

ORDINANCE NO. 2017-14

JOINT ORDINANCE OF THE COUNTY OF GRANT AND OF THE CITIES OF CRITTENDEN, CORINTH, DRY RIDGE, AND WILLIAMSTOWN, KENTUCKY

AN ORDINANCE OF GRANT COUNTY, KENTUCKY AND THE CITY OF CRITTENDEN AND THE CITY OF DRY RIDGE AND THE CITY OF WILLIAMSTOWN AND THE CITY OF CORINTH PROVIDING FOR THE IMPLEMENTATION OF E911 SERVICES THROUGH THE KENTUCKY STATE POLICE, AND THE LEVYING OF TAXES PURSUANT TO THE KENTUCKY REVISED STATUTES TO PROVIDE FOR THE FUNDING OF E911 SERVICES.

AMENDMENT # 1

AN AMENDMENT BY GRANT COUNTY, KENTUCKY AND THE CITY OF CRITTENDEN AND THE CITY OF DRY RIDGE AND THE CITY OF WILLIAMSTOWN AND THE CITY OF CORINTH TERMINATING THE E 911 SERVICE FEE TAX OF \$1.99 PER TELEPHONE LINE PER MONTH.

BE IT ORDAINED by Grant County, Kentucky, and

BE IT ORDAINED by the City of Crittenden, and

BE IT ORDAINED by the City of Corinth, and

BE IT ORDAINED by the City of Dry Ridge, and

BE IT ORDAINED by the City of Williamstown

WHEREAS, Grant County Fiscal Court has determined that the current 911 service fee (E 911 service fee) of \$1.99 per telephone line per month as imposed by each City and the County is inadequate to continue to provide reliable, quality emergency communications services due to the replacement of telephone lines by wireless telephones and other technologies; and

WHEREAS, Grant County Fiscal Court has determined that a 911 service fee imposed on each individual residential unit and each individual commercial unit will result in a more fair distribution of the burden of funding this service and create a more stable funding source; and

WHEREAS, Grant County Fiscal Court previously passed Ordinance 04-2017-707, as amended, which imposed an annual fee of \$36.00 imposed upon each occupied individual residential unit and each

occupied individual commercial unit located upon each parcel of real property located within the County of Grant; and

WHEREAS, the new Ordinance provides for adequate funding and makes continued collection of the fee of \$1.99 per telephone line per month unnecessary; and

WHEREAS, the Cities and the County desire to jointly provide E911 Services through the Kentucky State Police Dispatch Center located at Kentucky State Police Post 6, Dry Ridge, Kentucky and to jointly fund an account to pay for the services to be provided by the Kentucky State Police, each of the governmental agencies named above, by the adoption of this ordinance, agree as Follows:

SECTION I

Grant County, Kentucky previously levied a tax on each telephone line terminating within Grant County whether within or without any of the above-named cities and each city waived the right to levy such tax and to collect the fees therefrom.

SECTION II

Grant County, Kentucky previously levied a tax of \$1.99 on each telephone line terminating in Grant County, of which three percent (3%) thereof was paid to Cincinnati Bell Telephone Company for its charges in collecting and remitting such tax: plus any and all infrastructure costs to the Cincinnati Bell Telephone Company.

SECTION III

Other charges, if any, authorized to be made by Cincinnati Bell Telephone Company were to be considered non-regulated fees and were to be so entered on individual bills and not be charged against the tax levied. The \$1.99 tax on each telephone line shall be terminated on December 31, 2017 and shall no longer be collected by Cincinnati Bell Telephone Company or any other vendor.

SECTION IV

The parties to this agreement shall transfer to the Kentucky State Police any tangible assets currently in use by the current Grant County Dispatching Center, as it may deem it requires to provide for said services, and shall otherwise use an appropriate portion of the proceeds of such tax to defray the cost of transferring and installing said equipment and transferring the current service from the present location of the Grant County Dispatching Center in Williamstown, Kentucky to the Kentucky State Police Post, Dry Ridge, Kentucky. The balance of such fund shall be utilized for the purposes of paying the Kentucky State Police to provide E911 services to the citizens of Grant County.

SECTION V

The parties recognize that the funds derived from the above-mentioned tax can be used only for the receipt of emergency calls and for the dispatching of emergency equipment and supporting the needs to efficiently provide for the dispatching of emergency services.

SECTION VI

The Grant County Dispatching Center will continue to operate the Grant County Dispatching Center as it is presently operated until such time as the services are provided by the Kentucky State Police. During any period of transition from the current center to the Kentucky State Police Post services will be provided as can be arranged by a Board of Directors under an Interlocal Agreement with the County, participating cities and the Kentucky State Police.

SECTION VII

On the first day of first month following these events (or as soon thereafter as the infrastructure is available and in place to adequately provide emergency services at the Kentucky State Police Post 6) the County and Cities, through the Budget Committee of the current Grant County Dispatching Center shall turn operations of emergency dispatch services over to the Kentucky State Police.

SECTION VIII

At such time as operations are terminated at the Grant County Dispatching Center, the LINK/NCIC licenses shall be retained as the property of the City of Williamstown. All other licenses extant not necessary for the operation of the E911 system by the Kentucky State Police shall be retained by the county or city that obtained it.

SECTION IX

The provisions of this ordinance are severable; and the invalidity of any provision of this ordinance shall not affect the validity of any other provision thereof; and such other provisions shall remain in full force and effect as long as they remain valid in the absence of those provisions determined to be invalid.

SECTION X

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION XI

This ordinance shall be effective as soon as possible according to law.

SECTION XII

This ordinance shall be published in summary pursuant to KRS 83A.060(9) and KRS 100.207 and shall be effective as soon as possible according to law.

Rick Skinner, Mayor
City of Williamstown, Kentucky

ATTEST:

Vivian Clerk, City Clerk/Treasurer

2017-14

First Reading: 12/04/17

Second Reading: 12/19/17

Publication: 12/28/17