

**MINUTES**  
**WINNEBAGO COUNTY EMERGENCY TELEPHONE SYSTEM BOARD**

Rockford Fire Headquarters, 204 S. 1<sup>st</sup> Street Rockford, IL 61104  
October 26, 2022

**I. CALL TO ORDER**

Meeting called to order at 2:00 p. m.

**II. ROLL CALL**

Present: Sheriff Gary Caruana, Michele Pankow, Adam Truman, Joel Hallstrom, Joe Corl, EJ Dillonardo, Don, Shoevlin, Todd Stockburger, Don Carlson, Carla Redd, Mike McCommend

Guest: Jen Fey, Jerry Wiltfang, Kirk Wilson, Dan Ewers, Mark Germain, Veronica O'Daniel, Kara Sankey, Dave Rickert, Elizabeth Russell, Tim O'Keefe, Rebecca Tyo, Matt Smetana, Brandon Lieber, Gino Galluzzo, Mike Dyson, Robyn Gustafson

Absent: Sandy Stansell

**III. SAP DISCUSSION**

**a. Equipment and fiber costs**

- i. Budget Approved by County Board to hire 4 dispatchers for County Fire Dispatch
  1. Police and fire cross trained
- ii. Meeting at County PSAP with Matt Jones with IT with a couple fire Chiefs. Realized we have equipment downstairs that we can use to build the counsels. We are going to order the counsels as needed. Working with Dave Rickert to get the best price that we can. Moving forward as quickly as we can to bring on our fire to our county PSAP.
- iii. Talked about our job breakdown analysis for Tyler Jones to start Nov 14, 2022 as IT at the county center.

- Question from Chief Joe Corl: When you the dispatchers cross-trained, and have your program up and working, you will have 2 doing east and west for police. One fire and two 911 people.
  - I will leave that up to Jen as we go but we will have everybody cross-trained, so if we have to switch out from police to fire they will be able to that.
  - **ETSB's response to 9-1-1 State Administrator's letter of compliance.**
- **Asking Attorney Kelly about some of the legal issues as we move down the road.**
  - Sheriff Caruana spoke with Attorney Kelly about the date given in the letter from Cindy. Discussing the fluidity of the deadline Nov 7, 2022. Looking at what our timelines are to respond with a plan.
    - Per Attorney Kelly: Everyone on the ETSB board has received a copy of the letter sent by Cindy the 911 Administrator. The letter said a 911 Modification Plan will need to be submitted by Nov 7, 2022. Reading further it says an approved modification plan to be submitted by June 1, 2023

No Expectation on the a the 911 Administrator's part that you have a complete modification plan by Nov 7, 2022

When Cindy was here she indicated, once the operation of Rock Com was brought to her attention, she is under statutory duty to make sure that if Rock Com is going to continue to operate, it operates as a dedicated secondary PSAP. If the ETSB determines that they do not to support the continued operation of Rock Com then the ETSB is going to have to make accommodations and arrangements for those agencies that are being dispatched by Rock Com by one of the ETSB PSAPs.

Attorney had the opportunity to speak with Cindy in Springfield, told her we were meeting today, with the intention of ETSB looking at her request/letter and formulate a plan.

I believe if the ETSB board submits a letter to the Administrator by Nov 7, 2022 with the following 3 items, it will be enough to satisfy her request.

- 1. Recognizing her request/requirement for a modified plan.
- 2. Indicating what path ETSB is going to follow
- 3. Develop a timeline (flexible Timeline) with the choice we make for our plan.

I believe if you do that it will be enough for her. Then keep those deadlines an dates as a work in progress and she will be monitoring that.

This will give her some assurance, because she has a legal responsibility, citing the language of the statutes.

The language says; "the Administrator shall minimize the use of transfers for relay and referral of an emergency call if possible and encourage back up PSAPs to be able to do direct dispatch."

This is the burden of her legal duty.

This letter is to put ETSB on notice that something has to be done and decide what to do to resolve this issue.

