

**STATE OF ILLINOIS  
DEPARTMENT OF STATE POLICE**

<b>KANE COUNTY ETSB/</b>	)	
<b>SOUTH ELGIN</b>	)	
	)	<b>Case No. 16-C-175</b>
<b>Application for 9-1-1 Consolidation</b>	)	

**RECOMMENDED DECISION**

By Administrative Law Judge Donald W. Seasock:

**I. BACKGROUND**

On February 28, 2017, Kane County ETSB (“Applicant” or “Kane”) filed an application for approval of a Consolidation Plan (“Consolidation Plan”) pursuant to Section 15.4a of the Emergency Telephone System Act (“ETSA”). 50 ILCS 750/15.4a. Kane is a Joint ETSB serving approximately 20 communities. The Consolidation Plan adds the Village South Elgin to its current ETSB. The system’s name will remain unchanged.

Under 50 ILCS 750/15.4a (6), any 9-1-1 Authority that does not have a public safety answering point (“PSAP”) within its jurisdiction shall be consolidated through an intergovernmental agreement with an existing 9-1-1 Authority that has a PSAP. South Elgin does not have a PSAP. This consolidation requirement will be fulfilled by South Elgin dissolving its ETSB and joining Kane. On March 10, 2017, Illinois State Police staff, Ms. Stacy Ross, performed a technical review of the Consolidation Plan, as required by 83 Ill. Admin. Code 1324.200(f)(1).

A hearing was held before a duly authorized Administrative Law Judge, Donald W. Seasock, on May 5, 2017. Mr. Roger Fahnestock, Kane County ETSB Chairman, appeared on behalf of Applicant. Mr. John Hosteny, Legal Counsel for the Illinois State Police, appeared on behalf of the Department. Mr. Hosteny 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 indicated at the conclusion of the hearing that the Department recommends approval of the Consolidation Plan.

## **II. EVIDENCE**

Technical review report dated March 10, 2107, authored by Stacy Ross.

## **III. CONSOLIDATION PLAN**

On May 1, 2012, the Village of South Elgin permanently closed its PSAP and Kane County ETSB took over providing its 9-1-1 service. Applicant's plan is to consolidate on paper South Elgin ETSB into Kane County ETSB only. There is no PSAP closure associated with this consolidation. This consolidation will not affect Kane's current PSAP backup.

South Elgin has adopted a resolution dissolving South Elgin ETSB, effective July 18, 2016, and has entered into an interagency agreement with Kane.

## **IV. TECHNICAL REVIEW**

The technical review performed by Ms. Ross concludes that Kane's consolidation plan meets the requirements for a consolidation plan as prescribed by Section 1324.200(c) of Illinois Admin. Code Part 1324.200 – Consolidation of 9-1-1 Emergency Systems.

## **V. RECOMMENDED DECISION**

I find that 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.

I find that the Consolidation Plan meets the requirements for a consolidation plan as required by Section 200(c) of Part 1324. 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 truth regarding 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).

The Consolidation Plan includes the financial information required by Section 200(c)(1)(E) of Part 1324. There will be no change in the number of answering positions or dispatchers. Once dissolved, South Elgin ETSB will transfer \$16,400 in total reserves to Kane. There is no change to network costs from this consolidation since no changes are being made to the network. PSAP trunks have been in place for Kane to handle South Elgin's 9-1-1 calls since 2012. The total network costs to the State will remain unchanged at \$180,382. Recurring costs are \$4,844,618 and there are no nonrecurring consolidation costs. Projected surcharge revenue is \$2,241,654. Projected revenue from local governments is \$571,393. Revenue in reserves is \$2,031,571 and total revenue is \$4,844,618. The financial information provided by the Applicant is complete.

In addition, the Consolidation Plan provides the following in compliance with Section 200(c)(1)(F)-(I) of Part 1324: a list of all communities that are served by the 9-1-1 system; a list of public safety agencies that are dispatched by the 9-1-1 system; a list of the public safety agencies that are adjacent to the 9-1-1 system's geographic boundaries; and 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. The Applicant has attached to the Consolidation Plan the following documents as required by Section 200(c)(1)(J) of Part 1324: i) any local ordinances that dissolve an existing ETSB or create a new ETSB; ii) any intergovernmental agreements or memorandums of understanding creating a Joint ETSB or any other agreements pertinent to the 9-1-1 system consolidation; iii) if applicable, any contracts with a new 9-1-1 system provider; iv) the backup PSAP is not affected by this consolidation; v) the network diagram that is provided by the 9-1-1 system provider; and vi) all call handling agreements are already in place. 83 Ill. Adm. Code 1324.200(c)(1)(J). Finally, since no changes are being made to call routing there is no need for additional testing. The Consolidation Plan does not incorporate an NG9-1-1 solution.

Based on a review of the record, I recommend the Consolidation Plan be approved because it furthers the statutory goals of ETSA, meets the applicable grade of service and satisfies the requirements of Section 200(c) of Part 1324.

**VI. FINDINGS AND RECOMMENDATION**

The undersigned Administrative Law Judge, having reviewed the entire record herein and being fully advised in the premises, is of the opinion and finds that:

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

IT IS THEREFORE RECOMMENDED that the KANE COUNTY ETSB Consolidation Plan be approved.

This Recommended Decision of the Administrative Law Judge is issued this 9<sup>th</sup> day of May, 2017.

(SIGNED) Donald W. Seasock  
Administrative Law Judge