

6.9.

**INTERLOCAL COOPERATION AGREEMENT
BETWEEN THE COUNTY OF HENRY AND THE CITY OF NEW CASTLE
POLITICAL SUBDIVISIONS OF THE STATE OF INDIANA**

Pursuant to the provisions of IC 36-1-7, the undersigned executives of the County of Henry, Indiana (hereinafter "County") and the City of New Castle, Indiana (hereinafter "City"), with the approval of their respective fiscal bodies, enter into this agreement concerning their cooperative efforts in operating an Enhanced Emergency Telephone System, known as E911, in Henry County, Indiana (hereinafter "E911").

NOW THEREFORE, the parties agree:

I. PURPOSE

The purpose of the agreement is to outline the respective duties and management of the parties in operation and maintenance of E911 for Henry County.

II. DURATION

This contract will take effect January 1, 2013, and shall expire December 31, 2013 and shall automatically renew annually thereafter indefinitely. Shall either party wish to terminate or modify this agreement, notice must be given by June 30th of the preceding year so that each entity may accurately budget for the proposed changes.

If the City wishes to change or terminate this contract, they must send their notice (via certified U.S. Mail) to 101 S. Main Street, New Castle, IN. 47362 c/o the Henry County Commissioners. And if the County wishes to change or terminate this contract, they must send their notice (via certified U.S. Mail) to 227 N. Main Street, New Castle, IN. 47362 c/o the office of the Mayor.

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OPERATION OF E911

A. ADVISORY BOARD

(1) The parties shall create a nine-member (9) advisory board to be known as the Henry County Emergency Services Board, which will advise the City and the County executives on policy, operating procedure, budgets and personnel matters involving E911 dispatch.

This advisory board shall be made up of the following appointees:

- (a) Two (2) representatives from Law Enforcement, who shall consist of the Sheriff of Henry County and the Chief of the New Castle Police Department.
- (b) One (1) representative appointed by the Henry County Firefighters Association.
- (c) One (1) representative from the New Castle Emergency First Aid Unit or New Castle Fire Department.
- (d) One (1) representative appointed by the County Executive.
- (e) One (1) Telecommunications Officer from the 911 Center.
- (f) One (1) representative appointed by the City Executive.
- (g) One (1) representative appointed by Middletown Town Executive.
- (h) One (1) representative appointed by Knightstown Town Executive.
- (2) TERM. All appointments shall be made for one (1) calendar year. Each appointing authority shall notify the City and County of its appointments on or before January 1 of each year.
- (3) MEETINGS. The advisory board will meet as needed upon the

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Call of any appointing authority.

B. STAFFING

The Henry County Sheriff shall appoint one (1) communication co-director from the County's Emergency personnel. The City Executive shall appoint (1) communication co-director from the City's Emergency Services. The communication co-directors shall fill that position separate and apart from any position that they may hold with their respective department. The City and the County agree that there are eight (8) full-time dispatchers (4 Supervisors, and 4 dispatchers), and supplemental part-time dispatchers.

C. MANAGEMENT

The 911 Center shall be a department of the County. Its management and operation shall be under the sole supervision of the County. The County shall have exclusive control of its employees which shall be governed by the internal policy manual adopted by the Henry County commissioners. The County will be responsible for all hiring, firing and discipline of E911 employees. All budgetary responsibilities with regard to the E911 center including the payment of wages, benefits, and PERF shall be the sole responsibility of the County. Nothing herein shall prohibit the County from making organizational changes provided the level of service remains unchanged.

D. FACILITIES AND EQUIPMENT

All equipment utilized by E911 shall be the sole and exclusive property of the

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County. The facility utilized by E911 shall be under the exclusive control and subject to the policies of the County.

III. COST ALLOCATION

- A. Commencing January 1, 2013, the City agrees to pay the sum of Two hundred thousand dollars (\$200,000.00) to the County annually, As its Share of answering the City's administrative calls, maintaining and Staffing the City's administrative calls, maintaining and staffing, And, the cost Of operating & maintaining the County-wide E911 System (Enhanced Emergency Telephone Dispatch System).
 - B. The County agrees to pay all other salaries, benefits and expenses that are Required to operate the Henry County 911 Center.
 - C. Claims for payment from the City to the County shall be presented for one Payment of the amount due on June 1, each year, and the said claims Shall be paid within thirty (30) days of receipt of said claim.
 - D. The City, County, and Henry County E911 agree to pay one-third (1/3) of All maintenance costs and computer upgrades for the Spillman computer System and Vertical Integrated hardware.
- The Towns of Middletown and Knightstown shall be billed two thousand Dollars (\$2,000.00) each annually for the usage of the system.

IV. MISCELLANEOUS ITEMS

The agreement replaces and supercedes the interlocal cooperation agreement that will terminate on December 31, 2012. All parties enter into this

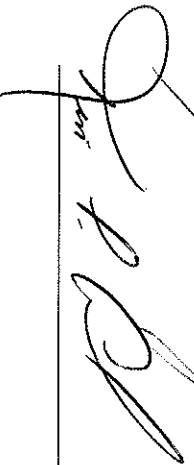
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agreement in good faith and with a full understanding of the facts. In the event a dispute arises regarding the terms of this agreement, the parties shall attempt to mediate any dispute. This agreement represents the complete understanding of the parties, relative to the issues set forth herein.

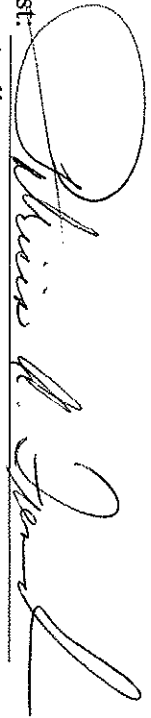
ADOPTED BY THE BOARD OF COMMISSIONERS OF HENRY COUNTY BY A VOTE OF 3 IN FAVOR AND 0 OPPOSED THIS 27th DAY OF February, 2013.
BOARD OF COMMISSIONERS OF HENRY COUNTY




PRESIDENT




Apr 20 2013

Attest: 

Auditor

APPROVED BY THE HENRY COUNTY COUNCIL BY A VOTE OF 6
IN FAVOR AND 0 OPPOSED THIS 27th DAY OF February 2013


President, Henry County Council

Attest: 

Auditor

6:7.

ADOPTED BY THE NEW CASTLE BOARD OF PUBLIC WORKS AND SAFETY BY A VOTE OF 3 IN FAVOR AND 0 OPPOSED THIS 15 DAY OF April, 2013.

NEW CASTLE BOARD OF PUBLIC WORKS AND SAFETY

Mayor Greg York

Greg York
Director of Public Works

Kevin J. Williams
City Attorney

Attest: Christy York
City Clerk-Treasurer

APPROVED BY THE NEW CASTLE CITY COUNCIL BY A VOTE OF 6 IN FAVOR AND 1 OPPOSED THIS 15 DAY OF April, 2013.

NEW CASTLE CITY COUNCIL
President Greg York

Attest: Christy York
City Clerk - Treasurer