- Question from Sheriff Caruana, for this legal document to explain that would you Attorney Kelly or would the board write the letter?
  - Response from Attorney Kelly: that is entirely up to you. I am happy to draft it up at the ETSB board's direction. But, all of the particulars of it will have to come from your decision today
  - Sheriff Caruana: Attorney Kelly should draft the letter.
  - Per Attorney Kelly, as long as Cindy has some assurance that the ETSB board is serious about taking the steps and the board does its best to meet those timelines she will be satisfied.
- Sheriff Caruana wants to get a job analysis from Mr. Rickert so we can move forward.
- Question from Joel Hallstrom: One of the things that has been brought up was, if we recognize Rock Com as a secondary PSAP we as an ETSB are on the hook financially. This is a case-by-case basis; there is no guarantee or on us that we are required to pay for anything for their operations
  - Response from Attorney Kelly, if the ETSB were to vote to identify Rock Com as a secondary PSAP. The ETSB would thereby assume financial and legal responsibility for the equipment (manpower as a secondary off to the side) necessary to transmit a 911 call directly to Rock Com and dispatch that call to whatever responding agencies.
  - That would include CPE (Customer Premise Equipment) The phone system in the center. May or may-not include CAD.
  - Another system that is required is a Logging Recorder.
- Attorney Kelly's advice is if the ETSB were to recognize Rock Com as a secondary PSAP there would be an expectation that the CPE and necessary trunking and telephone equipment to get the calls directly to Rock Com to dispatch the calls and to log those calls is the minimum financial and legal requirement of the ETSB board.

Salaries is a different issue. There is nothing in the Emergency telephone System Act Section 15.4 identifies salaries for people dispatching 911 calls as an acceptable use of surcharge funds. Presuming to use the surcharge funds to do

this. If using other than surcharge funds, say possibly contributions from member agencies you can do whatever you want. No restrictions on contributions. Surcharge funds there are statutory restrictions when used to pay salaries. If you are using surcharge funds for salaries, an Attorney General's Opinion written in the early 90's indicates a percentage of salaries should be based on some formula that looks at the 911 work that the dispatchers are doing. If additional duties performed, they should not be paid for by ETSB funds.

- Question from Joel Hallstrom: What positions, we don't pay for any positions that don't train, other than dispatchers who do we pay?
- Per Michele Pankow: We pay 911 Business manager, 911 Training Manager, IT and IT position for the County center.
- Per Attorney Kelly that is a Board/policy decision to pay these positions, there is no legal requirements that you pay them.
- Comments from Joel Hallstrom: Challenged as an ETSB board member, that we force agencies to go to a different dispatch center on our will, if we don't make Rock Com secondary we put six other agencies at risk. I want them to have the choice, not me telling them.
- Comments from Joe Corl: Rock Com has made it clear that if they will be violating the law, they will discontinue dispatching fire. If they continue to dispatch fire they would be breaking the states statute, is that correct, because they are not a secondary PSAP.
- Per Attorney Kelly: It is hard to determine breaking the law. Officially, they would not be a recognized PSAP under the 911-system certification for Winnebago County. They would not be operating as part of the 911 system. What that means legally could the 911 administrator could shut down an illegally operating center, I suppose she can. That has not happened before. The purpose of the 911 system is to provide emergency service to all citizens served by the ETSB. The ETSB will never leave citizens without some form of 911 service. There will be a phased operation from Rock Com to the sheriff or to another entity. They can elect to go to a different company to dispatch as a contract with another company at any time.
- Question from Joel Hallstrom: The ETSB doesn't have the burden to provide the proper equipment in call taking for those agencies if they don't want to go to the Sheriff. I want to make sure we aren't doing something unethical.
- Answer from Attorney Kelly: You are providing a 911 system; you have provided what they need. If the ETSB determines to have two PSAPs, one provided by the Sheriff and one provided by the City, and you are dispatched in Winnebago County you will be dispatched by those two agencies. You have provided what the law requires you to provide.

