

300.6

## LYON COUNTY

## AMENDING ORDINANCE

AN ORDINANCE RELATING TO THE IMPOSITION AND ADMINISTRATION OF A 911 EMERGENCY TELEPHONE SERVICE FOR LYON COUNTY, KENTUCKY.

WHEREAS, the Fiscal Court of LYON COUNTY desires to comply with the requirements of KRS 67.750 to 67.795 and deems it necessary and desirable that certain changes be made to ANY existing ordinance imposing a 911 Emergency Telephone Service fee on persons and business entities residing in or conducting businesses, occupations, and professions within the County of LYON, so that the assessment and payment of 911 Emergency Telephone Service fee can be administered more efficiently, and for the establishment of a Public Safety Answering Point, hereafter referred to as (PSAP), at the Kentucky State Police Mayfield Post to answer all calls for emergency services originating from the counties which are parties hereto through the Enhanced 911 Emergency Service System (hereafter E911);

WHEREAS since the initial passage of the E911 Ordinance certain sister County/City have withdrawn and other County/City have asked to join the E911 system administered by the Public Safety Answering Point, hereafter referred to as (PSAP), at the Kentucky State Police Mayfield Post it has been deemed necessary to execute an amended Interlocal Agreement which modify the terms of the initial Interlocal Agreement and it has been deemed necessary that the Fiscal Court / City Commission enact an Amended Ordinance to approve the amended Interlocal Agreement

Now, therefore, be it ordained by the fiscal court of LYON COUNTY, Kentucky as follows:

1. Ordinance is hereby amended and enacted to approve the 2011 Interlocal Agreement between by and between the Kentucky State Police and the counties of Ballard, Fulton, Graves, Hickman and Lyon, and the cities of Wickliffe, LaCenter, Fulton, Hickman, Kevil, Barlow, Eddyville, Kuttawa, Columbus, Wingo, Water Valley, and Clinton, relative to the assessment and payment of 911 Emergency Telephone Service fee can be administered more efficiently, and for the establishment of a Public Safety Answering Point, hereafter referred to as (PSAP), at the Kentucky

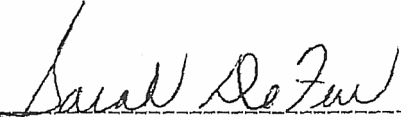
State Police Mayfield Post to answer all calls for emergency services originating from the counties and cities.

2. Fiscal Court of LYON authorizes and empowers its Judge/Executive to enter into an Interlocal agreement with the above listed counties and cities and Kentucky State Police to establish and operate a PSAP at the Mayfield Post.
3. Fiscal Court of LYON authorizes and empowers its Judge/Executive to enter into an amended agreement, if necessary, with the telephone company(ies) to establish and operate an E911 system.
4. Fiscal Court LYON pursuant to KRS 65.760(3) in order to fund the E911 service authorizes and empowers its Judge/Executive / Mayor / City Commissioner to enter into an amended agreement, if necessary, with the telephone company(ies) to collect a charge of \$1.00 per month per telephone subscriber, on an individual exchange line, basis in accordance with the terms of the amended agreement herein above authorized.
5. The telephone company(ies) is hereby authorized to collect the E911 service charge from the telephone subscribers and shall be entitled to a fee for billing and collecting the E911 service charge in an amount not to exceed three percent (3%) of the total amount collected.
6. The provisions of this ordinance are severable, and if any provision is found to be unconstitutional or otherwise invalid, the remaining provisions shall continue in full force and effect.
7. This ordinance shall be effective immediately upon passage and publication.
8. It is specifically provided herein that LYON County's agreement to participate in the regional E911/PSAP project shall be binding only as long as counties of Ballard, Fulton, Graves, Hickman and Lyon, and the cities of Wickliffe, LaCenter, Fulton, Hickman, Kevil, Barlow, Eddyville, Kuttawa, Columbus, Wingo, Water Valley, and Clinton remain involved in the project such as to keep the monthly line fee at \$1.00 per month. If at any such time the line fees is increased over and above the \$1.00 per month the Fiscal Court of LYON reserves the right to withdraw from participation in this project.

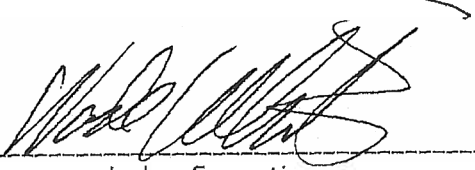
On Motion by Judge White, Seconded by Buddy Nichols, approved at the first reading by the Fiscal Court / City Commission of LYON on the 18 day of October, 2011.

  
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Judge Executive

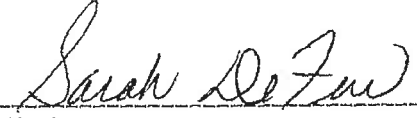
Attest:

  
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Clerk

Second reading and adoption of Amended Ordinance approved on Motion of Buddy Nichols, Seconded by Charles Ferguson and adopted at a regular meeting of the Fiscal Court / City Commission of LYON on the 10 day of November, 2011.

  
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Judge Executive

Attest:

  
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Clerk