

(Passed 8:10)  
Cole  
Absent

**ORDINANCE 03-09**

**TO ESTABLISH THE WIRELESS ENHANCED 911 NON-REVERTING FUND**

- WHEREAS, the Common Council approved an inter-local agreement with Monroe County to establish a Central Emergency Dispatch Center with Resolution 98-01; and
- WHEREAS, the inter-local agreement states that the cost of operating the Central Emergency Dispatch Center shall be borne equally by the City of Bloomington and Monroe County; and
- WHEREAS, the Central Emergency Dispatch Center is a public safety answering point (PSAP), as defined by IC § 36-8-16.5-13; and
- WHEREAS, the State of Indiana receives emergency wireless enhanced 911 fees collected by commercial mobile radio service providers from subscribers; and
- WHEREAS, IC § 36-8-16.5-41 requires that funds distributed to PSAPs shall be used only for the lease, purchase, or maintenance of wireless enhanced emergency telephone equipment, including: necessary computer hardware, software, and data base equipment; personnel expense and training; the provision of wireless enhanced emergency service; or educating consumers about the operations, limitations, role, and responsible use of enhanced 911 service; and
- WHEREAS, the State distributes emergency wireless enhanced 911 fees to eligible PSAPs including Monroe County; and
- WHEREAS, Monroe County will make quarterly distributions of one half the emergency wireless enhanced 911 monies it receives to the City of Bloomington;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Establishment of Fund. There is hereby established a Wireless Enhanced 911 Non-Reverting Fund (Fund) in the Office of the Controller.

SECTION II. Source of Revenues. All monies received by the City of Bloomington from the Monroe County Wireless Enhanced 911 Fund shall be deposited into this Fund.

SECTION III. Purpose of Fund. Pursuant to IC § 36-8-16.5-41 the monies contained in the Fund shall be used for the lease, purchase, or maintenance of wireless enhanced emergency telephone equipment, including: necessary computer hardware, software, and data base equipment; personnel expense and training; the provision of wireless enhanced emergency service; or educating consumers about the operations, limitations, role, and responsible use of enhanced 911 service.

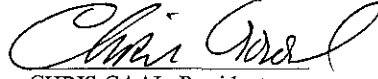
SECTION IV. Expenditures from Fund. All expenditures from this fund shall be subject to appropriation by the city's fiscal body. Claims for payment from this Fund shall be subject to approval of the Board of Public Safety.

SECTION V. Amendment and Termination. The Fund shall continue in this form until amended or terminated by ordinance. Unless indicated otherwise by ordinance, the proceeds of the Fund at termination shall be deposited into the General Fund.

SECTION VI. Severability. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

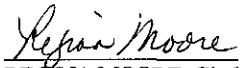
SECTION VII. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 2nd day of April, 2003.

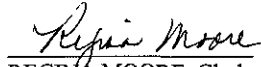


CHRIS GAAL, President  
Bloomington Common Council


ATTEST:

  
REGINA MOORE, Clerk  
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 3RD day of April, 2003.

  
REGINA MOORE, Clerk  
City of Bloomington

SIGNED and APPROVED by me upon this 3RD day of April, 2003.

  
JOHN FERNANDEZ, Mayor  
City of Bloomington

#### SYNOPSIS

This ordinance establishes the Wireless Enhanced 911 Non-Reverting Fund with revenues from the Monroe County Wireless Enhanced 911 Fund. The Fund shall be used for the lease, purchase, or maintenance of wireless enhanced emergency telephone equipment; personnel expense and training; the provision of wireless enhanced emergency service; or educating consumers about the use of enhanced 911 service. Monies from the Fund will be appropriated by the Common Council, claims will be approved by the Board of Public Safety, and any unspent appropriations will be returned the Fund.

Signed copies to:  
legal(5)  
controller

CA/CA(2)  
file

Bd. of Public Safety  
MC Auditor

MC Treasurer