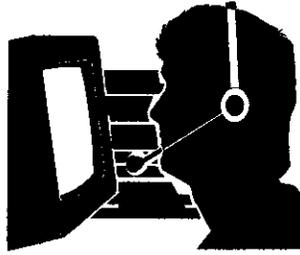


911



**Pulaski County Emergency Telephone Systems
Board**

**500 Illinois Ave., Bldg. B
Mound City, Illinois 62963**

E-mail: pulaski911@gmail.com

Phone (618) 748-9890

**RESOLUTION
OF
PULASKI COUNTY EMERGENCY TELEPHONE SYSTEM BOARD**

EXHIBIT 12

O R D I N A N C E

WHEREAS the State of Illinois has enacted into law the Emergency Telephone System Act (the "Act"); and

WHEREAS the Act enables Counties and municipalities to impose a surcharge upon all telephone subscribers passed through telecommunication carriers at a rate per network connection in order to implement and/or upgrade and maintain a "9-1-1" emergency telephone system; and

WHEREAS the Act follows the telecommunications carrier collecting the surcharge to deduct 3% of the gross amount of surcharge collected; and

WHEREAS the Act further provides that before the surcharge may be imposed it must be authorized by a majority of the voters in a referendum by the county or municipality; and

WHEREAS the County Board of Pulaski deems it to be in the best interest of the County to implement and' or upgrade and maintain a "9-1-1" emergency telephone system and to impose a surcharge on subscribers collected by the telecommunication carrier to pay for the costs associated therewith;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF PULASKI, STATE OF ILLINOIS, AS FOLLOWS:

Section One. A surcharge is hereby imposed, subject to the provision of Section Two, upon all telephone subscribers passed through telecommunication carriers engaged in the business of transmitting messages by means of electricity originating within the corporate limits of Pulaski County and terminating within the State of Illinois for funding of an enhanced "9-1-1" emergency telephone system.

Section Two. A referendum shall be placed by the County Clerk on November 3, 1992, ballot for all legal voters residing in the county to vote upon the following question

Shall the County of Pulaski impose a surcharge of up to \$ 3.00 per month per network connection, which surcharge will be added to the monthly bill you receive for telephone or telecommunications charges for the purpose of installing an enhanced "9-1-1" emergency telephone system.

_____ yes _____ no

Section Three. If a majority of the voters cast upon the question are in favor thereof, a surcharge is hereby imposed ar a rate of \$ 3.00 per month per in-service network connection, as hereinafter defined. A network connections shall not be deemed to be in service where a subscriber's account is uncollectible.

Section Four. For purpose of this ordinance the following definitions shall apply;

- a. "Network Connection" means the number of voice grade communication channels directly between a subscriber and a telecommunications carrier's public switched network without the intervention of any other telecommunications carriers switched network which would be required to carry the subscriber's interpremises traffic.
- b. "Transmitting Messages" shall have the meaning ascribed to the term in Section 8-11-12 of the Illinois municipal code.
- c. "Telecommunications Carrier" means any natural individual, firm, trust, estate, partnership, association, joint stock company, joint adventure, corporation, municipal corporation or political subdivision of this State, or a receiver, trustee, conservator or other representative appointed by order of any court engaged in the business of transmitting messages by means of electricity.
- d. For the purpose of the Act "telecommunication carrier" does not include a cellular or other mobile communication carrier.

Section Five. The County Clerk shall provide any telecommunication carrier subject to the surcharge with a certified list of those network connections assigned to the County to be exempt from the imposition of the surcharge. The certified list may be revised by the County on 60 days prior written notice provided to the telecommunication carriers.

Section Six. The surcharge shall be imposed on the first day of each month following the expiration of 90 days from the date of the County Clerk certifies to the individual telecommunication carriers subject to the surcharge that the referendum referred to in the Section Two has passed.

Section Seven. In lieu of the telecommunication carriers imposing a 3% accounting and collection charge on its subscribers as permitted under the Act, each telecommunication carrier is hereby authorized and instructed to recover said accounting and collections charge by deducting 3% from the gross amount of surcharge collected otherwise due and owing the County prior to remittance under Section Eight of the ordinance.

Section Eight. The amount of surcharge collected by the telecommunications carrier shall be paid to the particular municipality or county or Joint Emergency Telephone System Board not later than 30 days after the surcharge is collected, net of any network or other "9-1-1" or sophisticated "9-1-1" system charges then due the particular telecommunications carrier, as

shown on an itemized bill and the 3% accounting and collections charge described in Section Seven.

Section Nine. Simultaneously with the remittance described in Section Eight above each telecommunication carrier shall make a return to the County treasurer for the period to which the remittance applies stating as follows:

1. The name of the telecommunication carrier.
2. The telecommunication carrier's principal place of business.
3. The number of network connections to which the surcharge applies.
4. The amount of surcharge due.
5. Such other reasonable and related information as the corporate authorities may require.

Section Ten. If it shall appear that an amount of surcharge has been paid which was not due under the provision of the ordinance, whether as the result of a mistake of fact or an error of law, then such amount shall be credited against any surcharge due, or to become due, under this ordinance from the telecommunication carrier who made the erroneous payments; provided that no amounts erroneously paid more than three (3) years prior to the filing of a claim therefore shall be so accredited. Ninety days prior notice shall be given to the Emergency Telephone system Board on any credit against a surcharge due.

Section Eleven. No action to recover any amount of surcharge due under this the provision of this ordinance shall be commenced more than three (3) years after the due date of such amount.

