are hereby found to be true and correct and incorporated herein.

BE IT FURTHER RESOLVED, that the Bay Area Regional Interoperable Communications Systems Authority Board of Directors, by a vote of at least 2/3, hereby takes the following actions to carry out the termination of the BayRICS JPA Agreement and dissolution of BayRICS JPA:

- (1) Approves this Resolution of Termination pursuant to which the BayRICS JPA Agreement shall be terminated and of no further force and effect pursuant to Section 6.04 of the JPA Agreement as of the date specified in Section 2 below; and
- (2) Dissolves the BayRICS JPA effective as of the date that a 2/3 supermajority of the member agencies is reached by written consent of the member agencies in the form of a resolution of their respective governing bodies and has been transmitted to the Secretary of the Board ("Termination Date"); and
- (3) Authorizes the Secretary of the Board of Directors, or their designee, to take all necessary and reasonable action necessary to carry out the intent of this Resolution of Termination, including preparing financial accounting documents, paying all outstanding debts and obligations, disbursing remaining assets and funds to the member agencies in proportion to their contributions, and filing notices with the Secretary of State as required by law.

DULY PASSED AND ADOPTED by the Bay Area Regional Interoperable Communications System Board of Directors at a special meeting held on May 14, 2026 in Dublin, California by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

SIGNED:

By:

Chair of the Board

ATTEST:

April Luckett-Fahimi

Alameda County Sheriff's Office

Secretary of the Board