

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

Joint Central Lake County ETSB,)	
Applicant.)	
)	18-C-224
)	
Application for 9-1-1 Consolidation)	

RECOMMENDED DECISION

I. BACKGROUND

On August 6th, 2018 **Joint Central Lake County ETSB** (the “Applicant”) 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 proposes to create a Joint Emergency Telephone System Board (“ETSB”) by Intergovernmental Cooperation Agreement entered into by and among the **Villages of Winthrop-Harbor and Mundelein**. The ETSB will be known as **Joint Central Lake County**. Upon consolidation according to the Consolidation Plan, the **Village of Winthrop-Harbor Public Safety Answering Point (“PSAP”)** will be decommissioned.

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. The **Village of Winthrop-Harbor** is the only county served by the current ETSBs that individually serves a population less than 25,000¹. 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”).

¹ The July 2016 census population for Winthrop is 6,742, and Mundelein is 31,394. This results in a combined population to be served by Central Dispatch of 38,136.

On August 15th, 2018 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 September 18th, 2018. Deputy Chief Don Hansen (RET.) appeared on behalf of the Applicant. Also, in attendance was counsel for 9-1-1 Authority Larry LaLuzerne, Ms. Suzanne Bond appeared for the Illinois State Police and Ms. Stacy Ross appeared for 9-1-1 Technical Support; 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. Bond 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 August 6th, 2018;
2. The Department Review of Consolidation dated August 15th, 2018 authored by Stacy Ross; and,
3. The presentation and explanation of the Consolidation Plan presented by Mr. Hansen;

III. CONSOLIDATION PLAN

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

- A. The Village of Winthrop-Harbor has dissolved its ETSB by ordinance number 18-24 adopted on April 23, 2018;
- B. The Villages of Mundelein and Winthrop-Harbor have established the Joint Central Lake County ETSB by Intergovernmental Agreement dated April 23rd, 2018;

IV.

V. 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 Joint Central Lake County ETSB complies with necessary requirements for approval of the Consolidation Plan.

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:

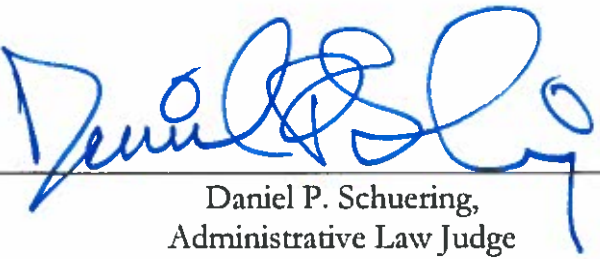
1. Joint Central Lake County ETSB has filed a 9-1-1 Consolidation Plan pursuant to 50 ILCS 750/15.4a of the Emergency Telephone System Act;
2. The Joint Central Lake County ETSB Consolidation Plan furthers the statutory goals of the Emergency Telephone System Act;
3. Joint Central Lake County ETSB Consolidation Plan meets the requirements of 83 Ill. Adm. Code 1324.200(c); and
4. The Joint Central Lake County Consolidation Plan should be approved.

IT IS THEREFORE RECOMMENDED that the Joint Central Lake County Consolidation Plan be approved, subject to the condition identified above.

This Recommended Decision of the Administrative Law Judge is issued this 25th day of September 2018.

BUREAU OF ADMINISTRATIVE HEARINGS

Dated: September 26,
2018



Daniel P. Schuering,
Administrative Law Judge

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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 in the manner indicated below on September 26, 2018 addressed to such parties as shown below. The original is filed in the records of the CMS Bureau of Administrative Hearings as a part of the permanent case file, currently in the possession of the Hearing Officer, and to be delivered to the Department upon the conclusion of this matter.

Dated: September 26,
2018



Daniel P. Schuering
Administrative Law Judge

Serviced by E-mail

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