- Per Cindy's letter, "Administrators shall minimize use of transfer, relay or referral of an emergency call. Transfer, relay and referral of an emergency call to an entity other than an answering point where the Illinois State Police shall not be used in the response to emergency calls."
  - Cindy's duty is to make sure calls to be handled without transfer if possible.
- Sheriff Caruana: That is our end goal. My goal is not to force anyone to come. We can provide the service but not to force them.
- Joel Hallstrom: I just want to make sure we are protecting those agencies and they can operate as efficiently as possible in whatever we do. I want to make sure we protect them. As a board we are comfortable with the costs to make Rock Com whole, I can't tell the different agencies, (Durand, Shirland, Etc.) what their proper course of action is, but as an ETSB we have a responsibility to make sure the citizens they serve are getting the best product we can provide.
- **Note**-Per Chairman Caruana-Carla Redd arrived late. The Board has a Quorum
  - Per Joe Corl: Speaking with other fire agencies, if Rock Com is not allowed to be the secondary answering point, they feel they only have one option and that is to go to the county. Chief Pankow has stated we can't take on any additional fire departments on. There is only one place to go if Rock Com doesn't dispatch.
  - Sheriff Caruana: We are working with Dave Rickert about presenting a cost analysis with Mission Critical.
  - Dave Rickert: We had a cost study done in 2018 for accommodations, done by the ETSB board. Recommendation to look at what the potential cost would be to maintain Rock Com vs other considerations to provide the best possible service with the best cost we can.
  - Sheriff Caruana: With that said, I don't run rock com. I'm not sure what they will do. We are going to provide the service. We will submit a plan to Cindy.
  - Per Joe Corl: I was under the understanding that Rock Com was legally not supposed to be a dispatch center because they are not a secondary answering point, is that correct?
  - Per Attorney Kelly: That is correct, if an alternative is to keep Rock Com operating, as it currently does. They can't operate as the currently do, that's what Cindy's letter is telling you. The alternative would be for the ETSB provide the necessary hardware and software to make it an acceptable secondary PSAP. It is nobody else's burden than the ETSB.
  - Joe Corl: My question is any department can choose who dispatches, if these 6 departments choose Rock Com to dispatch for them, why are we in the

predicament were in today that they must become a secondary answering point?

- Per Attorney Kelly: It is a change in the statute.
  - I don't know how but Rock Com has been allowed to operate as an unapproved secondary PSAP. When you filed your plan to stand up your 911 center system, my guess is Rock com was never mentioned in that plan. When the administrator became aware of their operation, they are operating as an old dispatch center. The county can work as a dispatch center because they can receive the call; dispatch the call all in one place without a transfer.
    - 1. Transfers get lost.
    - 2. Transfers take time. The legislature states that jeopardizes public safety/lives.

However long Rock Com has been operating it has been operating outside of the 911 system. Effectively it has been a transferred call system. Up until Jan 1, 2016 legislature amended the Emergency Phone System Act, all the transfer locations were fine.

- Note from Gino Galluzzo-Loves Park Attorney (guest) As of June 1, 2021 the law changed  
That caused this to happen
- Per Attorney Kelly: You as an ETSB board has to make a decision as to what you would like to do. From there I will work with the ETSB to map out how that is going to be accomplished.
- Per Joel Hallstrom: We need to have a vote on this. Figure out the outcome either way, otherwise we keep going back and forth. If Rock Com becomes secondary, it allows them to continue. We allow the 6 or 7 agencies that are going to stay with Rock Com without being out of statute. If we the ETSB in a roll call vote say no then we figure out the next step. Stalling it week by week isn't helping and we have to figure it out.
- Jen Fey-WCSO (guest) so the statute is basically to minimize transfers?  
(Answer) Yes If we make Rock Com a secondary PSAP we are still having to transfer the calls or are they able to get 911 calls there?  
Answer -No they still have to get transferred  
So even if we make them the secondary PSAP we are still transferring calls which is not the statute  
That is what the legislature is trying to stop; they know it is not possible. It says to minimize transfers.
- Sheriff Caruana: We built the PSAP and have time delays. Need to make a plan and adhere to how we are going to move forward. Make a business plan and stick to it within reason possible date changes as we build the plan.

- Per Carla Redd: 911 Advisory board material there is language in there in regards to how many secondary answering points we have. I don't know if we will be allowed to have more than one. Also, in regards to Rock Com being connected to Next Gen through the State 911 system. I don't know if those conversations have been had.
- Question Matt Smetana Mercy Health (guest): Does County transfer to city and vice versa now? Answer: Yes So those transfers are happening on a daily basis?
  - Sheriff Caruana: Yes, that matrix isn't good also. We also have to put a plan in place to figure out that too. So we are going to add to the problem by having three of them?
  - Matt: Another point, I know last meeting the ETSB said they were going to reach out to the Cindy for verification. We did reach out to her can we at least say what direction we got from the State Administrator?
    - Joint agreement from the board.
- Brandon Lieber Rock Com (guest): I have a couple questions as a board, knowing that Rock Com had six or eight fire agencies being under the ETSB. Why hasn't this been identified that Rock Com dispatched for those agencies in the plan previously?
  - Per Chief Michele Pankow: We just discussed this, one piece is the legislation and then once we found out about it we obviously had to get more information and explore it. The change took place last summer (2021)
  - Brandon Lieber: it's our understanding that to continue to function we have to be listed as a secondary PSAP. We can no longer function if we are not a secondary PSAP with this ETSB board.
- Question from Kara Sankey-Rock Com (guest): We will participate in the hand off but it's not on your timeline. We are not going to put ourselves as an organization at risk operating outside the state statute. We will not carry that on for a year; we will start working with those agencies right now. It's not a threat, we just have to protect ourselves as well. You have to follow your rules, we have to follow our, we are stuck between a rock and a hard place.  
How do we stay safe and protect our organization and you do the same? I understand whatever decision you make, but we are still going to continue to operate for our own internal pieces, MD1- React etc. Outside of that we are going to have to work with these agencies very quickly.
- Michele Pankow: To your point, it doesn't matter what the state, the fluidity that you are talking about with the timeline. Rock Com is going to move forward, period. If they are not recognized as a secondary answering point.