Janice Rose Jr.
Chairman, County Board

Jeanne San Hlich
County Commissioner

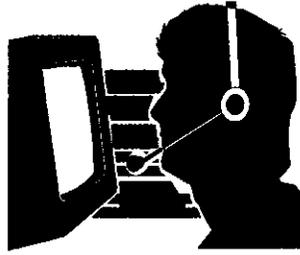
Sam Johnson
County Commissioner



[Signature]
County Clerk

State of Illinois
County of Pulaski
I, C.E. Pete Windings, County Clerk & Recorder of Pulaski County, Illinois do here by certify the above document to be a true copy of the original on file and of record in my office. 2-13-98
Dated: 2-13-98
C.E. Pete Windings
County Clerk & Recorder
Pulaski County, Illinois

911



**Pulaski County Emergency Telephone Systems
Board**
500 Illinois Ave., Bldg. B
Mound City, Illinois 62963
E-mail: pulaski911@gmail.com
Phone (618) 748-9890

**ORDINANCE ESTABLISHING
EMERGENCY TELEPHONE SYSTEM BOARD**

EXHIBIT 12.1

ORDINANCE NO. 4-3-98

**AN ORDINANCE ESTABLISHING AN EMERGENCY TELEPHONE
SYSTEM BOARD IN PULASKI COUNTY, ILLINOIS**

WHEREAS, the State of Illinois has enacted into law the Emergency Telephone System Act (Illinois Compiled Statutes, Chapter 50, Paragraph 750/0.01 et seq. (1992) (hereinafter the "Act"); and

WHEREAS, the Act mandates the establishment of an Emergency Telephone System Board by the County Board of any County that imposes a surcharge pursuant to Section 15.3 of the Act; and

WHEREAS, the majority of the legal voters in Pulaski County, Illinois, voting on the referendum presented to them at the November 2, 1992, General Election voted in favor of the imposition of the surcharge; and

WHEREAS, the Board of Commissioners of the County of Pulaski, State of Illinois (hereinafter "County Board"), pursuant to the provisions of the aforesaid Act, and the results of the aforesaid General Election, must now create and establish an Emergency Telephone System Board,

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF PULASKI, STATE OF ILLINOIS, AS FOLLOWS:

SECTION 1. Established. An Emergency Telephone System Board of the County of Pulaski, State of Illinois, is hereby established in accordance with the Act, and shall be known as the Pulaski County Emergency Telephone System Board (hereinafter "PCETSB").

SECTION 2. Composition. The PCETSB shall consist of nine (9) members, who shall be appointed by the Chairman of the County Board, with the advice and consent of the other members of the County Board. The members of the PCETSB shall consist of:

a. At least three (3) of whom shall be representative of the 9-1-1 public safety agencies, including, but not limited to police departments, fire departments, and emergency medical services providers, and appointed on the basis of their ability or experience; and

b. one of whom may be a public member who is a resident of the local exchange service territory included in the 9-1-1 coverage area; and

c. one of whom may be a member of the County Board.

SECTION 3. Term of Office. The terms of office for each member of the Board shall be for a "staggered" four (4) year term. All terms shall be measured from the first day of February of the year of appointment. Any member may be appointed to succeed himself. Vacancies shall be filled for the unexpired term in a similar manner as original appointments.

SECTION 4. Powers and Duties. The PCETSB shall have the power and duty to perform the following:

a. planning a 9-1-1 system;

b. Coordinating and supervising the implementation, upgrading, or maintenance of the system, including the establishment of equipment specifications and coding systems;

c. Receiving monies from the surcharge imposed pursuant to the ordinance of the County Board passed on July 24, 1992, and from any other source, for deposit into the Emergency Telephone System Fund;

- d. Authorizing all disbursements from the fund;
- e. Hiring, on a temporary basis, any staff necessary for the implementation or upgrading of the system;
- f. Depositing all monies received by the PCETSB pursuant to the surcharge into a separate interest bearing Emergency Telephone System Fund Account of which the duly elected Treasurer of Pulaski County, Illinois, is custodian, and causing all interest accruing from said fund to remain in said fund except by resolution passed by a majority of all members of the PCETSB, which expenditures are to be made only to pay for costs associated with the following:

- 1. The design of the Emergency Telephone System;
- 2. The coding of an initial Master Street Address Guide Database, and update and maintenance thereof;
- 3. The repayment of any monies advanced for the implementation of the system;
- 4. The charges for Automatic Number Identification and Automatic Location Identification equipment, 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 including personnel costs necessary for the implementation, upgrade, and maintenance of the system and any other purpose related to the operation of the system, including costs directly attributable to the construction, leasing, or maintenance of any buildings or facilities or costs of personnel attributable directly to the operation of the system. Cost directly attributable to the operation of any emergency telephone system do not include the costs of public safety agency personnel

public safety agency personnel who are and equipment that is dispatched in response to an emergency call.

g. The PCETSB shall complete the Master Street Address Guide Database before implementation of the 9-1-1 System, which error rate of such Database shall not, at any time, exceed 1% of the total Database.

h. The PCETSB shall prepare and submit, to the County Board, on an annual basis:

1. An annual budget showing the estimated receipts and intended disbursements, pursuant to this ordinance, for the fiscal year immediately following the date the budget is submitted, which date must be at least sixty (60) days prior to the fiscal year; and

2. An annual report showing the income and disbursements, made pursuant to this ordinance, for the fiscal year preceding the date the annual report is submitted, which date must be within sixty (60) days of the close of the fiscal year.

i. Notify the Chairman of the County Board of all meetings of the PCETSB, making its books and records available to each member of the County Board at all times on request and hold meetings open to the public.

