

EXHIBIT 12

RESOLUTION
OF
WILLIAMSON COUNTY EMERGENCY TELEPHONE SYSTEM BOARD

AUG 10 1993

ORDINANCE NO. 93-8-10-14

AN ORDINANCE ESTABLISHING A SURCHARGE
FUND THE INSTALLATION AND MAINTENANCE OF A
9-1-1 EMERGENCY TELEPHONE SYSTEM

WHEREAS, the County of Williamson does not have available to its citizens the 9-1-1 Emergency Telephone System; and

WHEREAS, on December 16, 1987 Governor James R. Thompson signed into law H.B. 911 which, among other things, authorizes counties to impose a surcharge to all telecommunication carriers within the corporate limits of the County in order to pay for the installation and maintenance of the 9-1-1 Emergency Telephone System; and

WHEREAS, H.B. 911 further provides, that upon the passage of an Ordinance imposing such a surcharge by a county or municipality the question of whether such surcharge may be imposed shall be submitted to the electors of the County for their approval or disapproval; and

WHEREAS, in order that a 9-1-1 Emergency Telephone System be available to the residents of Williamson County:

THEREFORE BE IT ORDAINED, by the Williamson County Board that the following Ordinance shall be adopted.

Section 1 - Surcharge

There is imposed a surcharge on all telecommunication carriers engaged in the business of transmitting messages by means of electricity within the corporate limits of the County of Williamson, State of Illinois, at a rate per network connection of up to one dollar fifty-five cents (\$1.55) per month.

Section 2 - Definitions

1. For purposes of computing the surcharge imposed by Section 1, the network connection to which the surcharge shall apply shall be those in-service network connections located within the County of Williamson.

2. The term "service address" shall mean the location of the subscriber primary use of the network connection or connections.

3. A 9-1-1 System which includes the ability to identify caller's phone and address and the ability to selectively route phone calls.

Section 3 - Payment

The amount of surcharge due and owing shall be paid to the Treasurer for the County of Williamson not later than thirty (30) days after the surcharge liability accrues, net of any network or

ORDINANCE NO 93-8-10-14
(CONT)

*only 1
- public
- member
allowed
on list.*

other 9-1-1 or sophisticated 9-1-1 system charges then due the particular telecommunications carrier, as shown on an itemized bill.

Section 4 - Emergency Telephone System Board

There is hereby created an Emergency Telephone System Board, consisting of seven (7) members who shall be appointed by the Chairman of the County Board, five (5) of whom shall be representatives of the public safety agency 9-1-1 users (law enforcement, fire/rescue, emergency medicine), on the basis of their ability or experience, and two (2) of whom may be public members who are residents of the local exchange service territory included in the 9-1-1 coverage area. The Chairman of the County Board, in appointing the two public members, shall give consideration to persons with a background or experience in telecommunications, administration or personnel training/management. Members of the Board shall serve without compensation but shall be reimbursed for their actual and necessary expenses. The powers and duties of the Emergency Telephone System Board shall be as follows:

1. Planning a 9-1-1 system.
2. Coordinating and supervising the implementation, upgrading or maintenance of the system, including the establishment of equipment specifications and coding systems.
3. Receiving monies from the surcharge imposed under Section 1 and from any other source, for deposit into the Emergency Telephone System Fund.
4. Authorizing all disbursements from the Emergency Telephone System Fund.
5. Hiring any staff necessary for the implementation or upgrade of the system.
6. Be the authoritative body over the 9-1-1 system, making all decisions necessary for the operation of the system.
7. Be the authoritative body over the advisory committee.

Section 5 - Emergency Telephone Fund

All monies received pursuant to the surcharge imposed under Section 1 shall be deposited into an Emergency Telephone System Fund. The Treasurer of Williamson County shall be the custodian of the fund. All interest accruing on the fund shall remain in the fund. No expenditures may be made from such fund except upon the direction of the Emergency Telephone System Board or by Resolution passed by

ORDINANCE NO 93-8-10-14
(CONT)

a majority of all members of that Board. Expenditures may be made only to pay for the cost associated with the following.

1. The design of the Emergency Telephone System.
2. The coding of an initial Master Street Address Guide data base and update and maintenance thereof.
3. The repayment of any monies advanced for the implementation of the system.
4. The charges of Automatic Number Identification and Automatic Location Identification Equipment and maintenance, replacement and update thereof.
5. The non-recurring charges related to installation of the Emergency Telephone System and the ongoing network charges.
6. Other products and services necessary for the implementation, upgrade and maintenance of the system. However, costs such as equipment which is not directly associated with the 9-1-1 Emergency Telephone System shall not be included.

Section 6 - Repeal

All Ordinances, Resolutions and rules and regulations in conflict with this Ordinance are hereby repealed to the extent of their inconsistency.

Section 7 - Savings Clause

Nothing herein adopted shall be construed to affect any suit or proceeding now pending in any court or any rights accrued or liability incurred or any cause or causes of action accrued or existing under any prior Resolution or Ordinance. Nor shall any right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 8 - Effective Date

This Ordinance shall be in full force and effect on the first day of the month following its approval by a majority of the electors voting thereon.

Section 9 - Emergency Telephone System Board

There is hereby created an Emergency Telephone System Board, consisting of seven (7) members who shall be appointed by the

ORDINANCE NO 93-8-10-14
(CONT)

Chairman of the County Board. Said members shall serve for three (3) year terms except for the first board of which two (2) will serve for three (3) year terms, two (2) for two (2) year terms, and one (1) for one (1) year term. Terms of office shall begin January 1 of each year and each members shall serve until re-appointed or until a successor is appointed and qualified. The two (2) public members shall be for a one (1) year term beginning January 1 of each year.

BE IT FURTHER ORDAINED, that the Williamson County Clerk is hereby directed to certify the question of whether the surcharge may be imposed and submit the public question to the electors of the County of Williamson in accordance with the General Election Law at the Non-Partisan election to be held November 2, 1993.

BE IT FURTHER ORDAINED, that the public question shall be in substantially the following form:

Shall the County of Williamson impose a surcharge of up to \$1.55 per month per network connection, which surcharge will be added to the monthly bill you receive for telephone or telecommunication charges for the purpose of installing and maintaining a 9-1-1 Emergency Telephone System?	YES
	NO

PASSED, this 10th day of August, 1993.

WILLIAMSON COUNTY BOARD OF COMMISSIONERS

Sam Shemwell Voting YEA
SAM SHEMWELL, CHAIRMAN

Curtis Palmer Voting NAY
CURTIS PALMER, COMMISSIONER

Virgil Harris Voting YEA
VIRGIL HARRIS, COMMISSIONER

ATTEST:

Barney R. Boren
BARNEY R. BOREN, COUNTY CLERK