They will move forward very quickly with not dispatching the fire department any longer.

- Sheriff Caruana: What you are telling me is if we move forward you will give us a drop-dead date. Mercy Health will say, "we are no longer going to dispatch, you guys figure it out". Knowing we are trying to protect the public and do the right thing for the greater good of the public?
  - Kara Sankey Rock Com (guest) - No that is not what I'm saying. I am saying we are going to have to, as we find out that we are not recognized we will have to move forward.
  - Sheriff Caruana: you are not recognized right now.
  - Kara Sankey Rock Com (guest) -I know, we are trying to be recognized and what we are saying it we are going to have to go our agencies and say, we want to help you, let's figure this out.
- Gino Galluzzo Loves Park Attorney (guest): I think for John Kelly, he will have to talk to Cindy about it. To say, we are not approved now, they are not compliant; if you approve them, they are still not compliant because they don't have the right equipment in place to handle the calls in compliance with state statute. Per conversations, my understanding is that equipment is eleven months out.
  - Per Joe Corl: the equipment they were talking about that is 11 months out is the actual dispatch equipment. They have the I-fiber
  - Carla Redd: I was going to add to it in regards to what would be the financial obligation, what are we looking at financially. Rock Com hasn't asked for money. If it's the county what is that financial piece look like?
- Dave Rickert: Before you can decide on what you want to do with Rock Com maybe you should do a consolidation assessment and get a recommendation to find out what those costs are. What it's going to cost the city, what is it going to cost the county and what it means to Rock Com to make these decisions. Right now any decision is a shot in the dark. You can make intelligent decisions once you have the analysis from a consultant once they studied the costs to present it to the state.
- Carla Redd: I don't know if we have time for that because you have a short window to get something submitted.
- Michele Pankow: we have a short window but it's my understanding that we have had previous studies done in the last couple of years that were funded from the ETSB. October 2018 was the last review.
- Dave Rickert: you don't have to re-create it just update the plan.
- EJ Dilonardo: Either way, if everyone in the room says we aren't going to ask for money from the ETSB it is normal for anyone purchasing equipment that is outlined be Attorney Kelly it is acceptable to reimbursed by the ETSB and this

board would have to reimburse them. No matter what it is, if the county orders equipment to get up to speed it's going to be a cost to the board. If Rock com is approved and needs equipment, it's going to be approved by the board. If Rockford Fire needs more equipment it will be approved. Either way there is going to be a cost to the board. What Mr. Rickert is saying if it is strictly financial and nothing else plays into it, then you can go with low bid. I think there are other components that will play a part.

- Sheriff Caruana: We just need to use previous study and bring it up to date to make a decision.
- Joel Hallstrom: The numbers in front of us, who prepared them? Can you give us a breakdown of them?
- Elizabeth Russell 911 Manager:
  - 1<sup>st</sup> page Syndeo Network Costs is the network that provided the fiber. Costs per site shown.
    - Site A \$3,970.00
    - Site B \$27,400.00.
  - 2<sup>nd</sup> page Monthly Phone Cost Solacom Total ETSB and State Charges for a 5 year period
    - Total Monthly \$2,616.00 charged ETSB
    - Total Annually \$31,392.00
    - Total 5-year \$156,960.00
    - Cad Cost ?? \$\$
- Joe Corl: Mr. Kelly, They said they would pick up the cost for them to be a secondary answering point. They would be responsible for the cost, you can draft up an agreement like that?
  - Attorney Kelly: yes that would be my suggestion for that. As part of approving a modification to the 911 plan for Winnebago to include Rock Com as a secondary PSAP. I can't think of a way of not doing that without an agreement or some kind of a contract between Mercy Health and the ETSB relative to what you are going to provide and what services Rock Com is going to provide as part of the 911 system.
  - Sheriff Caruana: will there be a sunset on the agreement? If we just vote to have them as a secondary PSAP then we have not fixed the problem.
  - Attorney Kelly: We don't have same problem because now you are in compliance with the statute. The transfer of calls is another issue. You have fixed the problem because right now they are not an approved secondary PSAP. If you enter into an agreement with Rock Com to bring them into the 911 system, that is your call. I'm not suggesting this but, the ETSB could decide to only have one PSAP, Sheriff Close your PSAP. You can decide that,

it is up to you. That is the authority the board has. You would just have to resubmit the modification plan.

