

VILLAGE OF FOX LAKE
EMERGENCY TELEPHONE SERVICE BOARD
66 THILLEN DRIVE
FOX LAKE, ILLINOIS 60020-1896
MINUTES
MARCH 14, 2019 MEETING 12:30 P.M.

At the Emergency Telephone Service Board Meeting, held in said Village and County in the State of Illinois at 12:30 p.m. the meeting was called to order by Board Chairman Chief Jimmy Lee, Jr. The following official business was transacted:

I. Roll Call

Board Members present: Chairman Police Chief Lee, Jr., Randy Fontana, Fire Chief Ron Hoehne, Fire Deputy Chief Ed Lescher, and Commander Dawn Deservi.

Others Present: Village Administrator Anne Marrin, Alexis Cypcar, Attorney John Kelly, FoxComm Manager Lindsay Stroberg.

Call to order.

Meeting was called to order by Chairman Chief Jimmy Lee, Jr. at 12:30 p.m.

II. Approval of Minutes

A motion was made to approve the minutes from the September 11th, 2017 meeting. A discussion concerning the minutes of September 11, 2017 was had. A motion was made by Fire Chief Hoehne and seconded by Deputy Chief Lescher. A voice vote was taken and the motion passed.

III. Public Comments

None

IV. Old Business

A. Board Member Appointments

A motion was made by Deputy Chief Lescher to appoint Chief Lee as the Board Chairman, Chief Hoehne as Vice Chairman and Randy Fontana as Board Secretary. This motion was seconded by Chief Hoehne.

A roll call vote was taken as follows:

Chief Hoehne	Aye
Deputy Chief Lescher	Aye
Commander Deservi	Aye
Randy Fontana	Aye

None Opposed- *Motion Carried*

B. 911 Surcharge Funds Discussion

A discussion was had concerning the collection and authorized use of 911 surcharge funds. Attorney Kelly provided a short explanation of the history of 911 funds, how they are collected and distributed and the authorized uses of the funds. The funds are collected by the State of Illinois through a tax on telephone services. The collected funds are distributed to various ETSB's based on the registered address of the telephone service subscribers in relationship to the ETSB service areas. The funds must be expended to provide 911 services and the uses of surcharge funds are restricted by statute. The Fox Lake ETSB distributes the fund to offset the cost of providing 911 services to the Fox Lake ETSB residents. Currently 911 Services are provided through FoxComm, a 911 center operated by the Village of Fox Lake.

Currently, 911 surcharge money collected by the State for the agencies being served by FoxComm but not included in the Fox Lake ETSB is being paid to Lake County ETSB. Chairman Lee inquired if Fox Lake could receive those funds. Mr. Kelly provided some information concerning the Village of Deerfield investigating whether the Statewide 9-1-1 Administrator has authority to reallocate surcharge funds. There are some varying opinions concerning these issues. Mr. Kelly suggested that the Board delay attempting to collect these funds and potential litigation awaiting a decision of the State 911 Administrator. Once she makes a ruling in the Deerfield case the Board can make a decision to move forward with the request as well.

C. 911 Surcharge Disbursement

The total revenue received from 911 surcharge funds for the period of time since the last Fox Lake ETSB Board meeting for the period of 7/1/18-9/30/18 totaling \$11,192.77, and for the period of 9/1/17-6/30/18 was \$209,307.70.

The Village of Fox Lake presented documentation for authorized expenses related to the operation of FoxComm exceeded the amount collected.

D. Motions Concerning 911 Surcharge Disbursements if Any

A motion was made by Deputy Chief Lescher to approve a transfer of the funds to the Village of Fox Lake to reimburse Fox Lake for authorized 911 System expenses. The motion was seconded by Chief Hoehne.

A roll call vote was taken as follows:

Chief Hoehne	Aye
Deputy Chief Lescher	Aye
Commander Deservi	Aye
Randy Fontana	Aye

None Opposed – *Motion Carried*

V. New Business

A. Board Attorney Engagement

The Board discussed the engagement of Attorney John Kelly of Ottosen, Britz, Kelly, Cooper & DiNolfo, Ltd (1804 N. Naper Boulevard, Naperville, Illinois) on a quarterly basis. Mr. Kelly explained his fee structure to the Board.

A discussion was had and a motion was made by Randy Fontana to approve the services for legal counsel service by John Kelly for the retainer fee for 2019. The motion was seconded by Commander Deservi.

A roll call vote was taken as follows:

Chief Hoehne	Aye
Deputy Chief Lescher	Aye
Commander Deservi	Aye
Randy Fontana	Aye

None Opposed - *Motion Carried*

B. Board Attorney Review of Ordinance, Board Authority and Responsibilities

The ordinance that establishes the Fox Lake ETSB is outdated and needs to be amended. Specifically, the terminology of the titles of the “Village Fire Department” should be corrected to specify the Chief / Deputy Chief of the Fire Department servicing the Village of Fox Lake since the Village Fire Department is now a Fire Protection District.

Mr. Kelly indicated that he would have a draft ordinance making the necessary corrections prepared so it can be presented to the Village of Fox Lake Village Board for consideration.

Update on Lake County Regional 911 Consolidation Committee

A discussion was held concerning the status of a Regional 911 consolidation project was held. Chief Lee, Administrator Marrin, and Manger Stroberg are participating in the process and serving on committees to provide input and a voice for decisions related to the project. The Village of Fox Lake expended \$30,000 toward the working capital to facilitate the project.

C. FoxComm Update

The Solacomm 911 phone system is working and an application for a grant has been submitted by FoxComm to the State 911 Administrator for potential reimbursement. Text to 911 is available but due to cellular and antenna issues beyond the control of FoxComm its usefulness is less than desirable at this time.

VI. Village of Fox Lake Village Administrator Comments

None

VII. Next Meeting Date: June 12th, 2019 at 1:30 p.m.

VIII. Adjournment

A motion to adjourn was made by Chief Hoehne and seconded by Deputy Chief Lescher at 1:30 p.m. A voice vote was taken, all in favor and the motion passed.