

STATE OF ILLINOIS
BUREAU OF ADMINISTRATIVE HEARINGS
FOR
DEPARTMENT OF STATE POLICE
OFFICE OF THE STATEWIDE 9-1-1 ADMINISTRATOR

West Central Consolidated Communications,)	
Applicant.)	
)	16-C-170
)	
Application for 9-1-1 Consolidation)	

RECOMMENDED DECISION

I. BACKGROUND

On April 28, 2017, WEST CENTRAL CONSOLIDATED COMMUNICATIONS JETSB (the “Applicant” or “JETSB”) 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 currently serves the Villages of Brookfield, North Riverside and Riverside. The Applicant proposes to add the Village of McCook to the JETSB, decommission the Public Safety Answering Points (“PSAPs”) in the Villages of Brookfield, Riverside and McCook and consolidate those functions at a PSAP in North Riverside. Each of the communities currently operates an Emergency Telephone System Board (“ETSB”), all of which would be dissolved if the consolidation plan is approved. When completed, the Applicant will serve a population of 34,830 persons in an area of 9.73 square miles.

Under 50 ILCS 15.4a(a)(2), in any county with a population of at least 250,000 that has more than one Emergency Telephone System Board (“ETSB”), Joint Emergency Telephone System Board (“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 individual ETSBs meets the minimum population standard. 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”).

	Population	Area
Brookfield ETSB	19,000	3.07
North Riverside ETSB	6,700	1.64
Riverside ETSB	8,900	2.08
McCook ETSB	230	2.64
	34,830	9.43

On May 9, 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).

A hearing was held before a duly authorized Administrative Law Judge, Daniel P. Schuering, on July 20, 2017. Mr. Jason Rodgers, Executive Director for the West Central Consolidated Communications JETSB, appeared on behalf of Applicant. Ms. Stacy Ross, for the Illinois State Police, appeared on behalf of the Department. Ms. Ross 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. Ms. Ross indicated at the conclusion of the hearing that the Department recommends approval of the Consolidation Plan.

II. EVIDENCE

The evidence adduced at the Hearing is:

- A. The Consolidation Application dated April 28, 2017;
- B. The Department Review of Consolidation dated May 9, 2017 authored by Stacy Ross;
- C. The testimony of Mr. Jason Rodgers on behalf of the Applicant; and,
- D. The testimony of Ms. Stacy Ross on behalf of the Department.

III. CONSOLIDATION PLAN

In June 2016, the Villages of Brookfield, North Riverside, and Riverside passed a resolution authorizing the execution of an intergovernmental agreement to establish

an intergovernmental cooperative venture known as the "West Central Consolidated Communications" for the operation of a centralized combined emergency dispatch and communications center to provide 9-1-1 and wireless E9-1-1 services, and creating a Joint Emergency Telephone Systems Board. In addition, each member municipality passed resolutions to dissolve their current Emergency Telephone Systems Boards.

The West Central Consolidated Communications Board of Directors have since approved an intergovernmental agreement to establish a service agreement with the Village of McCook to provide 9-1-1, E9-1-1, Police, Fire and EMS dispatch services. The Village of McCook will be added to the West Central Consolidated Communications JETSB and dissolved its ETSA upon approval of the service agreement and dissolving resolution at its April 3, 2017 Village Board Meeting.

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 but notes, as described later in this recommendation, that certain documents presented in the Plan were drafts thereof and final fully executed and approved counterparts are required prior to final 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.
3. In particular, the Consolidation Plan includes a completed application consisting of the following documents:
 - a. contact and 9-1-1 system information;
 - b. notarized statement of attesting to the truth of the information provided in the plan;
 - c. A letter that is sent to the 9-1-1 system provider with a copy of the plan;
 - d. A detailed summary of the proposed system’s operation, including, but not limited to, a five-year strategic plan for implementation of the consolidation with financial projections and 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:
 - a. A list of all communities that are served by the 9-1-1 system;
 - b. a list of public safety agencies that are dispatched by the 9-1-1 system;
 - c. a list of the public safety agencies that are adjacent to the 9-1-1 system’s geographic boundaries; and,

- d. a 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. Local ordinances that dissolve an existing ETSB¹;
 - b. An intergovernmental agreements creating a Joint ETSB or any other agreements pertinent to the 9-1-1 system consolidation;
 - c. c. Any contracts with a new 9-1-1 system provider;
 - d. The backup PSAP Agreement that established backup and overflow services between 9-1-1 authorities or PSAPs within those authorities;
 - e. The network diagram that is provided by the 9-1-1 system provider; and,
 - f. The Call Handling And Aid Outside Jurisdictional Boundaries Agreements 83 Ill. Adm. Code 1324.200(c)(1)(J).
6. As required by Section 200(c)(1)(K) of Part 1324, the test plan, which is the 9-1-1 system's overall plan detailing how and to what extent the network and database will be tested, is properly included in the Consolidation Plan.
7. The Consolidation Plan does not incorporate an NG9-1-1 solution.
- B. DETERMINED that:
- 1. West Central Consolidated Communications JETSB has filed a 9-1-1 Consolidation Plan pursuant to 50 ILCS 750/15.4a of the Emergency Telephone System Act;

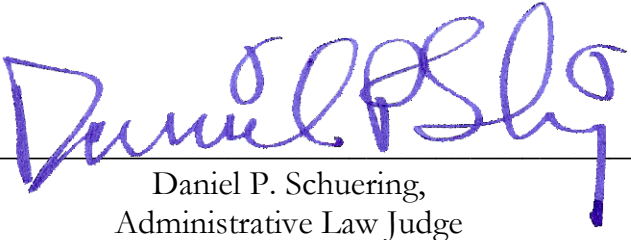
¹ Riverside Ordinance Number 2016-2912, North Riverside Ordinance Number 16-O-13, Brookfield Ordinance Number 2017-23 & 24 and McCook Ordinance Number 17-8.

2. The West Central Consolidated Communications JETSB Consolidation Plan furthers the statutory goals of the Emergency Telephone System Act;
3. West Central Consolidated Communications JETSB Consolidation Plan meets the requirements of 83 Ill. Adm. Code 1324.200(c), except that the Intergovernmental Agreement for Mutual Backup² and other services between the Applicant and the City of Berwyn remains unsigned; and
4. The West Central Consolidated Communications JETSB Consolidation Plan should be approved subject to West Central Consolidated Communications JETSB providing the Intergovernmental Agreement for Mutual Backup.

IT IS THEREFORE RECOMMENDED that the West Central Consolidated Communications JETSB Consolidation Plan be approved but that any missing and all signed call handling agreements be provided to the Statewide 9-1-1 Administrator before an order approving the consolidation is granted.

This Recommended Decision of the Administrative Law Judge is issued this 16th day of August, 2017.

BUREAU OF ADMINISTRATIVE HEARINGS



Daniel P. Schuering,
Administrative Law Judge

² Intergovernmental Agreement for Providing Mutual Backup of 9-1-1 Dispatch and Emergency Communication Services Through Use of Primary and Backup Public Safety Answering Points.

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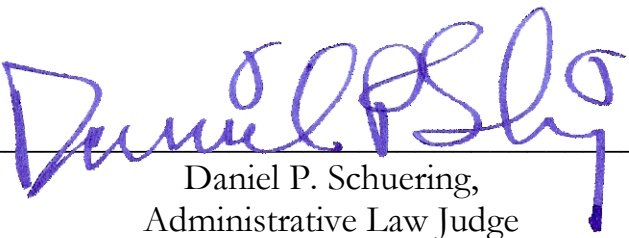
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CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing CERTIFICATE OF SERVICE was served upon the parties of record to the above cause by electronic mail on August 17, 2017 addressed to such parties, served by the method, as shown on the attached Service List. The original was filed with the Bureau of Administrative Hearings as a part of the permanent case file, currently in the possession of the Bureau and to be delivered to the Department of State Police upon the conclusion of this matter.

BUREAU OF ADMINISTRATIVE HEARINGS

August 17, 2017



Daniel P. Schuering,
Administrative Law Judge

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