

STATE OF ILLINOIS
BUREAU OF ADMINISTRATIVE HEARINGS
For
DEPARTMENT OF STATE POLICE
Office of the Statewide 9-1-1 Administrator

Oak Lawn Regional Emergency Communications,)	
Applicant.)	
)	17-C-189
)	
Application for 9-1-1 Consolidation)	

RECOMMENDED DECISION

I. BACKGROUND

On November 15, 2017, Oak Lawn Regional Emergency Communications JETSB (the “Applicant” or “OLREC”) filed a Consolidation Plan (“Consolidation Plan” or “Plan”) with the Office of the Statewide 9-1-1 Administrator pursuant to Section 15.4a of the Emergency Telephone System Act (“ETSA”). 50 ILCS 750/15.4a. The Applicant has previously created a Joint Emergency Telephone System Board (“JETSB”) by Intergovernmental Cooperation Agreement entered into by and among the Villages of Oak Lawn, Evergreen Park, Bridgeview and Hodgkins and the City of Burbank. The Applicant has executed an Intergovernmental Agreement with the Village of Alsip which will provide membership to the Village in OLREC and provide 9-1-1 emergency call-taking and police, fire and EMS emergency dispatch services to the Village. Upon consolidation, according to the Consolidation Plan, the Alsip Public Safety Answering Point (“PSAP”) will be decommissioned. Upon approval of the Consolidation Plan by the Administrator, the Village of Alsip Emergency Telephone System Board will be suspended.

Under Section 15.4a(a)(2) of the Emergency Telephone System Act, 50 ILCS 750/15.4a(a)(2), in any county with a population of at least 250,000 that has more than one ETSB, JETSB, or qualified governmental entity, any 9-1-1 Authority serving a population of less than 25,000 shall be consolidated such that no 9-1-1 Authority in the county serves a

population of less than 25,000. None of the communities served by the current ETSBs individually serves a population greater than 25,000. The regulations promulgated pursuant to the ETSA specify the procedures and requirements of such a consolidation plan, 83 Ill. Adm. Code 1324.200, *et. seq.* (the “Regulations”).

On November 21, 2017, Illinois State Police staff, Ms. Stacy Ross, issued a Department Review of Consolidation reporting on a technical review of the Consolidation Plan, as required by the Section 1324.200(f)(1) of the Regulations, 83 Ill. Adm. Code 1324.200(f)(1).

An administrative hearing was held before a duly authorized Administrative Law Judge, Daniel P. Schuering, on January 12, 2018. Ms. Susan Tousignant, Director, Oak Lawn Regional Emergency Communications appeared on behalf of the Applicant. The applicant was further represented by its attorney, Mr. Douglas E. Spale, Peterson, Johnson, Murray Chicago, LLC.

Mr. John Hosteny appeared for the Illinois State Police; he stated that no comments had been received by the Department regarding the Consolidation Plan and that there were no requests to speak at the hearing. Mr. Hosteny supplemented the Application with an Overflow and Backup Call handling Agreement between the Applicant and Southwest Central Dispatch and a revised network diagram provided by AT&T. Without objection the supplements were made a part of the Application.

Ms. Tousignant presented a summary of the anticipated actions upon approval of the Consolidation plan and addressed the efficiencies and savings which will occur as a result of the consolidation. Mr. Spale also briefly commented on the Consolidation Plan.

Mr. Hosteny indicated at the conclusion of the hearing that the Department recommends approval of the Consolidation Plan without any alterations and without delay.

II. EVIDENCE

The evidence adduced at the Hearing is:

1. The Consolidation Application dated September 14, 2017, as amended herein;
2. The Department Review of Consolidation dated September 27, 2017 authored by Stacy Ross; and,

3. The presentation and explanation of the Consolidation Plan presented by Ms. Tousignant;

III. CONSOLIDATION PLAN

The Consolidation Plan and the testimony of the witnesses at the hearing established the following facts:

- A. The Village of Alsip has authorized and executed an Intergovernmental Agreement providing for membership and participation in the Oak Lawn Regional Emergency Communication JETSB by Ordinance 2017-10-3 adopted on October 16, 2017;
- B. The Village of Alsip has suspended the operation of the Alsip ETSB by Ordinance 2017-10-2 adopted on October 16, 2017;

IV. TECHNICAL REVIEW

The technical review performed by Ms. Ross concludes that Applicant's consolidation plan meets the requirements for a consolidation plan as prescribed by Section 1324.200(c) of the Consolidation of 9-1-1 Emergency Systems Regulations. Cost Projections, Network Costs, Back-up PSAP Agreement or Call-Handling and Aid Agreements have been supplied to the Statewide 9-1-1 Administrator. The Technical Review indicates that the proposed Consolidation Plan complies with necessary requirements for its approval.