SECTION 5. Removal. Members of the PCETSB shall serve at the pleasure of the County Board and may be removed for:

a. Unexcused failure to attend three (3) successive monthly meetings; or

b. Unexcused failure to attend any four (4) out of twelve (12) successive monthly meetings.

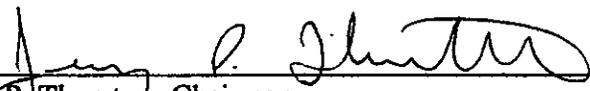
Removal of any PCETSB Board Member shall be done with the advice and consent of the majority of the PCETSB.

SECTION 6. Meetings. The PCETSB shall prescribe the time and place of the regularly scheduled PCETSB meetings and the manner in which special meetings of the PCETSB may be called. It shall sit with open doors and shall keep a journal of its own proceedings, which shall be made available for public inspection. Regularly scheduled meetings are to be published in the newspaper. All such meetings shall be held pursuant to the provisions of the Open Meetings Act (Illinois Compiled Statutes, Chapter 5, Paragraph 120/1 et seq. (1992).

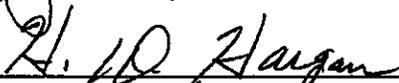
SECTION 7. Effective Date. This Ordinance becomes effective immediately upon its passage and adoption by the County Board.

Approved and adopted at a regular meeting of the Board of Commissioners of Pulaski County, Illinois, this 25th day of March, 1993.

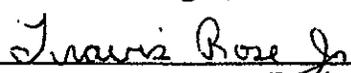
Revised on this 16th day of March, 1998.



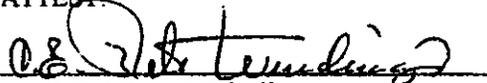
Jerry P. Thurston, Chairman



Harold D. Hargan, Vice-Chairman

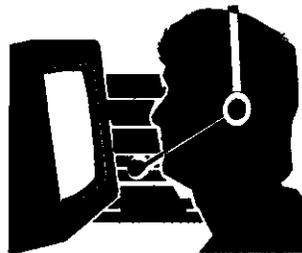


Travis Rose, Jr., Secretary

ATTEST:


C.E. "Pete" Windings
Pulaski County Clerk

911



**Pulaski County Emergency Telephone Systems
Board
500 Illinois Ave., Bldg. B
Mound City, Illinois 62963
E-mail: pulaski911@gmail.com
Phone (618) 748-9890**

**MINUTES OF JULY 22, 2014
MEETING
TO FILE
MODIFICATION OF
911 SYSTEM PROVIDER**

EXHIBIT 12.2

Minutes of the Pulaski County E9-1-1 Board Meeting

JULY 22, 2014

A meeting of the Pulaski County E911 Board was held July 22, 2014 at 6:00 pm at the Pulaski County Courthouse in Mound City, Illinois.

The following members were present:

Tom Haynes

David Sharp

Bobby Dover

Joey Duncan

Jim Flummer

Others Present:

Becky Kleckner E911 Coordinator

Cheryl Dunaway Secretary

Linda Kekow 911 Secretary

The following actions were taken by appropriate motions duly made, seconded, and adopted by the majority vote of the members.

The meeting was called to order by President Tom Haynes at 7:05 pm

Old Business

Minutes of the May 27, 2014 meeting were reviewed. Motion by David Sharp to approve the minutes. Motion seconded by Joey Duncan. All present voted aye. Motion carried.

Coordinator's Report was passed out.

New Business

NG application is almost completed. Submitting part to ICC before filing. John Clemons, Attorney, is willing to be attorney for Pulaski and Alexander Counties should an evidentiary hearing be needed. Motion made to file application when completed by Jim Flummer. Motion seconded by Bobby Dover. All present voted aye. Motion carried.

Motion made by Jim Flummer to hire Attorney Clemons if the need arises. Motion seconded by David Sharp. All present voted aye. Motion carried.

Office Location: Discussion about possible new building and the 911 office being moved into this building. Waiting for further information from county board.

Motion made by Bobby Dover to present to county board a request to allow 911 to forgo monthly payment through the end of 2014 and if not whole amount at least half, due to financial status of 911 at this time. Motion seconded by Joey Duncan. All present voted aye. Motion carried.

Motion made by Jim Flummer to pay the bills. Motion seconded by Bobby Dover. All present voted aye. Motion carried.

Cheryl Dunaway	50.00
Mediacom	95.90
Frontier	1858.83
Becky Kleckner	25.00
AT & T	140.07
NG 911, Inc	417.00
AT & T	87.92
Clearwave	250.00
Repperts	13.16
Repperts	219.28
Total	\$ 3157.16

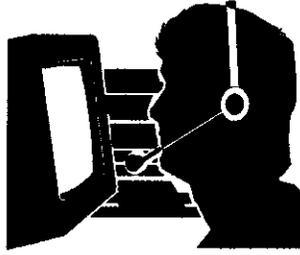
Motion made by Jim Flummer to adjourn meeting. Motion seconded by Joey Duncan. All present voted aye. Motion carried Meeting adjourned at 7:30 pm.

The next meeting of the Pulaski County E911 Board will be on Tuesday, August 26, 2014 at the Pulaski County Courthouse in Mound City, Illinois at 6:30 p.m.