- Todd Stockburger: Re-file the modification plan.
- EJ Dilonardo: Did we petition an evaluation like this for the County?
- Sheriff Caruana: No, that is what Dave is saying, petition the cost evaluation to see what the cost would actually be.
- Elizabeth Russell 911 Manager: We did budget money for the county so we do know what the hardware costs were. Phone positions, CAD positions, ETC. We don't have the updated, current costs.
- EJ Dilonardo: What do we do to get that?
- Elizabeth Russell 911 Manager: The radio quote is in the process right now, the three radio positions, etc. This is in addition to the equipment they found. From the last quote they provided that would have to be updated, it was around \$300K for the additional radio positions. Phone positions approx. \$25K
- Joe Corl: we discussed that when we did the budget.
- Joel Hallstrom: Is it your opinion that the board should make a decision sooner or keep pushing it out. I feel like we are not meeting Cindy's request by not making a decision.
- Attorney Kelly: From this letter, I don't think you can put it off. She is expecting what she calls a modification plan. She is expecting the following.
  - 1. An Acknowledgement by the ETSB that this is an issue.
  - 2. What the plan is to address this.
- Sheriff Caruana: How do we change that date?
- Attorney Kelly: I don't know that I can, I can ask.
- Sheriff Caruana: I don't know that we are ready, I know I'm not. I'd like to make a motion to update the costs we did 4 years ago so we are dealing with more facts and I want to make sure that if we do, do this. We have a sunset on there that we know that we have an out as far as a specific out so we know where we are going, and have a drop-dead date.
- Todd Stockburger: Chief Hallstrom you are dispatched by Rock Com right?
- Joel Hallstrom: Correct,
- Todd Stockburger: If we decided to not recognize Rock Com as a secondary answering point and you get the letter that they aren't going to dispatch you any longer, what happens to your calls?
- Joel Hallstrom: Have a firefighter at a desk answering calls. We could approach a company like NorCom or somebody in the suburbs to see if they would take it on. I think as a board we need to take a vote today to figure where we are at as a board. If the board as a whole decides that we don't recognize them then we move forward on that. We can argue about

this for the next six months and effectively irritate the State and they are not going to go after Rock Com they are going to come after us. We have to do something.

- Jen Fey: I am just confused by the whole transfer, even if we recognize them as a secondary there will still have to be transfers for 50% of our calls. How is that benefitting? The whole point is to minimize transfers.
- Joel Hallstrom: we can't get away from it, because you are doing that right now. You are answering calls that are going to the city of Cherry Valley have to be transferred.
- Attorney Kelly: there is a difference in the type of transfer. There is a direct transfer.
- Sheriff Caruana: If we make them a secondary PSAP then we have to update their equipment?
- Attorney Kelly: Yes
- Michele Pankow: I think that is the point of the letter, by the 7<sup>th</sup> we the state administrator know that, yes we are going to go this route. Here is what we are going to do, or no we are not going to go this route. Then we would have to figure out what we are going to do. We don't have to have the modification plan done, we just have to notify them of our intentions.
- EJ Dillonardo: two things that stick in my head before I want to vote is,
  - 1. We need to get the information in front of us on costs. Because we have to be financially responsible, but public safety is more important than finances.
    - Elizabeth Russell: It was in the previous year's budget, we don't have the full radio quote so it was not in the budget, we didn't have the numbers yet. Phone positions and CAD licenses were in there.
    - 2. If Mercy is going to be put in a situation to protect Rock Com if they can't function no within the law and a timeframe.
      - Response Kara Sankey Rock Com-(guest) we will not leave them in the dust. We will work with them and our attorney. I don't know a timeframe, I don't know what it looks like, or who can take that on, we will have to figure that out. We have had a long-standing relationship with our agencies and we are not going to burn them.
      - EJ Dillonardo: I feel better because I don't want it to come out of this meeting in any way shape or form that the view was that Mercy was going to throw the switch.
        - Response Kara Sankey Rock Com-(guest) we have to operate legally, we are going to work with our attorneys

and legal team. I can't tell you what it looks like because I don't know yet, I am a nurse not an attorney. I can't answer your question, but we have to have a decision before we can answer all the questions. But, I'm not going to burn our agencies.

