



City of Dublin

Office of the City Manager

5555 Perimeter Drive • Dublin, OH 43017-1090

Phone: 614-410-4400 • Fax: 614-410-4490

Memo

To: Members of Dublin City Council

From: Dana L. McDaniel, City Manager

Date: February 2, 2021

Initiated By: Chief of Police Justin Páez
Bureau Director Jay Somerville

Re: **Resolution 03-21** – An Intergovernmental Agreement with the Franklin County Commissioners for the purpose of receiving funds disbursed from the Wireless 9-1-1 Governmental Assistance Fund for the answering of 9-1-1 calls from wireless telephones

Background

Attached for your consideration is Resolution 03-21, authorizing the City Manager to enter into an intergovernmental agreement with the Franklin County Commissioners for the purpose of receiving funds disbursed from the Wireless 9-1-1 Governmental Assistance Fund for the answering of 9-1-1 calls from wireless telephones.

Adopted in 2006 and amended in 2008 and 2012, Ohio Revised Code §128 establishes a \$.25 per month user fee on every wireless phone bill to reimburse local public safety answering points for costs associated with receiving 9-1-1 calls placed from wireless telephones. As directed by law, the Wireless 9-1-1 Governmental Assistance Fund is administered by the county commissioners, with funds being disbursed in accordance with the formula set by the local 9-1-1 Planning Committee. To facilitate disbursement, local agencies are required to maintain a current intergovernmental agreement. Our most recent agreement expired at the end of 2020. This new agreement will allow us to continue to receive funding disbursements through December 31, 2021. The Franklin County 9-1-1 planning committee revised the disbursement plan effective in 2018 to accommodate the reduction in funded answering points from five to four as directed by Ohio Revised Code §128.57. Dublin will continue to be one of the four funded answering points.

Attached you will find a copy of the proposed intergovernmental agreement between the City of Dublin and the Franklin County Commissioners. The agreement includes the resolution passed by the Franklin County 9-1-1 Planning Committee that establishes how funds will be disbursed to the local governmental entities. Once the intergovernmental agreement is executed by the parties, Franklin County will continue disbursements on a monthly basis for the duration of the fund. Disbursements received from the Wireless 9-1-1 Governmental Assistance Fund must be used in accordance with Revised Code §128.571 which includes those costs incurred in the designing, upgrading, purchasing and maintaining equipment as well as the training of staff used to answer wireless 9-1-1 calls. Up to fifty percent of the disbursements received may be used for personnel costs once all equipment purchases have been completed.

Recommendation

Recommend passage of Resolution 03-21.

RECORD OF RESOLUTIONS

Resolution No. 03-21 Passed _____,

A RESOLUTION AUTHORIZING THE CITY MANAGER
TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT
WITH THE FRANKLIN COUNTY COMMISSIONERS FOR
THE ADMINISTRATION OF WIRELESS 9-1-1
GOVERNMENT ASSISTANCE FUNDS

WHEREAS, Franklin County is responsible for the administration of the Wireless 9-1-1 Governmental Assistance Funds it receives from the Ohio Department of Taxation; and

WHEREAS, the City of Dublin serves as one of the four public safety answering points funded to provide wireless enhanced 9-1-1 services; and

WHEREAS, this Agreement will provide a mechanism for the distribution of the 9-1-1 funds so that the City of Dublin may acquire and pay for permissible wireless 9-1-1 expenditures as outlined in the Ohio Revised Code; and

WHEREAS, section 307.15 of the Revised Code provides the requisite authority for the parties to enter into this Agreement and perform their respective obligations; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Dublin, _____ of its elected members concurring, that:

Section 1. The City Manager is hereby authorized to execute the intergovernmental agreement, attached hereto as Exhibit "A," with the Franklin County Commissioners for the administration of Wireless 9-1-1 Government Assistance Funds.

Section 2. This Resolution shall be effective upon passage in accordance with Section 4.04(a) of the Revised Charter.

Passed this _____ day of _____, 2021.

Mayor - Presiding Officer

ATTEST:

Clerk of Council

**INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF
DUBLIN AND FRANKLIN COUNTY, OHIO**

This Intergovernmental Agreement ("Agreement") is made and entered into by and between the Franklin County Board of Commissioners (hereinafter referred to as the "County") and the City of Dublin hereinafter referred to as the "City").

