



**Resolution #HSRA 16-04**

**Approval of the Purchase of Radio Spectrum Rights for the Statewide System**

**Whereas**, the California High-Speed Rail Authority (Authority) is responsible for the development and implementation of intercity high-speed rail service pursuant to California Public Utilities Code Sections 185030, et seq.;

**Whereas**, the Authority may enter into contracts with private and public entities for the design, construction and operation of high-speed rail trains, including all tasks and segments thereof pursuant to California Public Utilities Code Section 185036; and,

**Whereas**, radio spectrum is required for the Authority's radio systems associated with high-speed train testing and any passenger rail operations.

**Therefore, it is resolved:**

The Chief Executive Officer (CEO) is hereby authorized to purchase radio spectrum rights in the 700 MHz Band (FCC licenses at 757-758 and 787-788 MHz), which cover the Phase I and Phase II alignments.

The Chief Executive Officer (CEO), or a qualified designee of the CEO, is hereby authorized to undertake all that is necessary to negotiate and execute a License Purchase Agreement with Access 700, LLC in the amount of \$32,780,241.00.

The Chief Executive Officer (CEO), or a qualified designee of the CEO, is hereby authorized to undertake all that is necessary to negotiate and execute a License Purchase Agreement with BPC Spectrum LLC in the sum of \$21,076,151.00.

Vote: 7 – 0

Yes: Correa; Curtin; Lowenthal; Paskett; Richard; Richards; Schenk

No: N/A

Absent: Rossi

Date: 2/16/2016