- EJ Dilonardo: I understand the position you are in and I don't think that Mercy would do that from a public stand point. I appreciate that, I just wanted the record to show that Mercy is saying that they are not going to drop the hammer on anybody.
  - Response Veronica O'Daniel Rock Com-(guest) we are going to work with them as fast we can. My question is: does anybody have the capacity to take them tomorrow if this happened, who could take them on if we had to stop. It's too risky to operate outside of the statute. Is there an answer to that is somebody able to take them on right now?
  - Sheriff Caruana: That is a hypothetical and we don't know what we are dealing with. Let's deal with the facts. That's an if, thank you, something we have to look at.
- Matt Smetana Mercy Health (guest) Our ask to the board is the same, Recognize Rock Com, have us included in the plan as requested by the state administrator. We can't do that, only the members of the board can do that. We didn't choose to be left out of the previous plan. That was the previous administration, I'm not blaming the board, but as a couple people said we were not included. We don't have the ability to draft the plan or give input to the plan. We have been transparent, I have made it to multiple meetings. If somebody wants to come see our operations, look at the fiber, the infrastructure, we are happy to do that. Our ask is to become compliant within the ETSB's plan which we have never been included in.
  - Sheriff Caruana: I think you have integrity and that's not a question.
- **MOTION** - Joe Corl: I would like to make a motion to have Rock Com as a secondary answering point and Mercy would pick up the cost to make that happen.
- **SECOND**- Joel Hallstrom
  - **OPEN for discussion**
  - Sheriff Caruana wants to meet again to get the updated costs from Dave Rickert to have more information to make this decision

- Michele Pankow: we have to work on the motion first.
- Joel Hallstrom: He can't stop us from making the motion. They haven't asked for any money and they would pick up the cost what that is.
- Joe Corl: My motion was Mercy would become a secondary answering point and they would pick up the cost.
- Attorney Kelly: There has been a motion and it has been seconded. It is now open to discussion.
- Joe Corl: So they would have to pick up any extra cost to make it happen. They haven't asked for any money, so if they want to be a secondary answering point, here is what it is going to cost and here is what you need to do.
- Carla Redd: We have to submit a plan by the seventh, a very short window. This is a plan that is being submitted, it doesn't mean it can't be changed. But, you have to get something submitted by the seventh. My calendar is jam packed next week.
- Michele Pankow: We don't have to have a whole plan but we have to have something, we have to at least let them know what we are going to do.
- Attorney Kelly: We need to at least provide an outline of what we plan to do. How the board is going to respond to the Administrators letter.
- Todd Stockburger: Attorney Kelly can we add to the motion to be more granular about what expenses shall be covered by Mercy any and all, IT expenses. Who is going to Mercy to look at the equipment, Mike Dyson to be out of the building to look at the equipment when it isn't working? I have concerns that I don't want to open the door with Mercy if that is the way it goes, but what prevents another entity from coming to us saying "you recognized Mercy as a SAP why aren't you doing it for us"? Can we be more specific and agree to revisit this as far as a modification plan.
- Attorney Kelly: Anybody can make a motion to amend the motion that is on the table however, that motion would have to be seconded by the person that made the original motion and the person that made the original second.
- Joel Hallstrom: I think if we do it as simple as what Joe said here about with no implied payment for expenses paid by the ETSB, we can negotiate later with Mercy and their attorneys if there is going to be costs that we bare.
- Michele Pankow: Then there would have to be an IGA that we discuss. At some point that granular piece would have to be there in the form of an IGA from my understanding.
- Sheriff Caruana: What would the IGA say?
- Michele Pankow: I don't think we know that yet, we would have to figure that out.

- Attorney Kelly: My recommendation would be to establish the conditions of Rock Com operating as a secondary PSAP for the ETSB. That's the broad description. Define costs, define what level of service they will provide, and define the ability to renew or extend the agreement.
- Michele Pankow: To Todd's point that is the part where you would get granular, about what it would look like, who would be responsible for what. That's the granular piece. The motion is obviously we take a vote and the motion is that they will pay.
- Joe Corl: the agreement has to be in writing and obviously, there will be a lot in the agreement.
- Sheriff Caruana: My concern is they pay for it we continue to move down the road and we get granular as you say with a drop-dead date with what we are doing. Is that fair to them?
- Todd Stockburger: you could have a clause that we can revisit this on an annual basis.
- Sheriff Caruana: I don't want to wait a year, I want to revisit it sooner.
- Todd Stockburger: we could do it whenever you want. Down the road, we put all the specificity in there about when, where, how they are reimbursed, IT etc.
- Joe Corl: that would be in the agreement, between this board and their hospital.
- Sheriff Caruana: Is it the right thing to do with Mercy, to have them pay for this, knowing that we are going to finite it?
- Todd Stockburger: that would be up to Mercy to accept.
- Kara Sankey Rock Com: we would take that into consideration and make our decision based on what it looks like. If it's three months down the road maybe it's not the right decision
- Attorney Kelly: I suspect there would be some negotiation, the opening proposal from the ETSB is all at Mercy cost and they come back and says yeah we are ok with that except here are the costs we ask the ETSB to cover. There would be some negotiations in establishing the parameters of that relationship. The way I see the agreement Sheriff is it will set out the basics. It will basically be 2 paragraphs. One will be Rock Com's responsibilities and the second will be ETSB responsibilities then bullet point or number what each side expects out of the other in the relationship.
- EJ Dilonardo: Isn't in the rules to table the motion now?
- Attorney Kelly: A motion to table is a motion that takes precedence over all other motions. So, if somebody were to make a motion to table that means that the motion previously made by Chief Corl would be put on the table. That motion could not be resurrected until the board voted to take

it off the table. If it were voted on with the majority of the votes then, the original motion of Chief Corl would be tabled.

- Sheriff Caruana: Hold on one second. Gino do you have something to say?
- Gino Galluzzo Loves Park Attorney: (guest)- My understanding is, any change to the plan has to be approved by the state? (yes per Attorney Kelly) If that is accurate then later the IGA that says we can stop you at Rock Com, that also has to be approved by the state. (also Correct) Items out of your control that is up to the state. Do we approve or not approve at that point.
- Attorney Kelly: That's true however, the number of modifications the state rejected is very small
- Gino Galluzzo Loves Park Attorney: (guest)- My next question is from a public safety standpoint we talked about it doesn't have to be CAD, I don't know enough about how the CAD works but it has to be to understand what that means from a public safety standpoint. I think this board should discuss that to understand what that means on the surface when it comes to answering calls. If it isn't a CAD system what is it that will work? The third item is, I think I overheard somebody say "Cost, you are never going to get the cost figured out by Nov 7<sup>th</sup>." I agree with that, I think any study you put together isn't going to be figured out before Nov 7<sup>th</sup>. So, really the only question on cost is, what level is cost is going to take priority over public safety. And secondly the way you control that cost is the county comes up and says this is what we are going to charge you. That's all you need to do. You don't have to know what it's going to cost the county you just have to decide what the county is going to charge them.
- Sheriff Caruana: We don't know that until we update the study.

- **EJ Dilonardo: I move to table the motion.**
  - **Sheriff Caruana Second**
  - Roll Call Vote
    - Sheriff Caruana – Yes
    - Michele Pankow - No
    - Adam Truman - Yes
    - Joel Hallstrom - No
    - Joe Corl - No
    - EJ Dilonardo - Yes
    - Don Shoevlin - No
    - Todd Stockburger - Yes
    - Don Carlson - No
    - Carla Redd - No
    - Mike McCommand - Yes
    - Sheriff Caruana – lists total. 6 no – 5 yes – NO's have it.

- Attorney Kelly: Motion on the table is rejected so you are back to considering the motion Chief Corl made.