WHEREAS, the County receives Wireless 9-1-1 Government Assistance funds from the Public Utilities Commission of Ohio; and

WHEREAS, the City is the recipient of 9-1-1 funds as approved by a resolution of the 9-1-1 Planning Committee on November 30, 2020; and

WHEREAS, the County and the City desire to enter into this Agreement to provide for the distribution of the 9-1-1 funds in order for the City to expeditiously acquire and pay for permissible wireless 9-1-1 expenditures as outlined in R. C. 128.57; and

WHEREAS, Revised Code §307.15 provides the requisite authority for the parties to enter into this Agreement and perform their respective obligations; and

WHEREAS, this Contract has been authorized by Resolution No. 0885-20 of the Franklin County Board of Commissioners and Resolution No. _____, passed _____ day of _____, 2021, by the City Council of Dublin, Ohio.

NOW THEREFORE, in consideration of the premises and the mutual promises covenants and conditions contained herein, the parties hereto agree to the following:

1. Franklin County shall disburse monies received from Ohio's 9-1-1 government assistance fund pursuant to the November 30, 2020 resolution of the Franklin County 9-1-1 Governing Board. The resolution and dollar amounts are attached hereto as Exhibit A and incorporated herein by this reference.
2. The City covenants and agrees that in the utilization of the **2021** 9-1-1 wireless funds that it shall comport with any and all rules, regulations, and laws as required by the State of Ohio.
3. The County shall process payment directly to City on a monthly basis.
4. The parties agree that the City shall be the sole owner of any and all equipment and/or software purchased by the City with funds disbursed pursuant to this Agreement.
5. With respect to 9-1-1 funds disbursed to the City, in the event that an authorized governmental agency or its agent having responsibility for conducting an audit disallows certain costs and requires that a refund be issued, the City shall be responsible for providing the refund amount in full.

6. This contract is subject to amendments, modifications, or alterations anytime, provided such amendments, modifications, or alterations are agreed upon in their entirety by all parties hereto, and executed in accordance with applicable provisions of the Ohio Revised Code.
7. This contract shall be construed, interpreted, and the rights of the parties determined, in accordance with the laws of the State of Ohio. A determination that any part of this agreement is invalid shall not invalidate or impair the force or effect of any other part thereof, except to the extent that such other part is wholly dependent for its operation upon the part so declared invalid.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands to this agreement this _____ day of _____, 2021.

Ken Wilson, County Administrator

Dana McDaniel, City Manager
City of Dublin

Approved as to Form:

Approved as to Form:

By: Asst. Prosecuting Attorney

By: City Attorney's Office

EXHIBIT I

Forecast for Wireless 9-1-1 Disbursements for 2021

(PSAP Distribution Based on Combination of Wireless Calls Received and Estimated Population Served)

	2020 Original Plan	2020 Modified Plan	2021 Proposed Plan
REVENUE			
Estimated Receipts	\$ 2,492,425	\$ 2,492,425	\$ 2,492,425
TOTAL REVENUE	\$ 2,492,425	\$ 2,492,425	\$ 2,492,425
EXPENSES			
County Expenses			
Wireless Call Trunks	\$ 30,000	\$ 30,000	\$ 30,000
Wireless Tariff Charges	\$ 102,000	\$ 102,000	\$ 102,000
Wireless 9-1-1 Coordinator	\$ 50,000	\$ 50,000	\$ 50,000
Mapping Database Maintenance	\$ 25,000	\$ 25,000	\$ 25,000
Public Education and Outreach	\$ 25,000	\$ 25,000	\$ 25,000
Subtotal - County Expenses	\$ 232,000	\$ 232,000	\$ 232,000
Reserves			
Contingency Reserve	\$ 120,000	\$ 120,000	\$ 120,000
PSAP Reserve	\$ 130,000	\$ -	\$ 130,000
Subtotal - Reserves	\$ 250,000	\$ 120,000	\$ 250,000
PSAP Disbursements*			
Columbus (74.2%)	\$ 1,534,160	\$ 1,549,254	\$ 1,519,067
Dublin (6.3%)	\$ 130,000	\$ 130,000	\$ 130,000
Franklin County Sheriff (13.5%)	\$ 231,358	\$ 231,357	\$ 231,358
Westerville (2.9%)	\$ -	\$ -	\$ 130,000
Grove City (3.1%)	\$ 114,907	\$ 114,907	\$ -
Grove City (Additional Disbursement)	\$ -	\$ 114,907	\$ -
Subtotal - PSAP Disbursements	\$ 2,010,425	\$ 2,140,425	\$ 2,010,425
Other Expenses			
AT&T Wireless System Maintenance Agreement	\$ -	\$ -	\$ -
TOTAL EXPENSES	\$ 2,492,425	\$ 2,492,425	\$ 2,492,425