Respectfully submitted,

Cheryl Dunaway, Recording Secretary

911



**Pulaski County Emergency Telephone Systems
Board**
500 Illinois Ave., Bldg. B
Mound City, Illinois 62963
E-mail: pulaski911@gmail.com
Phone (618) 748-9890

**MINUTES OF MAY 21, 2009
MEETING
TO APPROVE AGREEMENT FOR JOINT
PURCHASE OF EQUIPMENT
WITH CSI**

EXHIBIT 12.3

Minutes of the Pulaski County E9-1-1 Special Board Meeting

May 21, 2009

A special meeting of the Pulaski County E911 Board was held on May 21, 2009 at 6:30 pm at the Pulaski County Courthouse in Mound City, Illinois.

The following members were present:

Tom Haynes
Jim Flummer
Randy Kern
Ken Kerley
Kenny Wright
David Sharp
Johnny Coonrod

Others present:

Becky Kleckner	E911 Coordinator
Linda Smith	Secretary
Linda Haynes	
Chris Trapani	Novacom

The following actions were taken by appropriate motions duly made, seconded, and adopted by the majority vote of the members.

The meeting was called to order by Chairman Tom Haynes at 6:36 pm.

Tom welcomed the new board member Ken Kerley.

Bids for the new radio were opened with the bids as follows:

Warner Communications Z-Tron = \$57,517
Telex = 45,582.50

Novacom= \$64,758

Walker Communications =\$65,000

A lengthy discussion then followed regarding bids. David Sharp asked Mr. Trapani of Novacom about service. Mr Trapani answered by saying Novacom would respond within 30 minutes through paging or cell phones. If there is a need to come down, it would take approximately an hour to get here. Service is provided 24 hours a day, 7 days a week, he assured them.

Becky then asked how long it would take Mr. Trapani's company to get certified with Z-Tron. He replied 1 week. He also said that his company had never set up an ETSB but he would not attempt to, if he were not confident they could do it properly.

The Telex bid did not meet specifications and there was concern over Warner Communications ability to give timely service.

Through process of elimination the Warner Communications bid was ruled out.

The E911 Board agreed that service would not be a problem with Z-Tron or Walker. Sheriff Kern did however, express concern over Walker service at repeater site. Tom and Becky expressed their satisfaction with Walker service.

Walker's bid did not include shipping charges, but Z-Tron's did.

Johnny said that after looking at both Z-Tron's and Walker's bids, the only difference would be service.

Becky told the board that money is an issue. There are no grants available, but we can withdraw \$25,000 from the CD without penalty.

30-35 % of purchase price is required upfront for radio, with 1/3 due when equipment is delivered and 1/3 when finished with installation. Mr. Trapani said it would take 30 to 60 days to ship.

Chairman Tom Haynes said he would like to see the county pay part of the cost of radio.

Mr. Trapani said he does not recommend extended warranty on radio. It comes with a 2 year warranty.

Motion made by Randy Kern to purchase radio from Novacom in Herrin. Seconded by Johnny Coonrod. A roll call vote was made and is as follows.

Jim Flummer - aye

Ken Kerley - aye

Kenny Wright - aye

David Sharp - aye

Tom Haynes - aye

There was discussion on changing board meeting date so that more board members would be able to attend. Becky to contact board members regarding 4th Tuesday of month. Ken Kerley made the motion for next board meeting to be held June 23, 2009 as 6:30. Seconded by Jim Flummer. Motion carried.

Becky discussed Next Generation with the board and about meetings that were held with politicians in Springfield. She said that these meetings had been productive. She then passed out copies of the Next Generation Intergovernmental Agreement for members to review. She explained to them that this was

no longer a consortium but an association and any monies now belong to the association. Becky also told the board that if our county does not participate with Next Generation 40 % of our calls would go unanswered. Motion made by Johnny Coonrod to sign this agreement. Seconded by Ken Kerley. Motion carried.

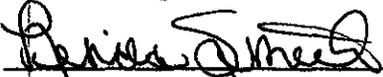
Motion was made by Jim Flummer to renew the TCI Support Renewal System. Motion seconded by David Sharp. Motion carried.

Motion made by Randy Kern to pay bills for May. Seconded By Jim Flummer. Motion carried.

AT&T	134.94	Trunking Charges
Verizon	1,996.27	Trunking Charges
Terry's	80.57	Fuel
Becky Kleckner	25.00	Reimburse cell phone usage
Pulaski County	2,626.00	Call Taking Fee
Pulaski County	589.17	Rent
Linda Smith	40.00	Recording Minutes
Ottosen, Britzs, Kelly, Cooper & Gilbert, LTD	120.00	Prof. Services for ETSB issues
Becky Kleckner	10.00	Reim. Lunch mtg. w/Governor
Becky Kleckner	7.54	Reim Lunch CSI Meeting
TOTAL	\$5,629.49	

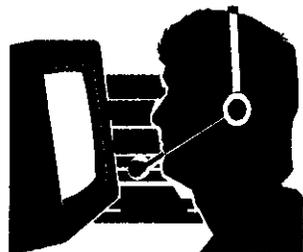
Motion to adjourn by David Sharp. Seconded by Jim Flummer. Motion carried. Adjournment at 8:04pm.

Next meeting June 23, 2009 at 6:30 pm at Pulaski County Court House.



