

**RESOLUTION NO. 2477**

A RESOLUTION APPROVING AN AMENDED INTERLOCAL AGREEMENT BETWEEN THE PARK COUNTY COMMISSIONERS AND THE CITY OF LIVINGSTON FOR THE 9-1-1 PUBLIC SAFETY TELEPHONE SYSTEM.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LIVINGSTON, MONTANA AS FOLLOWS:

Section 1. That the Amended Interlocal Agreement between the Park County Commissioners and the City of Livingston for the 9-1-1- Public Safety Telephone System attached as Exhibit "A" is hereby adopted and approved.

Section 2. That the City Manager of the City of Livingston is hereby authorized to sign said Agreement on behalf of the City of Livingston.

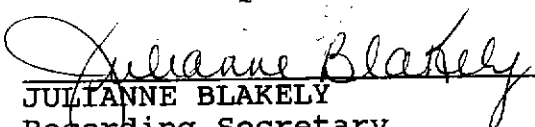
PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF LIVINGSTON, MONTANA, AND APPROVED BY THE MAYOR OF SAID CITY THIS 10<sup>th</sup> DAY OF June, 1994.

APPROVED:

By

  
PAT MIKESELL  
Mayor

ATTEST:

  
JULIANNE BLAKELY  
Recording Secretary

## **I n t e r l o c a l   A g r e e m e n t**

This agreement between the Park County Commissioners and the City of Livingston is specifically designed to address the **9-1-1 Public Safety Telephone System** and the related dispatch services shared by all of the above entities.

### **Mission Statement:**

**City and County Governments Cooperation and Coordination:** The purpose of this interlocal agreement is to get a **9-1-1 Public Safety Telephone System** operational for the good of all concerned. As such, the Livingston City Council and the Park County Commissioners, together with the Park County Sheriff and the City and County staffs hereby agree to cooperate in the accomplishment of this mission.

### **FINANCIAL ARRANGEMENTS**

**Fiscal Responsibility:** Flows from the State-managed 911 Program to the governmental entities of Park County, and the Livingston City and Clyde Park Town councils. The Park County Finance Office is designated as the repository for fiscal accountability. Any proposed expenditures of these 9-1-1 Program funds shall be submitted for payment to the Park County Finance Office, through the City of Livingston's Finance Officer and the individual designated by the Park County Commissioners. Approving signatures from both of these individuals are required prior to processing by the Park County Finance Office.

The Park County Finance Officer shall serve as an auditor for the monies.

**Funds Pledged:** It is hereby agreed that the City and County shall jointly fund this new **9-1-1 Public Safety Telephone System**. It is currently estimated that the cost of purchase and installation of the required equipment is \$170,000.00. This includes a 911 Telephone System which will interface with state of the art radio communications equipment housed in a modern communications console. The City and the County hereby agree that the initial payment on this equipment shall come from the State controlled 911 Fund identified for the citizens of Park County. It is estimated that this will make a down payment on the equipment of some \$70,000. The remaining \$100,000 (approximately) will be divided equally between the City of Livingston and the Park County governments.

The Livingston Finance Officer is hereby directed to secure a joint five year lease-purchase program, to be shared 50% each by the City of Livingston and Park County, to fund this equipment. The Finance Officer will also investigate the possibility of securing an Intercap Loan to pay for this equipment. If the County wishes to fund their 50% in some other manner to

include an outright purchase, that is their prerogative. The Finance Officer will perform the research and make the programs available to both legislative bodies.

**Additional Dispatch Salaries:** The City of Livingston currently employs five Dispatchers; four full-time and one part-time. In the event a sixth Dispatcher needs to be hired because of the added work load generated by the 9-1-1 PSAP System, Park County will initially pay 26.5% of the salary of this added dispatcher. The County's contribution to this additional salary position shall begin if and when the Dispatcher needs to be hired, in the sole discretion of the Livingston City Council, based upon recommendations of the City Staff with consultation from the County Commissioners, and continue until June 30th, the end of the respective Fiscal Year. Thereafter the County's contribution for Dispatch Salaries & Maintenance shall be governed by the separate contract on this issue already negotiated between the City and the County, as adopted by the Livingston City Council at their 3/7/94 Council meeting.

#### **COMMAND and CONTROL**

The **Dispatch Center** (aka the Public Safety Answering Point [PSAP]) shall be operated by the City of Livingston and manned by Livingston City Employees. The to-be-organized **9-1-1 Public Safety Telephone Center** shall be a part of the City-County Law Enforcement Dispatch Center. It shall be housed in the East Wing of the East Side School, on the ground floor. There shall be two Dispatch Stations in the Center. The ownership of all this equipment shall be shared 50% each between the Livingston City and the Park County governments.

The present Dispatch Center, housed in the middle of the Law Enforcement Complex on the main floor of the City-County Building shall remain in place. This equipment shall be wholly owned by Park County government, and the City of Livingston hereby relinquishes its 50% ownership of this older console and the related equipment, with the exception of any portion of this equipment which needs to be relocated to the new **9-1-1 Public Safety Telephone System**. (A precise list of the equipment to be moved will be created and formally approved by both governing bodies before any relocation is performed.) This existing Dispatch Center may be used by the Sheriff's Office as an incident command post, as the Sheriff sees fit, and/or as may be coordinated with the Park County DES Coordinator, and/or the County Commissioners.

The **9-1-1 Public Safety Answering Point Final Plan** about to be submitted to the State of Montana as of March 1994, is hereby incorporated as a part of this Interlocal Agreement, and shall be identified as Exhibit A hereto.