### **Open for discussion**

- Mike McCommond: I agree with EJ I think it is premature that we vote today although it sounds like we are going to anyway. Why wouldn't we want to look at the numbers from both perspectives to see how much it is going to cost the county and Rock Com, why wouldn't we do that and do our due diligence? I understand we are under a certain time crunch but we can get those numbers in a relatively short period of time.  
Number two, I agree with Jen that if our whole goal is for public safety and efficiency and we have the ability, we are going to pay money to either entity at some point, why wouldn't we. Wouldn't you rather have police and fire sitting in the same room or would you want them in separate rooms and have to transfer a call. The best interest of public safety and efficiency should be a no brainer to everybody.
- Sheriff Caruana: Joe do you want to leave the motion on the table?
- Joe Corl: Yes leave it.
- Sheriff Caruana: Clarify for me what your motion is.
- Todd Stockburger: Robyn can read it back:
  - Robyn Gustafson reading motion - MOTION to make Rock Com as a secondary answering point and Mercy would pick up the cost to make this happen.
- Sheriff Caruana: do you want to make an end date at all?
- Joe Corl: that would be in the agreement drafted.
- Sheriff Caruana: do we want to have something on that motion with an agreement that will be drafted, the timeline?
- Joe Corl: All of us will agree to whatever the agreement is, So, there will be stuff on there.
- Sheriff Caruana: When will this agreement be drafted and by who?
- Joe Corl: The agreement will be drafted, I'm sure as a chairman you will be working with Mr. Kelly, your co-chair and you will be working with Mercy. The agreement will go back and forth and you will have a say, and you will bring it back to the board. Here is the agreement we came up with and the board will have to agree to it.
- Sheriff Caruana: I have a question, Mr. Kelly when I talked to you last week; you felt that Cindy was going to be more fluid. I think I heard you do a hard stop on the seventh. What changed from her being fluid to now having a hard stop?
- Attorney Kelly: I don't think that I indicated that the Nov 7<sup>th</sup> date was fluid. She is expecting on Nov 7<sup>th</sup> some direction from this board. I don't think she will

give a lot of wiggle room on Nov 7<sup>th</sup>. After that date to take direction to recognize Rock Com as a secondary PSAP or to not recognize Rock Com as a secondary PSAP. The process to phase that in or to stand down Rock Com and work with the rest of the agencies into your office if that's what the board decides, those things would be more fluid.

What Cindy wants to hear on Nov 7th is the Board has 1. Stepped up and confronted this issue. 2. What is the boards plan? At least a broad plan, an outline of a plan as to how they are going to deal with it going forward. If the board met and did not make a decision on how to move forward, it would sit well with Cindy. The flexibility will come with actually getting to the goal line.

Robyn Gustafson: reading the motion again.

MOTION to make Rock Com as a secondary answering point and Mercy would pick up the cost to make this happen.

- Sheriff Caruana: do we want to put something in there that we are going to work on an agreement to have it in there.
- Joe Corl: there will have to be an agreement
- Attorney Kelly: you might want to add "subject to the negotiation of the an agreement with Rock Com"
- Sheriff Caruana: Attorney Kelly, would you be willing to write up the draft?
- Todd Stockburger: We could do that as a secondary motion.
- Joe Corl: The Motion is make Rock Com as a secondary answering point and Mercy would pick up the cost to make this happen and our attorney will be working on an agreement between this board and Mercy Health
- Attorney Kelly: I don't want to take words, I would say subject to a negotiation and agreement with Mercy Health.
- EJ Dilonardo: Then the board would have to approve the agreement.
- Attorney Kelly: yes and so will Mercy. The amended motion would have to second it again.

**No additional discussion**

- Sheriff Caruana: please read the motion again.
  - Robyn Gustafson: reading the motion with amendment
- **MOTION to make Rock Com as a secondary answering point and Mercy would pick up the cost to make this happen subject to negotiation with our Attorney and Mercy.**
- **Joe Corl made motion again**
- **Joel Hallstrom Second again**
  - **Re-vote**
    - Sheriff Caruana – NO
    - Michele Pankow - YES
    - Adam Truman - NO
    - Joel Hallstrom - YES
    - Joe Corl - YES
    - EJ Dilonardo - NO
    - Don Shoeylin - YES
    - Todd Stockburger - YES
    - Don Carlson - NO
    - Carla Redd - YES
    - Mike McCammond - NO
    - Sheriff Caruana – lists total. 5 no – 6 yes – **Motion Passed**
- Attorney Kelly: I am going to ask you. My understanding of the direction is for me to communicate with the 911 Administrator, indicate that the board has determined to move forward to accept Rock Com as a secondary PSAP. That the understandings of that operation of Rock Com will be subject of a negotiated agreement with Mercy Health and a modification to the 911 Plan. The board intends to start working on that immediately at the will of the board.
- Sheriff Caruana: yes
- Attorney Kelly: I think that will be enough to forestall any other action from Cindy. Her next thing will be wanting to know what are you going to do and when will you be doing it.
- Sheriff Caruana: Attorney Kelly, you will work on that and you and I will talk to get direction from there.  
We need a motion to adjourn
- Michele Pankow: Motion to adjourn
- Todd Stockburger Second
- Sheriff Caruana: We are adjourned.