Linda Smith, Recording Secretary

911



**Pulaski County Emergency Telephone Systems
Board**

**500 Illinois Ave., Bldg. B
Mound City, Illinois 62963**

E-mail: pulaski911@gmail.com

Phone (618) 748-9890

**AGREEMENT
WITH
COUNTIES OF SOUTHERN ILLINOIS (CSI)
FOR PURCHASE OF EQUIPMENT**

EXHIBIT 12.4

**INTERGOVERNMENTAL AGREEMENT FOR USE OF
NEXT GENERATION 9-1-1 EQUIPMENT**

This AGREEMENT is made and entered into by and between the following emergency telephone system boards and municipality:

Alexander County, Illinois Emergency Telephone System Board
City of Marion, Illinois
Clay County, Illinois Emergency Telephone System Board
Franklin County, Illinois Emergency Telephone System Board
Gallatin County, Illinois Emergency Telephone System Board (Dispatched by Saline County)
Jackson County, Illinois Emergency Telephone System Board
Jefferson County, Illinois Emergency Telephone System Board
Johnson County, Illinois Emergency Telephone System Board
Massac County, Illinois Emergency Telephone System Board
Perry County, Illinois Emergency Telephone System Board
Pulaski County, Illinois Emergency Telephone System Board
Randolph County, Illinois Emergency Telephone System Board
Richland County, Illinois Emergency Telephone System Board
Saline County, Illinois Emergency Telephone System Board
Union County, Illinois Emergency Telephone System Board
Wabash County, Illinois Emergency Telephone System Board
White County, Illinois Emergency Telephone System Board
Williamson County, Illinois Emergency Telephone System Board

hereinafter collectively referred to as the "Participating 9-1-1 Programs," for the purpose of jointly purchasing appropriate next generation 9-1-1 emergency equipment, services, and using said equipment together to provide emergency telephone services within their respective service areas.

WHEREAS, the Constitution of the State of Illinois, 1970, Article VII, Section 10, authorizes units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or ordinance; and

WHEREAS, 5 ILCS 220/1 (West 2006) *et seq.* entitled the "Intergovernmental Cooperation Act", provides that any power or powers, privileges or authority exercised or which may be exercised by a public agency of this State may be exercised and enjoyed jointly with any other public agency of the State; and

WHEREAS, the State of Illinois has enacted into law the "Emergency Telephone System Act" at 50 ILCS 750/01 (West 2006) *et. seq.*; and

WHEREAS, each of the Participating 9-1-1 Programs has previously established a 9-1-1 emergency telephone system in their respective areas of operation pursuant to law; and

WHEREAS, the Participating 9-1-1 Programs have each determined that the technology necessary to operate a 9-1-1 emergency telephone system is rapidly advancing and changing; and

WHEREAS, the technology available now is capable of serving multiple jurisdictions and agencies and can be purchased at a lower cost by joint purchase and operation; and

WHEREAS, each of the Participating 9-1-1 Programs has determined it is in the best interests of their respective programs and the citizens they serve, to join together with each other to purchase appropriate next generation 9-1-1 equipment, services, and use said equipment together; and

WHEREAS, each of the Participating 9-1-1 Programs have authorized and directed the execution of this AGREEMENT;

NOW THEREFORE, in consideration of the mutual agreements, promises, and covenants set forth herein and the above and foregoing recitals which are made part of this agreement, the parties agree as follows:

1. ASSOCIATION. The Participating 9-1-1 Programs do hereby establish a cooperative venture for the purchase of next generation 9-1-1 equipment, services, and the joint use and operation of the jointly purchased equipment. The association shall be known as Counties of Southern Illinois (hereinafter CSI) which shall consist of the Participating 9-1-1 Programs and any other 9-1-1 emergency telephone systems which may hereinafter become participating 9-1-1 programs.

2. NEXT GENERATION 9-1-1. The term "next generation 9-1-1" shall mean for purposes of this Agreement the same definition contained in the Master Glossary of 9-1-1 Terminology of the National Emergency Number Association being:

Next Generation 9-1-1 is the next evolutionary step in the development of the 9-1-1 emergency communications systems known as E9-1-1 since the 1970s. Next Generation 9-1-1 is a system comprised of managed IP-based networks and elements that augment present-day E9-1-1 features and functions and add new capabilities. Next Generation 9-1-1 will eventually replace the present E9-1-1 system. Next Generation 9-1-1 is designed to provide access to emergency services from all sources, and to provide multimedia data capabilities for PSAPs and other emergency service organizations.

3. BY-LAWS. CSI shall be subject to and shall be governed by the attached By-Laws which are marked as Exhibit A and made a part hereof together with any amendments which may be made to the said By-Laws in the manner therein set forth.

7. ENTIRE AGREEMENT. This Agreement contains the entire agreement of the parties and there are no other promises or conditions in any other agreement whether oral or written. This agreement supersedes any prior written or oral agreements between the parties.

8. AMENDMENT. This Agreement may not be modified or amended unless the amendment is made in writing and is signed by all parties.

9. SEVERABILITY. If any provision of this Agreement shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court finds that any provisions of this agreement is invalid or unenforceable, but that by limiting such provision it becomes valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

10. WAIVER OF CONTRACTUAL RIGHT. The failure of either party to enforce any provision of this Agreement shall not be construed as a waiver or limitation of that party's right to subsequently enforce and compel strict compliance with every provision of this Agreement.

11. LAW OF ILLINOIS. This agreement shall be governed in all respects by the laws of the State of Illinois.

IN WITNESS WHEREOF, the parties have hereunto caused this Agreement to be executed on the dates so indication.

13. WAIVER OF CONTRACTUAL RIGHT. The failure of either party to enforce any provision of this Agreement shall not be construed as a waiver or limitation of that party's right to subsequently enforce and compel strict compliance with every provision of this Agreement.

14. LAW OF ILLINOIS. This agreement shall be governed in all respects by the laws of the State of Illinois.

IN WITNESS WHEREOF, the parties have hereunto caused this Agreement to be executed on the dates so indication.

MARION COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: 
Chairperson

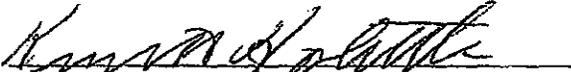
Date: 3-23-2010

CITY OF MARION, ILLINOIS

By: Robert L. Butler
Mayor

Date: 5/1/09

CLAY COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: 
Chairperson

Date: 9/2/09

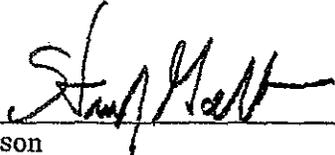
Intergovernmental Agreement For The Use Of
Next Generation 911 Equipment

Johnson County, Illinois Emergency Telephone System
Board

Bv: Richard E. Lee
Chairperson

Date : 16 April 2009

GALLATIN COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: 
Chairperson

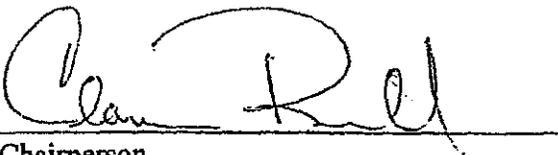
Date: 12/13/09

JACKSON COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: 
Chairperson

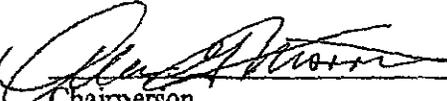
Date: 4/20/09

MASSAC COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: 
Chairperson

Date: 3/20/09

PERRY COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By  _____
Chairperson

Date: 4-8-2009

PULASKI COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: Thomas E. Hayes
Chairperson

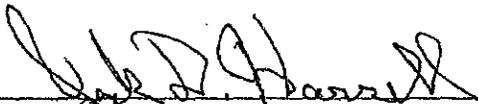
Date: 5-20-09

ALEXANDER COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: Jeffery D. Petzoldt
Chairperson

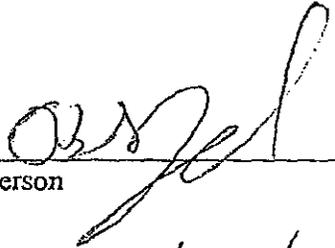
Date: 4/8/09

RICHLAND COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: 
Chairperson

Date: April 15, 2009

SALINE COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: 
Chairperson

Date: 04/14/09

UNION COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: 
Chairperson

Date: 04-01-09

WABASH COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: Charles K Landess
Chairperson

Date: 4/14/2009

WHITE COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: Ray A. Kinn
Chairperson

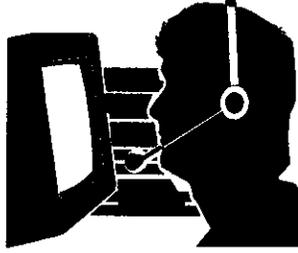
Date: 5/18/09

WILLIAMSON COUNTY, ILLINOIS EMERGENCY TELEPHONE SYSTEM BOARD

By: Tom Cuniff
Chairperson

Date: 05/27/09

911



**Pulaski County Emergency Telephone Systems
Board**

**500 Illinois Ave., Bldg. B
Mound City, Illinois 62963**

E-mail: pulaski911@gmail.com

Phone (618) 748-9890

**COUNTIES OF SOUTHERN ILLINOIS (CSI)
BY-LAWS**

EXHIBIT 12.5

**BY-LAWS
OF
COUNTIES OF SOUTHERN ILLINOIS**

**ARTICLE I
DECLARATION AND PURPOSE**

The Participating 9-1-1 Programs have organized as a Not for Profit Organization. The goal of the 9-1-1 Coordinators and Directors in southern Illinois is to plan for a public safety broadband network that would allow the creation of a Next Generation capable regional 9-1-1 system. The 16 Emergency Telephone System Boards have come together through the execution of an intergovernmental agreement to formally pursue a regional Next Generation system. The organization shall be known as the Counties of Southern Illinois hereinafter referred to as CSI.

**ARTICLE II
POWERS**

The powers and duties of CSI have been established in the intergovernmental agreement titled "Intergovernmental Agreement for Use of Next Generation 9-1-1 Equipment" signed by the Participating Emergency Telephone System Boards.

**ARTICLE III
CSI COMMITTEE**

SECTION 1. Membership. CSI membership shall consist of the 16 individual emergency telephone system board coordinators or directors as collectively referred to in the Intergovernmental Agreement as Participating 9-1-1 Programs. The group shall meet as a committee.

SECTION 2. Office. The regular business office and mailing address for CSI shall be as designated by the CSI Committee from time to time as necessary, by resolution of the Committee.

SECTION 3. Regular Meetings. CSI shall conduct regular meetings at the Williamson County 9-1-1 Office on the third Wednesday of each month. Meetings shall begin at 9 a.m. Meeting times and locations may be changed by a majority vote of CSI.

SECTION 4. Special Meetings. Special meetings of CSI may be called with advance notice to the entire membership of at least 48 hours, by a majority vote of the Executive Board. Special Meetings may be attended by conference call.

SECTION 5. Notice. Notice of regular and special meetings shall be given 48 hours in advance of the meeting by mail or email or fax in written form and posted at the principal office of CSI with a proposed agenda.

SECTION 6. Quorum. The majority (9) of the members of CSI shall constitute a quorum for the transaction of business at any regular or special meeting of CSI.

SECTION 7. Voting. Each member of CSI shall have one vote. Transactions requiring CSI membership approval shall be completed by simple majority vote. Members unable to attend a meeting having to do with the business of CSI may send the ETSB Chairman or designee (who shall be a current member of the ETSB) in their absence. Alexander and Pulaski Counties shall have individual votes.

SECTION 8. Manner of Acting. The act of a majority of the CSI members present at a meeting at which a quorum is present shall be the act of CSI, unless the act of a greater number is required in these by-laws.

SECTION 9. Conduct of Meetings. CSI shall determine who chairs its meetings.

ARTICLE IV OFFICERS

SECTION 1. Officers. The officers of CSI shall be a chairman, project manager, treasurer, and a secretary. Officers whose authority and duties are prescribed in these by-laws shall have the authority and perform the duties prescribed, from time to time, by CSI.

SECTION 2. Election and Term of Office. The officers of CSI shall be elected annually by the membership at the regular meeting in January or as soon as possible after formation of CSI. If the election of officers shall not be held at such meeting, such election shall be held as soon thereafter as conveniently may be. Vacancies may be filled or additional offices created and filled at any meeting of CSI. Each officer shall hold office until his or her successor shall have been duly elected and shall have qualified or until his or her death or until he or she shall resign or shall have been removed in the manner hereinafter provided.

SECTION 3. Chairman. The chairman shall be the principal executive officer of CSI. Subject to the direction and control of the membership, he or she shall be in charge of the business and affairs of CSI; he or she shall see that the resolutions and directives of CSI are carried into effect except in those instances in which that responsibility is assigned to some other person by the committee; and, in general, he or she shall discharge all duties as may be prescribed by the committee. He or she may execute for CSI any documents, or other instruments which CSI has authorized to be executed.

SECTION 4. Project Manager. The project manager shall assist the chairman in the discharge of his or her duties as the chairman may direct and shall perform such other duties as from time to time may be assigned to him or her by the chairman or CSI including being in charge of all sub-committees of CSI, developing the agenda and assuring that sub-committees are making progress with their assigned tasks. In the absence of the chairman or in the event of his or her inability or refusal to act, the project manager shall perform the duties of the chairman and, when so acting, shall have all the powers of and be subject to all the restrictions upon the chairman.

SECTION 5. Treasurer. The treasurer shall be the principal accounting and financial officer of CSI. He or she shall (a) have charge of and be responsible for the maintenance of adequate books of account for CSI; (b) see to it that CSI properly spends its funds; and (c) perform all the duties incident to the office of treasurer and such other duties as from time to time may be assigned to him or her by the chairman or by the CSI committee. If required by the committee, the treasurer shall give a bond for the faithful discharge of his or her duties in such sum and with such surety or sureties as the committee shall determine.

SECTION 6. Secretary. The secretary shall see to it that (a) minutes of the meetings of the members are taken; (b) see that all notices are duly given in accordance with the provisions of these by-laws or as required by law; (c) be a custodian of the records; (d) keep a register of the post office address of each member which shall be furnished to the secretary by such member; and (e) perform all duties incident to the office of secretary and such other duties as from time to time may be assigned to him or her by the chairman or by the committee.

ARTICLE V FISCAL YEAR

The fiscal year of CSI shall be fixed January 01 to December 31.

ARTICLE VI COMPENSATION AND EXPENSES

SECTION 1. Compensation. No compensations shall be paid to any of the members of CSI.

SECTION 2. Expenses. The CSI members may be reimbursed for their actual and necessary expenses associated with the business and duties of CSI.

**ARTICLE VII
SUB-COMMITTEES**

CSI may create any sub-committees of its membership to accomplish its tasks.

**ARTICLE VIII
AMENDMENTS**

The power to alter, amend, or repeal the by-laws shall be by simple majority vote. Amendments shall be presented to the membership in writing at least 21 days prior to any action taken by the membership.

**ARTICLE IX
PROCEDURE**

All meetings shall operate procedurally by use of Robert's Rules of Order, Revised in its most recent edition.

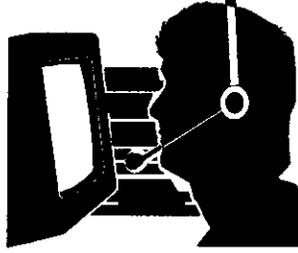
**ARTICLE X
REMOVAL OF MEMBERS**

All members are assigned duties relating to the planning and tasks of CSI. Failure to perform assigned tasks on a repeated basis and failure to attend three consecutive meetings is grounds for removal from CSI by a vote of two-thirds of the membership.

EFFECTIVE DATE

These by-laws shall become effective immediately upon adoption by CSI.

911



**Pulaski County Emergency Telephone Systems
Board**

**500 Illinois Ave., Bldg. B
Mound City, Illinois 62963**

**E-mail: pulaski911@gmail.com
Phone (618) 748-9890**

**COUNTIES OF SOUTHERN ILLINOIS (CSI)
ARTICLES OF INCORPORATION**

EXHIBIT 12.6

**ARTICLES
OF INCORPORATION**

MISCELLANEOUS
RECORD 328 PAGE 913

ARTICLES OF INCORPORATION
General Not For Profit Corporation Act

Jesse White, Secretary of State
Department of Business Services
501 S. Second St., Rm. 350
Springfield, IL 62756
217-782-9522
www.cyberdriveillinois.com

(STATE OF ILLINOIS) ss. 891
(ILLINOIS COUNTY) }
This instrument of writing was filed for record
this 26 day of Jan, 2011
at 10:30 o'clock A. M., and Recorded
in MCN Record 328 Page 913

Jesse White
Secretary of State

Remit payment in the form of a
cashier's check, certified check,
money order or Illinois attorney's
or C.P.A.'s check payable
to Secretary of State.

Filed: 12/11/2009 Jesse White Secretary of State

File # 6703-6344 Filing Fee: \$30 Approved: SR

----- Submit in duplicate ----- Type or Print clearly in black ink ----- Do not write above this line -----

Article 1.

Corporate Name: CSI-Counties of Southern Illinois



Article 2.

Name and Address of Registered Agent and Registered Office in Illinois:

Registered Agent: Patrick J Lustig
First Name Middle Name Last Name
Registered Office: 300 N. Park Ave.
Number Street Suite # (P.O. Box alone is unacceptable)
Herrin IL 62948 Williamson
City ZIP Code County

Article 3.

The first Board of Directors shall be four in number, their Names and Addresses being as follows
Not less than three

Director Name	Street Address	City	State	Zip Code
Patrick J. Lustig	303 N. Robinson Cir	Carbondale	IL	62901
Kenneth Smith	300 N. Park Ave.	Herrin	IL	62948
Jana Fear	307 W. Market St.	Jonesboro	IL	62952
Tracy Felty	1 N. Main St.	Harrisburg	IL	62946

Article 4.

Purpose(s) for which the Corporation is organized: 050
CIVIC

The Participating 9-1-1 Programs have organized as a consortium and committee by the 9-1-1 Coordinators and Directors in Southern Illinois to plan for a public safety broadband network that would allow the creation of a regional Next Generation capable 9-1-1 system. The 17 Emergency Telephone System Boards and one municipality have come together through the execution of an intergovernmental agreement to formally pursue a regional Next Generation 9-1-1 system. The consortium shall be known as the Counties of Southern Illinois hereinafter referred to as CSI.

(continued on back)

**ARTICLES
OF INCORPORATION**

Is this Corporation a Condominium Association as established under the Condominium Property Act? (check one)
 Yes No

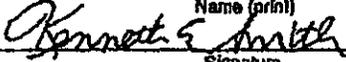
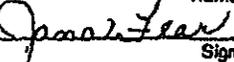
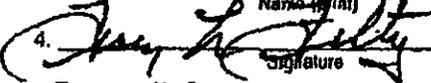
Is this Corporation a Cooperative Housing Corporation as defined in Section 216 of the Internal Revenue Code of 1954? (check one)
 Yes No

Is this Corporation a Homeowner's Association, which administers a common-interest community as defined in subsection (c) of Section 9-102 of the code of Civil Procedure? (check one)
 Yes No

Article 5.
 Other provisions (For more space, attach additional sheets of this size.):

Article 6.
Names & Addresses of Incorporators
 The undersigned Incorporator(s) hereby declare(s), under penalties of perjury, that the statements made in the foregoing Articles of Incorporation are true.

Dated November 10, 2009
Month & Day Year

Signatures and Names	Post Office Address
1. <u></u> <small>Signature</small> <u>Patrick J. Lustig</u> <small>Name (print)</small>	1. <u>303 N. Robinson Cir</u> <small>Street</small> <u>Carbondale, IL 62901</u> <small>City, State, ZIP</small>
2. <u></u> <small>Signature</small> <u>Kenneth Smith</u> <small>Name (print)</small>	2. <u>300 N. Park Ave.</u> <small>Street</small> <u>Herrin, IL 62948</u> <small>City, State, ZIP</small>
3. <u></u> <small>Signature</small> <u>Jana Fear</u> <small>Name (print)</small>	3. <u>307 W. Marker St</u> <small>Street</small> <u>Jonesboro, IL 62952</u> <small>City, State, ZIP</small>
4. <u></u> <small>Signature</small> <u>Tracy Felty</u> <small>Name (print)</small>	4. <u>1 N. Main St</u> <small>Street</small> <u>Harrisburg, IL 62946</u> <small>City, State, ZIP</small>
5. _____ <small>Signature</small> _____ <small>Name (print)</small>	5. _____ <small>Street</small> _____ <small>City, State, ZIP</small>

Signatures must be in BLACK INK on the original document.
 Carbon copies, photocopies or rubber stamped signatures may only be used on the duplicate copy.

- If a corporation acts as incorporator, the name of the corporation and the state of incorporation shall be shown and the execution shall be by a duly authorized corporate officer. Please print name and title beneath the officer's signature.
- The registered agent cannot be the corporation itself.
- The registered agent may be an individual, resident in Illinois, or a domestic or foreign corporation, authorized to act as a registered agent.
- The registered office may be, but need not be, the same as its principal office.
- A corporation that is to function as a club, as defined in Section 1-3.24 of the "Liquor Control Act" of 1934, must insert in its purpose clause a statement that it will comply with the State and local laws and ordinances relating to alcoholic liquors.

**RULINGS &
AGREEMENTS**

VICE

DEPARTMENT OF THE TREASURY

Date: **SEP 03 2010**

CSI-COUNTIES OF SOUTHERN ILLINOIS
C/O PATRICK J LUSTIG
100 N PARK AVE
HERRIN, IL 62948-3199

Employer Identification Number:
27-2228928
DLS:
300236067
Contact Person:
DENNIS C GRUESER ID# 17178
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
December 31
Public Charity Status:
170(b)(1)(A)(vi)
Form 990 Required: ..
Yes
Effective Date of Exemption:
December 11, 2009
Contribution Deductibility:
Yes
Addendum Applies:
No

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. We determined that you are a public charity under the Code section(s) listed in the heading of this letter.

Please see enclosed Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, for some helpful information about your responsibilities as an exempt organization.

Letter 947 (DO/CG)

**RULINGS &
AGREEMENTS**

IN ILLINOIS

Sincerely,



Robert Choi
Director, Exempt Organizations
Rulings and Agreements

Enclosure: Publication 4221-PC