

**RESOLUTION NO. 2013-01**

A RESOLUTION OF THE BROWARD COUNTY CONSOLIDATED COMMUNICATIONS IMPLEMENTATION ADVISORY BOARD (THE "I BOARD") REJECTING THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS ESTABLISHMENT OF AN MSTU TO FUND A COUNTYWIDE CONSOLIDATED E-911 COMMUNICATIONS SYSTEM AND URGING THE GOVERNING BODIES OF THE COUNTY'S MUNICIPALITIES NOT TO APPROVE AN MSTU TO FUND THE COMMUNICATIONS SYSTEM.

WHEREAS, First, the I Board was created by the Board of County Commissioners of Broward County, Florida via Resolution No. 2012-159 adopted on March 27, 2012; and

WHEREAS, Second, the purpose of the I Board is to review, consider, and make recommendations to the Board of County Commissioners relating to the creation, governance, funding, and operations of a regional and cooperative consolidated E-911 communications system; and

WHEREAS, Third, the scope of the I Board's responsibilities is to exercise its best judgment to advise, propose, and recommend to the Board of County Commissioners on matters related to the establishment and operations of a regional and cooperative consolidated E-911 communications system, and to produce a final written report to be submitted to the Board of County Commissioners by February 1, 2013; and

WHEREAS, Fourth, the I Board is comprised of 30 professional public administrators representing Broward County and 29 of the county's 31 municipalities, and three public safety professionals each representing the Sheriff of Broward County, the Broward Chiefs of Police Association, and the Fire Chiefs Association of Broward County; and

WHEREAS, Fifth, the governing bodies of 24 of the County's 31 municipalities representing 87% of the incorporated population of the County adopted resolutions expressing support for the adoption of a plan for cooperative countywide consolidation of E-911 communications and dispatch wholly funded through County ad valorem taxes; and

WHEREAS, Sixth, the I Board submitted its Final Report to the Board of County Commissioners on February 1, 2013 that contained the following recommendations:

1. The County Commission adopt a plan for cooperative countywide consolidation of E-911 communications and dispatch to be operated (or contracted for operation) by Broward County wholly funded through County ad valorem taxes;
2. The County take the lead in the coordination of the communications professionals among the current E-911 operators to address the consolidation of the sites, the consolidation of the infrastructure, the consolidation of the respective staffs of the current operators, and the establishment of a professional structure with accountability based upon performance metrics that will meet or exceed national standards;

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3. The status of the existing professional/technical boards/committees be codified within County Code or Administrative Code as appropriate, to assure the continuance of their contributions to a countywide consolidated E-911 communications system;
4. The County develops a methodology to fairly and equitably compensate the owners of the three PSAP sites selected for the use of their facilities;
5. The County Commission maintains governance over the countywide consolidated E-911 communications system, with the system being a unit of county government and the management hired by and reporting to the County Administrator, whether the County Commission chooses to operate the system or contract for its operation;
6. The County Commission make its best effort to have the cooperative countywide consolidated E-911 communications system as recommended herein operational by October 1, 2013;
7. The County Commission sunset the I Board coinciding with its filing of this Final Report so that the municipal managers/administrators may participate with their peers in the implementation of the cooperative countywide consolidated E-911 communications system; and

WHEREAS, Seventh, the recommendations of the I Board are supported by letters from the Sheriff of Broward County, the Broward County Chiefs of Police Association, and the Broward County Council of Professional Fire Fighters; and

WHEREAS, Eighth, on February 26, 2013, the Board of County Commissioners received public comment on the I Board Final Report; and

WHEREAS, Ninth, at the February 26, 2013 meeting of the Board of County Commissioners, the County Commission voted 5 to 4 to reject the I Board first recommendation as stated herein; and

WHEREAS, Tenth, at the February 26, 2013 meeting of the Board of County Commissioners the County Commission voted 8 to 1 to establish an MSTU to fund the countywide consolidated E-911 communications system through a per participating municipality cost assessment formula predicated on 1/3 population, 1/3 calls for service, and 1/3 ad valorem taxes; and

WHEREAS, Eleventh, the MSTU voted on by the Board of County Commissioners did not specify the scope, governance, operation, term, or cost, if any, of municipal contribution; and

WHEREAS, Twelfth, because the I Board was not sunset by the Board of County Commissioners as recommended by the I Board, the I Board held an open meeting on March 8, 2013; and

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WHEREAS, Thirteenth, the I Board considered various MSTU models, including the MSTU model adopted in general by the Board of County Commissioners on February 26, 2013; an MSTU predicated entirely on ad valorem funded by participating municipalities; an MSTU predicated upon a formula funded in part by county ad valorem and in balance by municipal contribution, to fund the countywide consolidated E-911 communications system; and

WHEREAS, Fourteenth, the I Board determined that the MSTU model adopted in general by the Board of County Commissioners on February 26, 2013; an MSTU predicated entirely on ad valorem funded by participating municipalities; an MSTU predicated upon a formula funded in part by county ad valorem and in balance by municipal contribution, to fund the countywide consolidated E-911 communications system, for the reasons debated and duly considered at the I Board's March 8, 2013 meeting, each MSTU model lacks long-term stability and predictability, and none provide a sufficient incentive for the current E-911 operators to participate.

NOW, THEREFORE, BE IT RESOLVED by the Broward County Consolidated Communications Implementation Advisory Board:

Section 1: The foregoing recitals contained in the preamble to this Resolution are incorporated by reference herein.

Section 2: The I Board, after due deliberation and full consideration of the additional reasons stated herein, reaffirms all of its recommendations contained in the Final Report.

Section 3: The I board does not believe the Board of County Commissioners establishment of an MSTU to fund a countywide consolidated E-911 communications system is a viable mechanism to fund and govern such a system.

Section 4: The I Board, by a vote 16 to 3 (Broward County, Coral Springs, Plantation dissenting), directs that this Resolution be transmitted to the Board of County Commissioners.

Section 5: This Resolution shall take effect upon its adoption.

ADOPTED by the Broward County Consolidated Communications Implementation Advisory Board, this 8<sup>th</sup> day of March 2013.



John R. Flint, Chair