In the **event** there is an **emergency incident**, the command and control of this incident shall be the responsibility of that emergency response entity who holds primary jurisdiction at the location in which the incident occurred. The other emergency response entities which utilize the Park County - Livingston Public Safety Answering Point shall assist the primary responsible party. In no event, however, shall one entity attempt to overrule, cut-off or otherwise usurp control from the primary responsible party during the course of the incident.

### **TERM**

This contract shall become effective upon signatures being affixed hereto and shall continue for a period of five (5) years from the date of signature. This will allow sufficient time for the initial financing of the equipment to be satisfied. This contract may be renewed after the year 2000 by mutual negotiations of the Livingston City Council and the Park County Commissioners.

### **9-1-1 System Specifications**

This is only a partial list of the specifications. It is designed to identify concerns which must be integrated into the 9-1-1 telephone system.

- an integrated switch box that will allow the dispatcher to forward a call to other entities. For example: a Command and Control call should be forwarded to a non-911 phone line; a Rural Fire call may want to be forwarded to some other line, once the Rural Firefighters have been dispatched. This forwarding switching should also be designed to forward some calls to another 911 jurisdiction, on an emergency basis; for example Wilsall Rural Fire, Gardiner Ambulance, the Yellowstone Nat'l Park, etc.

### **Formation of a 9-1-1 Advisory Committee**

This committee will assist the Livingston City and the Park County governments in the specification and implementation of a **9-1-1 Public Safety Answering Point** in the Livingston/Park County Law Enforcement Center. There shall be a division of priorities between the 9-1-1 system, and the rest of the communications system, with the 9-1-1 system having absolute priority over the communications side of the systems.

This **911 Advisory Committee** will recommend the priorities of the new 9-1-1 telephone system and the related radio console equipment. The Committee may also suggest limitations on what non-emergency entities will have access to the system: i.e. tow truck drivers, etc. Similarly, the Committee may make recommendations on the establishment of fees for all entities to have access into the 911 system. (Any fees must be approved by the Park County Commission and the Livingston City Council before said fee(s) become effective.

The use of the PSAP (911 Answering Point and Primary Dispatch Center) shall not be allowed to become an incident command center for any entity.

A legitimate incident command center may be moved to the County's Disaster and Emergency Services Office or the old Dispatch Console located in the City-County Bldg, if the Sheriff, Police Chief, or Fire Chief believe such a move would be a superlative solution.

The **911 Advisory Committee** shall make recommendations to the Park County Commissioners and the Livingston City Council on programs, projects and/or goals which the Committee believes have merit. The Committee may make recommendations as to the priorities with which these aforementioned programs, projects, and goals should be considered for payment from the 911 System, if any. Co-op funding between the 9-1-1 Program Funds and a user may be an option, as opposed to total funding from the 9-1-1 Funds. It is understood, however, that the priority for 9-1-1 Program Funds through FYE 1998 are for payment of the new 9-1-1 telephone and radio console systems to be installed in the 1993-94 time frame.

If an emergency entity requests Emergency Responder support from the 911 Program Funds, the Committee may consider this request and recommend it be honored if possible jointly by the Park County Commissioners and the Livingston City Council. The equipment for this using entity, however, must interface with the existing 911 System. If the interface is not possible, then the user must pay for their system to be interfaced with the 911 System. The System will not be financially responsible for bringing an entity with new/different equipment into the existing emergency system.

### **Membership**

The **911 Advisory Committee** shall consist of the following VOTING MEMBERS:

- a Livingston City resident/citizen appointed by that City Council
- a Clyde Park Town resident/citizen appointed by that City Council
- a County resident/citizen appointed by the County Commissioners
- a representative from the Sheriff's office appointed by the Sheriff
- a representative from the County Fire Council appointed by that Council's Chairman
- the Park County DES Coordinator
- a Livingston City Public Safety Dispatcher
- one representative from either the Livingston Police Dept. or the Livingston Fire and Ambulance Service appointed by the City Manager, and
- the Livingston City Finance Officer for a **total of nine voting members.**

A quorum shall consist of any five of the voting members.

The **911 Advisory Committee** shall also include the following NON-VOTING MEMBERS:

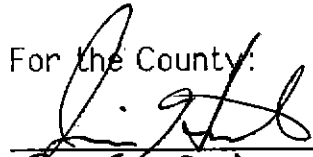
one of the County Commissioners, and  
the County Attorney.

The members of the Advisory committee, except for the County Attorney, DES Coordinator, and City Finance Officer, shall serve terms established by the By-laws written and adopted by the **911 Advisory Committee**. These By-laws shall be amended as necessary to reflect the membership specified herein.

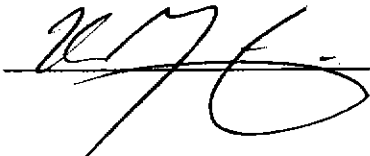
Committee officers shall be established and elected in accordance with procedures established in the By-laws, to be written and adopted by this Committee. Regardless of office, however, all voting members shall retain the right to vote on every issue.

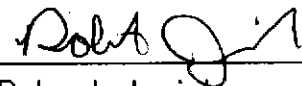
Agreed to this 6<sup>th</sup> day of June, 1994.


For the County:

  
Judy Darrigan 6-8-94  
Approved as to form:

For the City:

  
Approved as to form:

  
Robert Jovick  
City Attorney

  
Tara DeLay, Deputy Park County  
Attorney for Nels Swandal  
County Attorney