

AGREEMENT FOR PARTICIPATION IN A REGIONAL COUNCIL OF GOVERNMENTS

This Agreement is made and entered into by and among certain Municipal Corporations, Villages, and Townships in Franklin County, Ohio, Fairfield County, Ohio, Licking County, Ohio, and other contiguous counties, who have become parties to this Agreement by causing this Agreement or an identical copy of it to be signed by an officer duly authorized by the legislative authority of each governmental entity.

The parties to this Agreement wishing to participate in Regional Council of Governments pursuant to Chapter 167 of the Ohio Revised Code agree as follows:

- I. NAME.** The name of this Regional Council of Governments is the “Eastside Emergency Communications Center” (EECC), and shall also be known as “EastCom”.
- II. PURPOSE.** The purpose of the EECC is to consolidate and centralize enhanced 9-1-1 call receiving, radio communication, and dispatch capabilities of the public safety functions of the parties to this Agreement.
- III. ADMINISTRATIVE AUTHORITY.** The EECC is established and administered in the following manner:
- A. The Board of Directors is hereby created to govern the business of the EECC and to set policies and procedures for operation of the EECC. Each agency and each political subdivision shall have one (1) Director. The Directors serve until new Directors are appointed.
 - B. The Board of Directors is to elect the following officers to manage the business and affairs of the EECC:
 - Chairperson
 - Vice Chairperson
 - Secretary
 - Treasurer

In the absence of the Treasurer, the Chairperson is to serve as the Assistant Treasurer and in the absence of the Secretary, the Vice Chairperson is to serve as the Assistant Secretary. In the absence of the Chairperson, the Vice Chairperson is to fulfill the duties of the Chairperson.

- C. The Board is vested with the authority to employ and dismiss the EECC Director by a majority vote of all Board of Directors members. The Board is also vested with the authority to hire or contract with other professionals for services that the Board deems necessary for the management and operation of the EECC.
- D. The Board of Directors shall meet at least quarterly but may meet more often if determined necessary by the Board. All meetings are to be open to the public and shall be subject to the Sunshine Laws of the State of Ohio. A quorum shall consist of a majority of the Board members. A quorum is necessary to transact business. The meetings shall be chaired by the Chairperson and in the absence of the Chairperson, the Vice Chairperson. The Secretary will be responsible for advertising and posting notice of the meeting. A special meeting of the Board may be called by the Chairperson or any two (2) officers with twenty-four (24) hours notice of the special meeting. The Media shall be notified. Executive Sessions may be held for purposes of litigation and personnel issues.
- E. The Board, by written policy, may delegate certain emergency powers to the EECC Director.
- F. Policies to be adopted by the Board shall include, but are not limited to, the following:
- Emergency policies and procedures;
 - Financial policies for operation of the EECC;
 - Membership requirements;
 - Employee compensation;
 - Establish EECC staffing needs and authorize the EECC Director to employ EECC staff and other professional or non-professional contract assistance;

- Other necessary policies for operation of the EECC.

G. The Board will establish and adopt the EECC budget that is to include the entire cost of operating the EECC including capital expenditures.

IV. RESPONSIBILITIES OF PARTICIPATING GOVERNMENTAL ENTITIES. Each of the participating governmental entities is responsible for the following:

- A. Prompt payment of costs within ten (10) calendar days of notice that payment is due;
- B. Furnishing information to the EECC that is necessary for operation.

V. ALLOCATION OF COSTS. Each participating governmental entity agrees to pay its proportional share of costs to establish and operate the EECC.

A. Costs to establish and operate the EECC are to be determined by the Board of Directors and the budget adopted and submitted to the legislative authority of each participating governmental entity by October 30th of each year for appropriation for the ensuing year. Costs are to be allocated to each governmental entity in accordance with the following equation:

$$\frac{(\text{Population of Governmental Entity}^*) (\text{Number of Public Safety Departments}^{**})}{(\text{Total Population of Governmental Entity})}$$

Total Cost = Allocated Cost

*Population is to be the latest MORPC population data

**If only Fire or Police, the multiplier is one (1). If Fire and Police, the multiplier is two (2).

Any unexpended funds will be credited to future allocation of costs. The Board of Directors budget shall be binding on all participating governmental entities.

B. In the event the annual budget is determined to be inadequate to meet the needs for any year, then the Board shall authorize a supplemental allocation to be assessed against each participating governmental entity on the same basis

as determined in “A” above. Any funds not required will be credited to future allocation costs.

- C. Any governmental entity which subsequently chooses to join the EECC shall be required to pay its proportionate share of costs of establishment of the EECC computed on the same basis used to compute the first year’s budget for the EECC paid by the initial participating governmental entities plus the annual allocation for that year. Such funds paid will be credited to the general fund.
- D. If a participating governmental entity requests extraordinary services not supplied to other participating governmental entities, then the requesting governmental entity will pay for the extraordinary service.

VI. ANNUAL REPORT AND AUDIT. The EECC shall issue an annual report to each participating governmental entity on or before February 20th of each year. The annual report shall include an audit of accounts and funds for the prior year.

VII. AMENDMENT OF AGREEMENT. This Agreement may be amended by a two-thirds (2/3) vote of the Directors and ratification of the Agreement by a two-thirds (2/3) vote of the legislative authorities of the participating governmental entities.

VII. WITHDRAWAL FROM THIS AGREEMENT. A participating governmental entity may withdraw from this Agreement by giving a twelve (12) month written notice of withdrawal prior to December 31st of any year. The written notice is to be given to the Board of Directors. Any EECC records that pertain to the withdrawing entity shall be returned to said entity when withdrawal is completed. All other rights, titles, and interests in the EECC shall be deemed to be forfeited to the EECC.

IX. DISSOLUTION OF THE EECC. If there is only one (1) remaining member of the EECC, then the EECC is deemed to be automatically dissolved without further action and all rights, titles, interests, funds, and equipment will be forfeited to the remaining member of the EECC. If there is more than one (1) remaining member, the

EECC can be dissolved by a vote of the majority of the legislative authorities of the participating members and all rights, titles, interests, funds, and equipment will be distributed on a prorated basis as determined by the formula to allocate costs in Section V of this Agreement.

X. SEVERABILITY. In the event that any part of this Agreement shall be found to be contrary to law and thereby held to be null and void, all other provisions of this Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be duly executed on the date indicated by signing this Agreement or identical copies of same.

City/Village/Township_____

Authorized by Ordinance No._____

Authorized by_____No._____

Effective_____

By_____

Name Title Date

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Name Title Date

APPROVED AS TO FORM:
