

# Emergency Communications Executive Board

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## Request for Policy and/or Funding Action

**Date:** December 8, 2022

**Presented by:** Steve Paxton **on behalf of:** Eric Chatham

### **Request:**

1. Approve ECD Operations Board and ITD recommended changes to Agreement for NGEN Services and Governance (see attached PDF).
2. Direct ITD staff to distribute Agreement to all Parties and recommend all Parties sign the Agreement.

### **Summary/Discussion:**

The Agreement for NGEN Services and Governance will be the top-level document supporting the governance, operations, and maintenance of the NGEN radio communications system. The Agreement provides details regarding governance of the system, roles and responsibilities, budget and billing process, and general terms and conditions.

The Agreement was released for review to eighteen Parties and six County Departments on September 13, 2022. All Parties and County Departments completed review. Thirteen Parties and five County Departments responded with no requested changes. Five Parties responded with minor formatting changes or questions for clarification. County Health Department Emergency Medical Services (EMS) responded with a requested change. EMS requested that they become a voting member of both the NGEN Operations and NGEN Executive Boards (see attached Agreement, comments #PS8 and #PS10). ITD recommends EMS not become a voting member of either the NGEN Operations or NGEN Executive boards.

ECD Operations Board accepted all ITD's recommended changes to the NGEN Agreement and decided not to add EMS as a voting member to the NGEN Operations Board.

### **ITD Recommendation:**

ITD is requesting the ECD Executive Board approve the following actions:

1. Approve ECD Operations Board and ITD recommended changes to Agreement for NGEN Services and Governance (see attached PDF).
2. Direct ITD staff to distribute NGEN Agreement to all Parties and recommend all Parties sign the Agreement.

**Fiscal Impact:** NGEN Debt Service and O&M will be billed pursuant to this Agreement and no longer under the 9-1-1 Services Agreement.

**Effect(s) of Failure to Approve Request and/or caveats:** The original NGEN governance construct was a part of the 2009 NGEN Financing Agreement. In 2020 a new 911 Services Agreement was signed that separated the NGEN service agreement. The County should have this Agreement in place to be compliant with Contracts and Purchasing requirements and to continue providing services to non-County agencies. As such, it is critical for the Executive Board to expedite the Agreement approval.

**Executive Board Action**

Modification to requested action: Yes \_\_\_ No \_\_\_

Vote Date \_\_/\_\_/\_\_

Motion by \_\_\_\_\_ 2<sup>nd</sup> \_\_\_\_\_ Approved: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

/s/ Chair \_\_\_\_\_

Yeas: \_\_\_\_\_

Nays: \_\_\_\_\_