V. FINDINGS OF FACT AND RECOMMENDATION

HAVING REVIEWED the entire record herein and being fully advised in the premises, it is:

A. FOUND that:

1. The Consolidation Plan furthers the statutory goal of ETSA to establish 9-1-1 as the primary emergency telephone number for use in the State of Illinois. ETSA further states the statutory goal that "it is in the public interest to shorten the time required for a citizen to request and receive emergency aid." 50 ILCS 750/1. This goal will be furthered with the approval of this Consolidation Plan.
2. The Consolidation Plan meets the requirements for a consolidation plan as required by Section 200(c) of Part 1324 of the Regulations.

3. In particular, the Consolidation Plan includes a completed application consisting of the following documents:
 - a. Contact and 9-1-1 system information;
 - b. Sworn statement of attesting to the truth of the information provided in the Plan;
 - c. Letter that is sent to the 9-1-1 system provider with a copy of the Plan; and
 - d. Summary of the proposed system's operation, including information as to how the plan will assist with achieving the statutory goals enumerated in ETSA Section 5.4b(a). 83 Ill. Adm. Code 1324.200(c)(1).
4. In addition, the Consolidation Plan provides the following in compliance with Section 200(c)(1)(F) -(I) of Part 1324 of the Regulations:
 - a. List of all communities that are served by the 9-1-1 system;
 - b. List of public safety agencies that are dispatched by the 9-1-1 system;
 - c. List of the public safety agencies that are adjacent to the 9-1-1 system's geographic boundaries; and
 - d. List of the carriers and interconnection VoIP providers that are known by the Applicant to provide service within the jurisdiction of the 9-1-1 system.
5. The Applicant has attached to the Consolidation Plan the following documents as required by Section 200(c)(1)(J) of Part 1324:
 - a. A local ordinance that dissolves an existing ETSB;
 - b. An intergovernmental agreement creating a Joint ETSB or any other agreements pertinent to the 9-1-1 system consolidation;
 - d. The network diagram that is provided by the 9-1-1 system provider; and
 - e. The Call Handling and Aid Outside Jurisdictional Boundaries Agreements, 83 Ill. Adm. Code 1324.200(c)(1)(J).
6. The Consolidation Plan does not incorporate a next generation (NG9-1-1) solution.

B. DETERMINED that:

1. OLREC has filed a 9-1-1 Consolidation Plan pursuant to 50 ILCS 750/15.4a of the Emergency Telephone System Act;

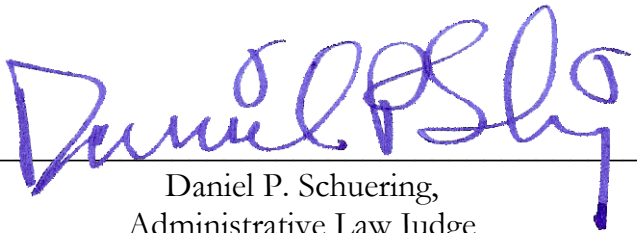
2. The OLREC Consolidation Plan furthers the statutory goals of the Emergency Telephone System Act;
3. OLREC Consolidation Plan meets the requirements of 83 Ill. Adm. Code 1324.200(c); and
4. The OLREC Consolidation Plan should be approved.

IT IS THEREFORE RECOMMENDED that the OLREC Consolidation Plan be approved.

This Recommended Decision of the Administrative Law Judge is issued this 17th day of January, 2018.

BUREAU OF ADMINISTRATIVE HEARINGS

Dated: January 17, 2018



Daniel P. Schuering,
Administrative Law Judge