2020 Original Plan - Funding allocated under the 2020 Original Plan, except that Grove City replaces Westerville due to the limits on the number of PSAPs receiving disbursements set forth under section 128.571 of the Revised Code; \$25,000 set aside for Public Education and Outreach; Year 2 payment for upgrade allocated from Franklin County and Grove City to the City of Columbus.

2020 Modified Plan - Funding allocated under the 2020 Original Plan plus an additional disbursement to Grove City in 2020 to be funded from the balance in the PSAP Reserve and Year 3 payment for upgrade allocated from Grove City to the City of Columbus.

2021 Proposed Plan - Funding allocated under the 2019 Original Plan, except that Westerville replaces Grove City due to the limits on the number of PSAPs receiving disbursements set forth under section 128.571 of the Revised Code; Year 3 payment for upgrade allocated from Franklin County to the City of Columbus.

**Resolution authorizing the agreements between Franklin County and the Public Safety Answering Points for the disbursement of wireless 9-1-1 government assistance funds.
(Commissioners)**

WHEREAS, Franklin County is responsible for the administration of wireless 9-1-1 government assistance funds received from the Ohio Department of Taxation; and

WHEREAS, the Franklin County 9-1-1 Planning Committee on November 30, 2020 approved Resolution# 911-2020-01 to authorize funding for the four wireless Public Safety Answering Points (PSAPs) in 2021 that are operated by the City of Columbus, the City of Dublin, the City of Westerville, and the Franklin County Sheriff's Office; and

WHEREAS, the Agreements will provide for the distribution of the wireless 9-1-1 government assistance funds to the PSAPs to acquire and pay for permissible wireless 9-1-1 expenditures as outlined in section 128.57 of the Revised Code; and

WHEREAS, section 307.15 of the Revised Code provides the requisite authority for the parties to enter into this Agreement and perform their respective obligations; now, therefore,

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, FRANKLIN COUNTY, OHIO:

That the County Administrator is hereby authorized to sign the intergovernmental agreements between Franklin County and the City of Columbus, the City of Dublin, the City of Westerville and the Franklin County Sheriff's Office in 2021.

Prepared by: LaGrieta Holloway

SIGNATURE SHEET

Resolution No. 885-20

December 15, 2020

**RESOLUTION AUTHORIZING THE AGREEMENTS BETWEEN
FRANKLIN COUNTY AND THE PUBLIC SAFETY ANSWERING POINTS
FOR THE DISBURSEMENT OF WIRELESS 9-1-1 GOVERNMENT
ASSISTANCE FUNDS.**

(COMM - Board of Commissioners)

Upon the motion of Commissioner Kevin L. Boyce, seconded by
Commissioner John O'Grady:

Voting:

John O'Grady, President
Marilyn Brown
Kevin L. Boyce

Aye
Absent
Aye

Board of County Commissioners
Franklin County, Ohio

CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct
transcript of a resolution acted upon by the Board of County
Commissioners, Franklin County, Ohio on the date noted above.



Dean Hindenlang, Clerk
Board of County Commissioners
Franklin County, Ohio

Resolution Summary

Resolution authorizing the agreements between Franklin County and the Public Safety Answering Points for the disbursement of wireless 9-1-1 government assistance funds.

Commissioners

December 15, 2020

This resolution approves the distribution of wireless 9-1-1 government assistance funds to the Public Safety Answering Points (PSAPs) based on the funding authorized by the Franklin County 9-1-1 Planning Committee and authorizes the County Administrator to sign the intergovernmental agreements.

The resolution approved by the Franklin County 9-1-1 Planning Committee authorized the distribution of \$2,010,425 in 2021 to the City of Columbus, the City of Dublin, the City of Westerville, and the Franklin County Sheriff's Office.

The source of the wireless 9-1-1 government assistance funds is the twenty-five cent per month charge imposed by the state pursuant to section 128.42 of the Revised Code.

X Zak Talarek

Director, OMB

